

**Title: Right-of-Way Acquisitions**

**Policy No: 4031**

**Effective Date: April 27, 2021**

**Motion Number: 21.04.220**

**Supersedes Policy No: EES 16**

**Review Date: April 27, 2024**



**Purpose:** To authorize Administration to acquire right-of-way for road construction, and maintenance and drainage purposes.

## 1. DEFINITIONS

- 1.1. **Greenview** means the Municipal District of Greenview.
- 1.2. **Right-of-Way** means an agreement that confers on Greenview the right to use the land for the construction of a public road.

## 2. POLICY STATEMENT

- 2.1. Administration is authorized to purchase land for right-of-way as necessary.

## 3. PROCEDURE

- 3.1. Administration will have the authority to negotiate the purchasing of additional right-of-way as necessary. Right-of-way standards will typically be those described in the Development Guidelines & Municipal Servicing Standards.
- 3.2. When a subdivision is being removed from a parcel of land that is adjacent to a 30-metre widened road right-of-way and a road widening may be required in the opinion of the Director of Infrastructure and Planning, or designate, an agreement for the future acquisition of land for road widening and corner cuts and shall be put in place as a condition of the subdivision.
- 3.3. Any supplementary payments resulting from special damages, injurious affection, or extenuating circumstances will be in addition to the general compensation.

## 4. ADMINISTRATION RESPONSIBILITIES

- 4.1 Administration will purchase right-of-way as noted in the Schedules of Fees Bylaw.
- 4.2 Administration will ensure the appropriate documentation is executed and registered at the Land Titles Office to secure on title the road widening interest acquired by Greenview.

- 4.3 Administration will review and evaluate all roads, together with land use information, traffic demands, and economical/financial information to form the basis for classification of roads and upgrading programs.
- 4.4 Administration will review subdivision applications and provide recommendations to the Planning and Development department on required roads and provide any necessary alignment plans and proposed upgrading if the required road exceeds the 5 or 10 metres.