



City of
Peterborough

To: Members of the Committee of the Whole

From: Allan Seabrooke, Acting Director, Planning and Development Services

Meeting Date: December 5, 2016

**Subject: Report PLPD16-088
Conveyance of City land to Rice Lake Snow Drifters Club Inc.**

Purpose

A report to recommend the conveyance of City land for trail purposes for a nominal fee.

Recommendations

That Council approve the recommendations outlined in Report PLPD16-088 dated December 5, 2016, of the Acting Director, Planning & Development Services, as follows:

That the lands described on Appendix A attached, be declared surplus to the needs of the municipality and that a by-law be passed that the lands described in Appendix A be conveyed for nominal consideration to the Rice Lake Snow Drifters (“RLSD”).

- a) That the conveyance be conditional upon the RLSD granting easements, in favour of the City and in favour of Her Majesty the Queen in the Right of the Province of Ontario, so that each party can install and/or maintain its infrastructure within the lands the RLSD is purchasing.
- b) That the conveyance be conditional upon the RLSD granting a drainage easement in favour of the City.

Budget and Financial Implications

This transaction will have no financial implications to the Corporation. By divesting the property, the City incurs no ongoing costs to manage and maintain the property.

Background

The Rice Lake Snow Drifters ("RLSD") snowmobile club approached the City in 2015 seeking to establish a snowmobile trail on City-owned land, running from the southern boundary of the City northwards to the rear of the Endicott Fuels property. (See Appendix A).

In 2014, the City completed the Trans-Canada Trail from Lansdowne Street to the City limits, thereby connecting its trail system to the Lang-Hastings section of the trail. This connection has long been anticipated by trail users eager to explore the trail to Hastings and beyond. While motorized activities, including snowmobiling, are not permitted on City multi-use trails, snowmobiling is permitted on the Trans-Canada Trail beyond the City limit toward Hastings. The Snow Drifters is the snowmobile club active in this area and it had requested access into the City because they wanted access to Endicott Fuels in order to buy gasoline.

Staff had been working with the Snow Drifters, on the design of a separate snowmobile trail within the former CP Rail right-of-way from the City limits to Endicott Fuels (Appendix A attached) and on the development of an agreement to cover (1) the construction, operation, inspection and maintenance of this snowmobile trail and (2) the insurance and indemnity issues which the agreement raises.

Council directed to staff, in Closed Session on 29 March 2016, to negotiate the sale of the required land to the RLSD for the purpose of building a snowmobile trail.

During the intervening months, the RLSD obtained and then registered a Reference Plan on October 28, 2016. That Reference Plan provides the legal description for the lands that will be sold. The parties are now ready to complete the sale of the land required for the snowmobile trail.

The RLSD will be required to give the City a first right of refusal. The City will register a notice on title to that effect. The RLSD will also be required to provide the following easements:

- Easements in favour of the City and in favour of Her Majesty the Queen in the Right of the Province of Ontario, so that each party can install or maintain its infrastructure within the lands the RLSD is purchasing; and
- A drainage easement in favour of the City.

Amongst other considerations the RLSD will:

- a) Be responsible for the design, construction, inspection and maintenance of a snowmobile trail from the City limits to Endicott Fuels in the former CP right-of-way;

- b) Inspect and maintain the Trail in a safe condition year round; and
- c) Inspect and maintain the gravel parking lot in a safe condition during the snowmobile season.

As the Municipality has had no financial outlay, and given that these lands will now be used for public benefit it is recommended that this property be conveyed for nominal consideration to the RLSD.

Submitted by,

Allan Seabrooke
Acting Director, Planning and Development Services

Stephen Burman
Manager, Real Estate and
Development

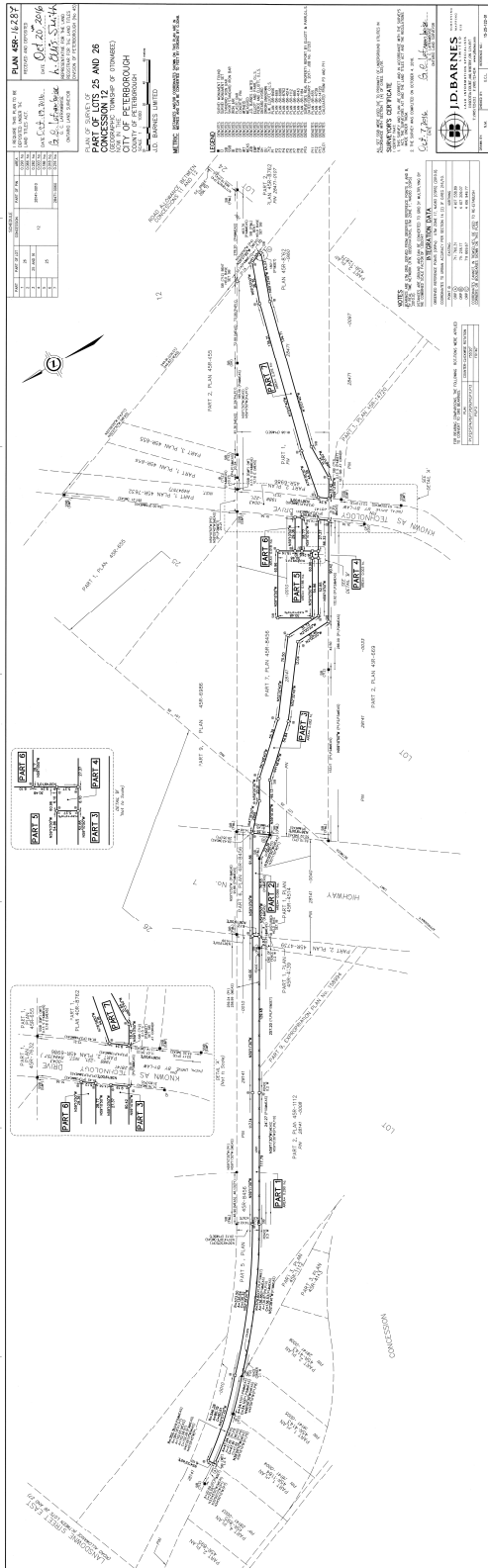
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Attachments:

Appendix A: Reference Plan
Appendix B: Concept Plan

Appendix A, page 1 of 1 (Reference Plan)



Appendix B, Page 1 of 1 (Location Map)

