

ENGINEERING SERVICES REPORT NO. Eng- 017/10
LORNE MOON PARK REGRADING
December 9, 2009

Approval Date: December 14, 2009

Background:

Through the Clerk, Council received an e-mail from Mr. Lorne P. Moyer regarding the access to Lorne Moon Park from McMillan Court. In that e-mail Mr. Moyer noted that there were two items which needed to be addressed, namely the Catchbasin grate in the sidewalk leading to the park and the height of the park itself above the sidewalk. The Director of Parks and Recreation and the writer were directed to look into the matter.

Since there is legal action being taken regarding Oxford Village I contacted our lawyers regarding the request to change the grading into the park. It would be prudent to inform Council that after we called the Letters of Credit and placed the sidewalk to meet the grading plan we discovered the park was what appeared to be graded incorrectly. At that time Baker and Benedict, O.L.S. were hired to plant survey bars for the walkway and to do a topographic survey of Lorne Moon Park to determine if the park had been graded properly. We reviewed the topographic survey and found that the southwest corner of the park where it connects to the walkway and at the rear of three lots north of the walkway was not graded properly. Costs were included in the action. I contacted the lawyers and asked about what action we should be taking and was advised to send a letter to the developer requesting he re-grade the park. The Town accepted the park in July 15, 2002.

Recommendations:

- 1) That Engineering be authorized to send a letter to the developer requesting he re-grade that portion of Lorne Moon Park at the southwest corner where the park meets the walkway from McMillan Court. The developer would be given a time line to respond to the letter and to complete the work. Should the developer refuse to complete the work, Council would be informed and the next steps decided upon at that time.
- 2) That Engineering replace the existing Catchbasin Frame and Grate with an open grated Manhole Frame and Grate and that the sidewalk around same be replaced as required. Payment for this work would be taken from the remaining Letter of Credit funds.
- 3) That should the developer choose to not re-grade the park, Council may elect to complete the re-grading with funds from the Parkland Reserve.

Respectfully submitted,

E.R. (Gene) McLaren, C.E.T.
Director Engineering Services