



The Corporation of the Township of Huron-Kinloss

Staff Report

Report Title: Partial Release of Easement (No BR33203) over Part 2, Plan 3R-8767; 131 Huron Rd, Huron-Kinloss

Date: Aug. 12, 2024

Report Number: BLD-2024-08-19

Department: Building and Planning

File Number: C11 BLD 24

Prepared By: Michele Barr, Deputy CBO

Attachments: 3R-8767

Recommendation:

THAT the Township of Huron-Kinloss Council hereby receive for information Report BLDG-2024-08-19 prepared by Michele Barr, Deputy Chief Building Official;

AND FURTHER approves partial release from The Corporation of the Township of Huron-Kinloss re Transfer Easement No. BR33203 ("the Easement") over Part 2, Plan 3R 8767, Township of Huron-Kinloss;

AND FURTHER authorize the Mayor and Clerk to execute all required documentation.

Background:

A storm drainage system easement was required prior to the construction project of upgrading the water distribution system of Huron Road from Lighthouse Road southerly to Lake Range Drive, including Meadow Place (2010). The construction on the subject property for the storm drainage system was 2009 and has been completed.

Discussion/Analysis/Overview:

The Township files indicated that an easement was secured on the property known as 131 Huron Rd, Pt of Lot 3 Concession A, PIN 33329-0863 for storm drainage system outlet. Reference plan 3R 8767 was prepared with two parts (attached). Documentation in the file indicates Part 1 as a permanent easement and Part 2 as a temporary working easement. Once the construction was complete the temporary easement was no longer required.

The owner of the property has made application to construct a new single detached dwelling and septic. During the application process it was determined that the Easement on Part 2 3R 8767 remains in place. In order to move forward with the new build the easement on Part 2 needs to be released.

The permanent easement shown as Part 1 will remain in place.

Staff have been circulated on the request and have no concerns with partial release of easement No BR33203 over Part 2 3R-8767.

Financial Impacts:

There will be cost for our solicitor to prepare documents and release the easement.

Performance Measurement:

Strategic Area:

- | | |
|--|---|
| <input type="checkbox"/> Embrace a thriving rural lifestyle | <input type="checkbox"/> Enhance Municipal Service Delivery |
| <input checked="" type="checkbox"/> Prepare for Inclusive Growth | <input type="checkbox"/> Ensure Financial Stability |

Strategic Goal: Manage assets and infrastructure

Respectfully Submitted By:

Michele Barr, Deputy Chief Building Official

Report Approved By:

Jodi MacArthur, Chief Administrative Officer