

Council-Community Relations

DISPOSITION OF LANDS – ABUTTING PROPERTIES – CCR-21

Effective:	October 20, 2020
Authorized By:	Council
Resolution:	20-24-258
Replaces:	<i>New Policy</i>

POLICY PURPOSE

Council has the ability to dispose of municipal lands in accordance with the Community Charter and the Local Government Act. This policy is intended to guide Council in decision making process of considering disposition of municipal lands.

SCOPE AND APPLICABILITY

This policy applies to the consideration of sale of municipal land to property owners whom directly abut a portion of the subject municipal property.

RESPONSIBILITIES

Land requests will be circulated to all departments for comment. A staff recommendation will be forwarded to Council for consideration.

Considerations

Requests to purchase a portion of municipal property will be considered if:

- The Land abuts the parcel owned by the applicant;
- There is no municipal purpose anticipated for the lands in the future;
- The sale would not adversely impact property owners whose lands abut the subject municipal parcel;
- The lands will be consolidated with the applicants parcel or the applicant agrees with any other conditions staff advise to restrict the future use of the lands;
- The resulting subdivision would not conflict with regulations governing subdivision.

Requests to purchase municipal property will **not** be considered when:

- The disposition of land would accommodate an encroachment which creates an unsafe or potentially hazardous condition to the public (ie impeding site lines);
- The request may create a conflict with a neighbouring owner;
- The request would adversely affect municipal operations, work, plans, efforts or initiatives;
- The request has been considered and may interfere with future utility or municipal infrastructure.

Costs

All costs associated with the purchase of the Land shall be born by the applicant. The applicant shall be responsible for the following costs of acquisition of the Lands:

- The Land purchase price is to be determined by Council at its discretion;
- Survey costs to complete a plan for subdivision/consolidation;
- Costs to register the plan of the subdivision; and



- Legal costs to carry out the purchase, registration of plans, transfer of ownership, and extension of any charges on property titles.

EXCEPTIONS

This policy shall **not** apply to the sale of Municipal lands where there is known interest from another abutting property. In this case an offer on the purchase of the land will be requested from both properties.