



COUNCIL ADDENDUM
Thursday, March 8, 2018
7:00 p.m.

6 PRESENTATION AND CONSIDERATIONS OF REPORTS

Not Listed
on the
Agenda

6.6 Director of Corporate Services Report – Land Transfer Request Update

A report from the Director of Corporate Services/Clerk dated March 8, 2018 to provide an update to Council with respect to a report that went to the January 25, 2018 General Government Services Committee seeking approval to accept a donation of land as proposed by Dufferin Wind Power Inc. (DWPI).

THAT the report from the Director of Corporate Services/Clerk, dated March 8, 2018, regarding Land Transfer Request – Update be received;

AND THAT the proposal from the Dufferin Wind Power Inc. to purchase a strip of land, located at Part of Lot 30, Concession 2, Township of Amaranth, from a landowner adjacent to the former rail corridor and deed it to the County in order to gain better access to a transmission line station, be approved.



REPORT TO COUNCIL

To: Warden Mills and Members of Council
From: Pam Hillock, Director of Corporate Services/Clerk
Meeting Date: March 8, 2018
Subject: **Land Transfer Request - Update**

In Support of Strategic Plan Priorities and Objectives:

Economic Vitality – 1.3. Promote conservation and environmental sustainability

Purpose

The purpose of this report is to provide an update to Council with respect to a report that went to the January 25, 2018 General Government Services Committee seeking approval to accept a donation of land as proposed by Dufferin Wind Power Inc. (DWPI)

Background & Discussion

The original report requesting approval to accept a donation of land as proposed by Dufferin Wind Power Inc. (DWPI), went to the January 25, 2018 General Government Services meeting.

Dufferin Wind Power Inc. (DWPI) has a transmission line station located in the rail corridor just south of 30th Sideroad in Amaranth that currently encroaches onto an adjacent landowner's property. In order to have better access to the west side of the transition station for long-term maintenance, DWPI has been working with the landowner to find a solution. The landowner does not want a long term lease on their property but is willing to sell a strip of land that is directly adjacent to the rail corridor to provide DWPI better access to the station. Knowing that a severance of this nature is not allowed or practical, DWPI has proposed to purchase the land and the landowner would then deed full ownership of the land directly to the County, so the County would own the land outright.

The land being considered is a 2m wide x 60m long access strip running directly adjacent to the rail corridor and the transition station. Under the proposed transaction, the land would be transferred to the County and added to the County's rail corridor ownership. The County would then grant access rights for this strip of land to DWPI under the same terms and conditions of the existing easement via a simple amendment or some form of agreement acceptable to the County.

DWPI's legal team has drafted the necessary documentation to accomplish this transfer of land and it has been provided to the County's lawyer.

At the February 8, 2018 Council meeting, Council passed the following resolution:

THAT the report from the Director of Corporate Services/Clerk, dated January 25, 2018, regarding Land Transfer Request, be deferred until additional approvals that may be necessary from the Township of Amaranth are received.

The Township of Amaranth has confirmed that the consent process is not necessary for this land transfer.

Staff is recommending that Council move forward and approve the proposal from DWPI.

Financial, Staffing, Legal, or IT Considerations

There will be no financial costs as Dufferin Wind Power Inc. will cover all costs associated with legal expense for the review of the proposal and also the proposed transaction.

Strategic Direction and County of Dufferin Principles

By considering the proposal from Dufferin Wind Power Inc., it confirms to the strategic priority to promote conservation and environmental sustainability.

It adheres to the County of Dufferin Principles:

1. We Manage Change – by addressing and acknowledging needs of our local businesses
2. We Deliver Quality Service – by bringing forward options to consider and choosing the best possible solution
3. We Communicate – by providing Council with staff reports that have all the background information needed to make good decisions
4. We Make Good Decisions – by keeping our practices up to date to best serve our residents

Recommendation

THAT the report from the Director of Corporate Services/Clerk, dated March 8, 2018, regarding Land Transfer Request – Update be received;

AND THAT the proposal from the Dufferin Wind Power Inc. to purchase a strip of land, located at Part of Lot 30, Concession 2, Township of Amaranth, from a landowner adjacent to the former rail corridor and deed it to the County in order to gain better access to a transmission line station, be approved.

Respectfully Submitted,

Pam Hillock,
Director of Corporate Services/Clerk

Prepared by Michelle Dunne, Deputy Clerk