



SUBJECT: Assumption of Orchard Creek Subdivision

TO: Environment, Infrastructure & Community Services Cttee.

FROM: Engineering Services Department

Report Number: ES-51-21

Wards Affected: 5

File Numbers: 510-02-04/95

Date to Committee: December 9, 2021

Date to Council: December 14, 2021

Recommendation:

Assume the Orchard Creek Subdivision, registered as Plan 20M-669, File 510-02-04/95;

Accept all works and services under the jurisdiction of the city within the subdivision to become the property of the City of Burlington;

Direct the City Clerk to notify the Region of Halton of this assumption;

Release Subdivision Agreement Instrument Number H694869 from title save and except for the following conditions:

- Condition 37 (a), affecting Lots 16 to 19 (inclusive), 30 and 39; and
- Condition 37 (b), affecting Lots 10 to 16 (inclusive).

Authorize the Executive Director of Legal Services or designate to prepare any necessary documents and authorize the Mayor and City Clerk to sign them; and,

Direct the City Clerk to present the necessary by-law to Council to accept all works and services of the said plan of subdivision and assume the following streets as public highways:

<u>STREET</u>	<u>PARCEL</u>	<u>PIN NUMBER</u>
0.3 metre reserve	20M-669	07184-0374
Blue Spruce Avenue	20M-669	07184-0375
Woodsmere Court	20M-669	07184-0376

Fernbrook Court

20M-669

07184-0377

Authorize the City Solicitor or her designate, to amend the parcel designation in the bylaw, if necessary, upon registration of the by-law.

PURPOSE:

The purpose of this report is to recommend that Orchard Creek Subdivision be assumed.

Background and Discussion:

This subdivision was registered as Plan 20M-669 on August 18, 1997. Most of the work in this subdivision has been completed for approximately fifteen years.

This subdivision includes the following infrastructure that will be this city's future maintenance and reconstruction responsibility:

- 0.8 lane kilometers of road;
- 657 metres of storm sewers along with catchbasins and appurtenances;
- 150 metres of sidewalk;
- 815 metres of curb and gutter;
- 325 metres of 1.5-metre-high black vinyl chain link fence;
- 50 boulevard trees;
- 13 street lights;
- 1 rigid frame culvert; and
- 700 square metres of creek block slopes.

All works in the Orchard Creek Subdivision have been completed. The underground and aboveground services have been accepted. It therefore remains for Council to accept the works and services in the subdivision and relieve the developer of his obligations under the subdivision agreement.

Subdivision Agreement Instrument Number H694869 may be released from title save and except for the following conditions:

Condition 37 (a), affecting Lots 16 to 19 (inclusive), 30 and 39, advising the purchasers/tenants that provisions shall be made for a public walkway within the creek block to access the neighbourhood park to the north. Purchasers/tenants are further advised that the creek block abutting the property has been vegetated to create a natural setting and the City will not carry out routine maintenance, such as grass and weed cutting, except for areas which are developed by the City for public walkways and trails.

Condition 37 (b), affecting Lots 10 to 16 (inclusive), advising the purchasers/tenants that the neighbouring park will contain active sports and recreational facilities for public use.

Financial Matters:

Once Council approves the assumption of this subdivision, securities and inspection fees deposited with the City by the developer will be released.

Total Financial Impact

The estimated annual maintenance cost for the assumed infrastructure and urban forestry assets within this subdivision is \$9,250 per year, based on 2021 operating budget projected costs. The costs of maintaining additional roadway assets are included annually in the Roads, Parks and Forestry Department's current budget proposal.

Climate Implications

Not applicable

Engagement Matters:

Not applicable

Conclusion:

Staff has confirmed with all City departments, Region of Halton, Conservation Halton, public utilities (including Burlington Hydro Inc.), and the Halton School Boards that all subdivision agreement requirements have been fulfilled. It is therefore recommended that this subdivision be assumed.

Respectfully submitted,

Jeff McIsaac, C.E.T.

Senior Engineering Technologist

905-335-7600 ext. 7834

Appendices: (if none delete section)

A. Sketch No. 1 – Detail Sketch

Notifications: (if none delete section)

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Report Approval:

All reports are reviewed and/or approved by Department Director, the Chief Financial Officer and the Executive Director of Legal Services & Corporation Counsel.

