



Corporation of the Municipality of Temagami

Report No.
2020-M-020

Memorandum to Council

☒ **Staff**
☐ **Committee**

Subject: Encroachment Agreement – 12 Parkwood Lane

Agenda Date: **March 12, 2020**

Attachments: Resolution 18-315

RECOMMENDATION

WHEREAS Council of the Corporation of the Municipality directed Staff by way of Resolution 18-315 to execute and finalize the encroachment agreement with the proponent;

AND WHEREAS the encroachment agreement has been executed by the proponent on January 31, 2020;

NOW THEREFORE BE IT RESOLVED THAT Council receive report 2020-020;

AND FUTHER THAT Council directs staff to prepare the necessary by-law for council's consideration.

INFORMATION

The purpose of this report is to provide an update on the encroachment agreement for 12 Parkwood Lane (subject property). Since 2014 the proponents and the municipality of Temagami have been dealing with encroachments on the subject property. Several planners over the course of seven years have reviewed and dealt with this file.

Building/structure encroachments is when structures like: retaining walls, garages or houses etc., are not built entirely on the property owners property.

At the July 26, 2018 regular meeting of Council, Council passed resolution 18-315 (**attached**) to direct staff to execute and finalize the agreement with the proponent.

In collaboration with Kemp Pirie & Crombeen office the draft agreement has been drafted and executed by the proponents January 31, 2020. A survey was required in order to register the encroachment agreement on title of the property and this has been completed.

For Council's consideration, please see the attached draft by-law including the draft encroachment agreement & survey. This encroachment agreement permits the garage encroachment to continue on Harmony Avenue, also known as, Third Avenue and for the Municipality of Temagami road Parkwood Lane encroachment to continue on the subject property.

If Council deems it desirable, the by-law can have three readings and passed under section 13 Bylaws on the current agenda.

Prepared by:
Tammy Lepage, Planning Clerk