

Council Memorandum

Date:	April 5, 2022
To:	Council
From:	Councillor Elmslie
Re:	Application from Patrick and Candace Chartier, 21 Blue Bay Lane, Fenelon Falls

Recommendation

That the memorandum from Councillor Elmslie, **regarding the application from Patrick and Candace Chartier, 21 Blue Bay Lane, Fenelon Falls** be received;

That Council grant approval for the sale of the unopened road allowance adjacent to 21 Blue Bay Lane to Patrick and Candace Chartier; and

That these recommendations be brought forward to Council for consideration at the next Regular Council Meeting.

Rationale

On September 7, 2022, Ms. Chartier made a deputation to Council with the request to purchase the unopened road allowance. Council received CW2021-192 and referred it to staff for a report back.

On December 14, 2021 Land Management submitted report RS2021-048, which recommended denying the request. The justification provided was that the land had been given to the City, by the neighbouring farmer, in 2011. The land was provided for public access to Cameron Lake. Council chose to receive the report. Subsequently, Land Management sent a letter to the Chartiers denying their application.



As a result, the Chartiers had no opportunity to explain their circumstance.

The unopened road allowance is fully land locked and does not touch highway 35 at any point. Currently, the only access to the road allowance is via a well marked, private road (see attached image) and thus, is unreachable by the general public.

The farmer has since sold his farm to the Chartiers, making access to the road allowance even more difficult to reach.

If the general public wishes to access this parcel by road, they must trespass on private property. This creates a liability issue for the Chartiers and also, the municipality.

In order to mitigate against these issues, Council should approve the sale.

