



Corporation of the Municipality of Temagami

Memo No.
2018-M-066

Memorandum to Council



Staff



Committee

Subject:

Municipal Property sales and Cost for Survey

Agenda Date:

November 13, 2018

Attachments:

RECOMMENDATION

That Council consider the following motion:

BE IT RESOLVED THAT Council receive Memo 2018-M-066; AND FURTHER THAT Council directs staff to proceed.

BACKGROUND

Encroachment Agreement Update:

At the regular Council meeting held on July 26, 2018 Council passed Motion No. 18-315 to proceed with having the encroachment agreement executed by the proponent Mr. Hamel. Council as previous direction was given to staff to bring information regarding encroachments and what that means when a structure (retaining walls, garages or houses etc.) that are not built entirely on privately owned land. Kemp Pirie & Crombeen notified me that prior to the execution of the encroachment agreement a survey is required. Mr. Hamel is willing to cover some of the cost for the survey; however, not all, as our property (Municipal Road) is encroaching onto his.

I've reached out to three local surveyors for quotes, I've heard back from two and the quotes range from \$3,500 - \$4,060 + HST. If Council deems it desirable to share the cost of the survey for the encroachment agreement at a split of 80% to the Municipality and Mr. Hamel would be responsible for the remainder 20%.

LOT 198 Sale to Mr. Black update:

At the regular Council meeting held on July 26, 2018 Council accepted Mr. Black's offer to purchase for property known as Lot 198. Council was unaware at the time of the acceptance that Lot 198 is currently on an unregistered Reference Plan. This means that Lot 198 doesn't have a legal address in order for it to be sold. A survey of the Lot 198 was required. Exp. was surveying lots 199 and 200 for public works and a request for Lot 198 to be surveyed to save on cost was requested. The survey is to be completed and reviewed by the Land Registry office in North Bay by the beginning of November. In future lot sales, a full search of title of the property should be completed prior to the Agreement of Purchase and Sale being executed. As the agreement of purchase and sale did not mention any cost to the owner for the survey, if Council deems it desirable to waive the cost for this survey.

Prepared by:

Reviewed by:

**Tammy Lepage,
Planning Clerk/Deputy Clerk**

**Craig Davidson,
Treasurer/Administrator**