



**April 2, 2013**

## **City Council Committee Report**

**TO: Mayor and Council**

**FR: Tara Rickaby, Planning Administrator**

**RE: Transfer of municipal shore allowance Hilly Lake - German**

### **Recommendation:**

That the Council of the Corporation of the City of Kenora gives three readings to a by-law to transfer lands described as Part 1 of Plan 23R 12158 to Dwayne German and Donna German, as a consolidation with property described as Lot 6 Plan M-668; and further

That the Mayor and Clerk be hereby authorized to execute any and all documents required to complete this transaction; and further

That the Municipal Solicitor co-ordinates this process on behalf of the City.

### **Background:**

In February of 2012 Council adopted this resolution:

That Council of the City of Kenora hereby declares property abutting 115 Hilly Lake Road PT M LOC 432P PLAN M668 LOT 6 and Hilly Lake, as surplus to the needs of the municipality; and

THAT the applicants submit an application to purchase with the required fee;

THAT the applicants arrange for an Ontario Land Surveyor to provide services, and that the City of Kenora shall issue survey instructions;

THAT in accordance with Notice By-law #140-2007 as amended, when the survey is complete, arrangements be made to advertise the sale of the subject lands for a two week period; and further

THAT once the advertising process has been completed, Council give three readings to a by-law to authorize the sale of land to Dwayne German and Donna German, subject to the condition that a minimum 3 metre natural vegetation area will be required adjacent to the shoreline to minimize the impact of development on water quality of Hilly Lake, at the appraised value, as established by Century 21 – Reynard Real Estate, plus survey, legal and any other associated costs.

The lands are now surveyed, and the survey deposited into the land registry system. The property owner has submitted the purchase price to the City of Kenora and advertising is taking place.

**Budget:** All costs to be borne by Applicant/property owner

**Communication Plan/Notice By-law Requirements:** Agenda for Property and Planning and Council, Property Owners, Municipal Solicitor, Engineering (GIS)