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MULOCK DRIVE LAND DEDICATION – MINISTRY OF TRANSPORTATION OF ONTARIO TO YORK REGION

The Transportation and Works Committee recommends the adoption of the recommendation contained in the following report, March 7, 2007, from the Commissioner of Transportation and Works:

1. RECOMMENDATION

It is recommended that:

1. Council support the transfer of the road right-of-way from the Ministry of Transportation of Ontario (MTO) to York Region, as described on the attached drawing, (*see Attachment 1*), for the purpose of the construction of a right-turn lane into a proposed gas station at the northeast corner of Mulock Drive and Harry Walker Parkway, as required by MTO.

2. PURPOSE

This report is to facilitate an MTO requirement regarding the conveyance of lands to municipalities. The MTO submitted a letter dated December 11, 2006, (*see Attachment 2*), to the Region requesting a Council Resolution stating the Region's acceptance of the transfer of road right-of-way.

3. BACKGROUND

Imperial Oil Limited (Imperial Oil) plans to construct and operate a typical gas station complete with a variety store and car wash located at the north-east corner of Mulock Drive and Harry Walker Parkway.

As part of the site plan approval a west bound right-turn lane into the site from Mulock Drive is required. The right-turn lane will encroach into the MTO Highway 404 Controlled Access Highway limits, and as such the MTO requires its transfer to the Region.

4. ANALYSIS AND OPTIONS

The Transportation and Works Department has reviewed the MTO requirement for a resolution from Council and has no objections to the request. The transferred property will remain "public highway".

5. FINANCIAL IMPLICATIONS

The MTO requirement for payment of two hundred thousand dollars for the conveyance, mentioned in *Attachment 2*, will be the sole financial responsibility of Imperial Oil. There will be no payment charged to York Region for the conveyance. The cost for the land is not eligible for Development charge credits from the Region.

Since the lands will be conveyed to York Region, the costs associated with the on-going operations and maintenance of the right-turn lane and boulevard, will be the future responsibility of the Region.

These minimal additional costs for road maintenance have been accounted for in the 2007 operating budget.

6. LOCAL MUNICIPAL IMPACT

There are no financial implications to the Town of Newmarket.

7. CONCLUSION

The Transportation and Works Department has reviewed the MTO request for a Regional Council Resolution regarding the transfer of a Ministry Control Access Highway designated land, to the Region, and has no issues or concerns with the requirement.

Representatives of Imperial Oil have agreed to the purchase of necessary lands from the MTO and conveyance to the Region of York.

For more information on this report contact Faris Georgis, Manager, Development Approvals, Roads Branch at extension 5740 in the Transportation and Works Department.

The Senior Management Group has reviewed this report.

(The attachments referred to in this clause were included in the agenda for the March 7, 2007 Committee meeting.)