



DEVELOPMENT AND PROPERTY COMMITTEE

Tuesday, March 30, 2011

A special meeting of the Development and Property Committee was held on Wednesday, March 30, 2011, at 9:30 a.m., at the County of Renfrew Administration Building, Pembroke, Ontario.

Present were: Don Rathwell, Chair
Robert Sweet, Warden

and Committee Members: Raye-Anne Briscoe, Mary Campbell, Donald Eady, Audrey Green,
Norm Lentz, David Thompson

Staff Present: W. James Hutton, Chief Administrative Officer/Clerk
Paul Moreau, Director of Development & Property
Judy Kelly, Administrative Assistant, Development & Property

Absent: Audrey Green

Chair Rathwell called the meeting to order at 9:30 a.m.

Warden Sweet provided background information on the abandonment process of the section of CP rail line from Smiths Falls to Petawawa (Camspur) which resulted in Lanark and Renfrew Counties submitting an expression of interest letter to CP Rail to ensure that they are afforded the right of first refusal on the acquisition of the rail property if the line is abandoned. He advised that the next section of rail line from Camspur to Mattawa has now been abandoned and indicated that he had a teleconference with Mayor Dean Backer, Town of Mattawa, and Mayor Robert Corriveau, Township of Papineau-Cameron, to discuss this abandonment. During the call it was agreed that a joint letter, similar to the one sent previously from Lanark and Renfrew Counties, would be sent to CP (see County Council Addendum report attached as Appendix I).

Warden Sweet advised Committee that CP wants to keep the line as one piece of property for sale purposes. Discussion was held on the process to be used to notify the public on the use of the rail line once it becomes the property of the County.

RESOLUTION NO. DP-C-11-03-24

Moved by: Mayor Campbell
Seconded by: Mayor Eady

WHEREAS Canadian Pacific Rail has issued a Notice of Sale or Discontinuance of the railway line in accordance with the *Canada Transportation Act* for the rail line between mile 104 Chalk River subdivision and mile 70 North Bay subdivision (Petawawa to Mattawa);

AND WHEREAS Canadian Pacific Rail has issued a Notice of Sale or Discontinuance of the Railway line in accordance with the *Canada Transportation Act* for the rail line between mile 104 Chalk River subdivision and mile 70 North Bay subdivision (Petawawa to Mattawa);

AND WHEREAS the Federal and Provincial Governments have allowed the deadline (mile 70 to mile 104) to acquire the railway to lapse;

NOW THEREFORE BE IT RESOLVED THAT the County of Renfrew submit a letter of intent for right of first refusal with Canadian Pacific Railway to acquire the rail bed for future use consistent with the County of Renfrew Abandoned Railway Rights-of-Way Policy upon the completion of the abandonment process.

RESOLUTION NO. DP-C-11-03-25

Moved by: Mayor Campbell

Seconded by: Reeve Lentz

THAT this meeting adjourn. Time – 9:52 a.m.

CARRIED.

**ADDENDUM TO
DEVELOPMENT & PROPERTY COMMITTEE REPORT
MARCH 30, 2011**

RESOLUTIONS

19. CP Rail Line

On March 16, 2011, the abandonment process under the *Canada Transportation Act* concluded for the CP line from Petawawa to Mattawa. On Monday, March 28, 2011, Mayor Dean Backer, Town of Mattawa, Mayor Robert Corriveau, Township of Papineau-Cameron, and Warden Bob Sweet convened a brief teleconference to discuss the abandonment of the CP rail line from Petawawa to Mattawa. During that call, all parties agreed to proceed with discussions with CP now that the line is abandoned. This would be initiated through a joint letter from the Township of Papineau-Cameron, Town of Mattawa and the County of Renfrew. The letter would be similar to the one sent previously from Renfrew and Lanark Counties.

