

Notice of Clerk's Receipt of Petition



Petition Received

A petition was received by the Town of Lakeshore via email on February 19, 2020.

The petition held 14 signatures and requested the following:

We the residents of Tellier rd. in St. Joachim Ontario, petition The Town of Lakeshore to expropriate Tellier rd. from the current owner, or estate of Mr. Quinlan.

Road conditions are dangerous and hazardous. We have elderly and disabled residents on this road which prevent them and everyone from safely walking, riding bicycles, or simply walking to the mailbox to retrieve their mail. Ambulance services have had difficulty reaching the address in the appropriate time. Residents are denied newspaper delivery due to the unsafe road conditions. Residents have spent thousands of dollars on vehicle repairs. Unsafe passageway of vehicles driving on our lawns to avoid sinkholes. Water is pooling in large potholes and making its way towards our foundations. The owner of the road has not provided any type of maintenance or repair for many years.

We respectfully ask for the township to assume ownership of Tellier rd.

Administration's Response

The attached letter was sent in response to the petition.

A handwritten signature in blue ink, appearing to read "Kristen Newman", is written over a horizontal line.

Kristen Newman
Director of Legislative &
Legal Services (Clerk)



March 4, 2020

Ms. Crystal Meloche
[REDACTED]

Dear Ms. Meloche:

Re: Petition for Assumption of Private Road – Tellier Road

The Town of Lakeshore acknowledges receipt of the petition that you have submitted with signatures of other property owners on Tellier Road for the Town to expropriate and assume Tellier Road. I advise that the Town has a policy on identifying the criteria that will need to be satisfied before the Town will assume a private road. The Town will not typically expropriate land in order to assume a private road which is the reason for the Town policy on establishing what will be required to be completed for the Town to assume a private road.

As outlined in the policy, all of the property owners that front on Tellier Road must be in 100% agreement to the following:

- 1) All property owners that own a portion of the private road must agree to dedicating the private road to the Town of Lakeshore
- 2) All of the property owners must agree to assume the full cost of upgrading the private road to municipal standards in accordance with the Municipal Act for Local Improvement charges.
- 3) A road right of way (ROW) width dedication of 20m width will be required
- 4) Construction of road infrastructure upgrades must be completed prior to conveyance of the road right of way property.
- 5) Road infrastructure upgrades will consist of the following minimum standards:
 - a) 7m wide paved asphalt surface
 - b) 1.5m wide gravel shoulders on both sides of the road
 - c) Proper roadside drainage determined by the Town with a sufficient outlet
 - d) Sufficient easements for any existing utility that remain outside of ROW
- 6) The property owners must maintain the newly constructed road for a period of one year prior to the assumption of the road allowance by the Town
- 7) All associated costs including legal, surveying, engineering, construction or other related costs are to be the responsibility of the affected property owners.

Tellier Road is approximately 450m long with 20 properties fronting along the west side of the road. The existing road consist of a gravel road varying between 4 to 5m width and there are a number of accessory buildings and boat docks along the east side of the road.

The Town has completed a high level review of potential implications that property owners need to be informed about before making the decision of whether there is still interest in moving forward with a formalized petition process under the Municipal Act. The Town provides the following additional information:

- 1) A high level estimate to complete the construction of the upgrades to Tellier Road is \$700,000.
- 2) The estimated total identified above will result in estimated cost of \$35,000 equally divided between each of the 20 properties that would be required to assume these costs.
- 3) The 20m wide ROW dedication will result in the east limits extending to the water channel along the east side of road; therefore, the accessory buildings, sheds, boat docks will require removal from the ROW dedication.

Should you along with your neighbouring property owners on Tellier Road wish to proceed after recognizing the above process requirements and costs that will be borne by the affected property owners, please contact the undersigned to discuss the next steps of a formalized petition form that will include costs and associated process requirements that property owners are acknowledging and agreeing to by signing the petition.

Should you have any questions or concerns, please feel free to contact the undersigned.

Yours truly,



Nelson Cavacas, C.E.T.
Director of Engineering and Infrastructure Services

NC/bjk