



# The Corporation of the Town of Milton

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Report To: Council

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From: Barbara Koopmans, Commissioner, Development Services

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Date: September 21, 2020

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Report No: DS-038-20

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Subject: Permanent Closure of a Portion of Peru Road

**Recommendation:** THAT the portion of Peru Road designated as Parts 1 to 7, 11 to 16, 20, and 21 on the draft reference plan attached as Figure 1 to this report be stopped up and closed;

AND THAT the portion of Peru Road designated as Parts 8 to 10 and 17 to 19 on the draft reference plan attached as Figure 1 to this report be declared part of the No. 3 Side Road Right of Way;

AND THAT the portion of Peru Road designated as Parts 2, 3, 5, 6, 7, 11, 12, 15, 16, 20, and 21 on the draft reference plan attached as Figure 1 to this report be declared Greenland Area;

AND THAT the proposed by-law, stopping up and closing the road allowance, on tonight's agenda, be approved;

AND THAT the portion of Peru Road designated as Parts 1, 4, 13, and 14 on the draft reference plan attached as Figure 1 to this report be declared surplus to the needs of the Municipality and such lands be transferred to the Ministry of Transportation;

AND FURTHER THAT the Mayor and Town Clerk be authorized to execute any documentation necessary to facilitate this transfer.

## EXECUTIVE SUMMARY

The purpose of this report is to obtain Council's approval for the permanent closure of Peru Road from "Street A" to the south limit of No. 3 Side Road and from the north limit of No. 3 Side Road to Highway 401 to facilitate the realignment of a portion of the Sixteen Mile Creek Reach referred to as NW-2-G1, which is required to accommodate the realignment of Tremaine Road and the construction of a new interchange at Highway 401.



The proposed alignment for the NW-2-G1 creek corridor, which necessitates the permanent closure of a portion of Peru Road, was identified in the 2008 addendum to the Tremaine Road and James Snow Parkway Transportation Corridor Improvements Class EA Study 2007 (Tremaine EA).

Subsequently, the closure of Peru Road was discussed in staff report PD-014-14, at which time Council approved in principle the closure of a portion of Peru Road to facilitate the proposed alignment of the NW-2-G1 creek corridor, subject to conditions. The closure of this portion of Peru Road was reflected in the Milton Heights Neighborhood Subwatershed Impact Study (Milton Heights SIS) and the Local Official Plan Amendment for the Milton Heights Neighbourhood, approved by the Ontario Municipal Board in 2014 with the order issued in January 2017.

Section 35 of the Municipal Act, 2001, as amended, permits a municipality to pass by-laws removing or restricting the common law right of passage by the public over a highway and the common law right of access to the highway by an owner of land abutting a highway.

## REPORT

### Background

To facilitate the realignment of Tremaine Road and the construction of a new interchange at Highway 401, the 2008 Addendum to the Tremaine EA identified creek corridor for the NW-2-G1 watercourse, which required closing a portion of the Peru Road right-of-way. This was reflected in the Local Official Plan Amendment for the Milton Heights Neighbourhood, which designated this portion of Peru Road to be closed as a Greenland A Area. , (See Figure 2).

Further, the 2013 Milton Heights Neighborhood Subwatershed Impact Study (Milton Heights SIS) prepared by Rand Engineering Corporation on behalf of the Milton Heights Landowners Group confirmed that as part of the realignment of Tremaine Road and introduction of an interchange at Highway 401, the Sixteen Mile Creek Reach NW-2-G1 have to be relocated onto Regional and Municipal Lands (Peru Road road allowance) in order to accommodate the anticipated flows from the original watercourse, the external drainage areas, and the future storm water management facilities (See Figure 3).

In addition, at its meeting of January 18, 2014, Council passed Report No. PD-014-14 in support of the future closure of Peru Road in accordance with the addendum for the Environmental Assessment for Tremaine Road and James Snow Parkway (2008), except for that portion of Peru Road in line with Third Side Road to the Granite Lands property line.



## Discussion

As part of the works for the realignment of Tremaine Road and the construction of a new interchange at Highway 401, Halton Region has completed the construction of “Street A” which will allow the detouring of traffic on Peru Road and No. 3 Side Road.

“Street A” is a temporary two-lane rural roadway built by Halton Region on temporary easements that will be maintained by the Region until such time the Century Grove and Milton Meadows South lands are developed and the municipal services assumed by the Town.

Once traffic from/to Peru Road and No. 3 Side Road has been diverted to “Street A”, the portion of Peru Road from Street A to the south limit of No. 3 Side Road and from the north limit of No. 3 Side Road to Highway 401 can be permanently closed and Halton Region would proceed with the realignment of the Sixteen Mile Creek Reach NW-2-G1.

Halton Region’s contractor has already started the construction of the next phase of improvements to Tremaine Road from south of No. 3 Side Road (Street A) to south of Highway 401. Improvements will include the following upgrades:

- New Tremaine Road to four lanes;
- Realignment of the Sixteen Mile Creek Reach NW-2-G1;
- Pre-grading for future interchange ramps, south of Highway 401;
- New multi-use pathways and bike lanes;
- New street lighting and landscaping, and
- Installation of new watermains and storm water management infrastructure.

## Financial Impact

None arising from this Report.

Respectfully submitted,

Barbara Koopmans, MPA, MCIP, RPP, CMO  
Commissioner, Development Services

For questions, please contact: Sofia Polania

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## Attachments

Figure 1 – Peru Road Draft Reference Plan  
Figure 2 – Sherwood Survey Secondary Plan  
Figure 3 – Milton Heights SIS

CAO Approval  
Troy McHarg  
Acting Chief Administrative Officer