RESOLUTION NO. DP-CC-11-03-24

Moved by Chair

Seconded by Committee

WHEREAS Canadian Pacific Rail has issued a Notice of Sale or Discontinuance of the railway line in accordance with the *Canada Transportation Act* for the rail line between mile 104 Chalk River subdivision and mile 70 North Bay subdivision (Petawawa to Mattawa);

AND WHEREAS Canadian Pacific Rail has issued a Notice of Sale or Discontinuance of the Railway line in accordance with the *Canada Transportation Act* for the rail line between mile 104 Chalk River subdivision and mile 70 North Bay subdivision (Petawawa to Mattawa);

AND WHEREAS the Federal and Provincial Governments have allowed the deadline (mile 70 to mile 104) to acquire the railway to lapse;

NOW THEREFORE BE IT RESOLVED THAT the County of Renfrew submit a letter of intent for right of first refusal with Canadian Pacific Railway to acquire the rail bed for future use consistent with the County of Renfrew Abandoned Railway Rights-of-Way Policy upon the completion of the abandonment process.

All of which is respectfully submitted.

Donald Rathwell, Chair

And Committee Members: Raye-Anne Briscoe, Mary Campbell, Donald Eady, Audrey Green, Norm Lentz, Bob Sweet, David Thompson

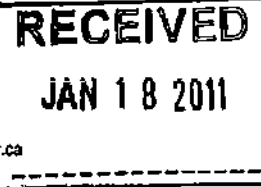


**CANADIAN
PACIFIC**

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strategyandresearch@cpr.ca



January 13, 2011

Sent by e-mail with confirmation copy by mail

**The Honourable Kathleen Wynne
Minister of Transportation
Queen's Park/Minister's Office
77 Wellesley Street West
Ferguson Block, 3rd Floor
Toronto, ON
M7A 1Z8**

**Tel: (416)-327-9200
Fax: NA
Email: kwynne.mpp.co@liberal.ola.org**

Dear Minister:

**Re: Canadian Pacific Railway Company's Chalk River Subdivision - Mile 104.0 to Mile 115.3 and
North Bay Subdivision - Mile 0.0 to Mile 70.0**

On April 19, 2010, Canadian Pacific Railway Company ("CP") advertised its intention to sell its Chalk River Subdivision between mile 104.0 and 115.3 and North Bay Subdivision between mile 0.0 and mile 70.0 (the "Line") or to discontinue operating the Line if it is not transferred.

No sale of the Line for continued operations resulted from the advertisement. Therefore, in accordance with subsection 145(2) of the *Canada Transportation Act* ("CTA"), CP is required to offer and hereby offers to transfer all of its interest in the Line to the Province of Ontario. This offer is subject to the terms and conditions generally applied to CP line sales which are a matter for negotiation between the parties should this offer be accepted.

If the Province of Ontario wishes to accept this offer to purchase the Line in accordance with subsection 145(3) of the CTA, a written acceptance must be communicated to CP by February 14, 2011 to the following address:

Legal Services
Suite 1110
81 Metcalfe Street
Ottawa, Ontario K1P 6K7

Attention: Ron Ashley, Senior Regulatory Counsel

In accordance with subsection 145(3)(b) of the CTA, this offer expires at 5:00 pm MST on February 14, 2011.

Sincerely,

Wayne Carten
Director, Strategic Network Development

(403) 319-6404
wayne_carten@cpr.ca

AND TO:

Mitch Stillman
Chief Administrative Officer/Clerk
Town of Petawawa
1111 Victoria St.
Petawawa, ON
K8H 2E6

Phone: (613) 687-5536
Fax: (613) 687-5973
Email: mstillman@petawawa.ca

Wayne T. Kirby
Chief Administrator Officer
Town of Laurentian Hills
34465 Highway 17, R.R. #1
Deep River, ON
K0J 1P0

Tel: (613)-584-3114
Fax: (613)-584-3285
Email: cao@town.laurentianhills.on.ca

Melinda Reith
Municipal Clerk
United Townships of Head, Clara & Maria
15 Township Hall Road
Stonecliffe, ON
K0J 2K0

Tel: (613)-586-2526
Fax: (613)-586-2596
Email: twpshcm@xplomet.com

Robert Corriveau
Mayor
Township of Papineau-Cameron
4861 Hwy 17 West P.O. Box 630
Mattawa, ON
POH 1V0

Tel: (705) 744-5610
Fax: (705) 744-0434
Email: info@papineau-cameron.info

**Jim Hutton
Chief Administrative Officer/Clerk
County of Renfrew
9 International Drive
Pembroke, ON
K8A 6W5**

**Phone: (613)735-7288
Fax: (613)735-2081
Email: info@countyofrenfrew.on.ca**

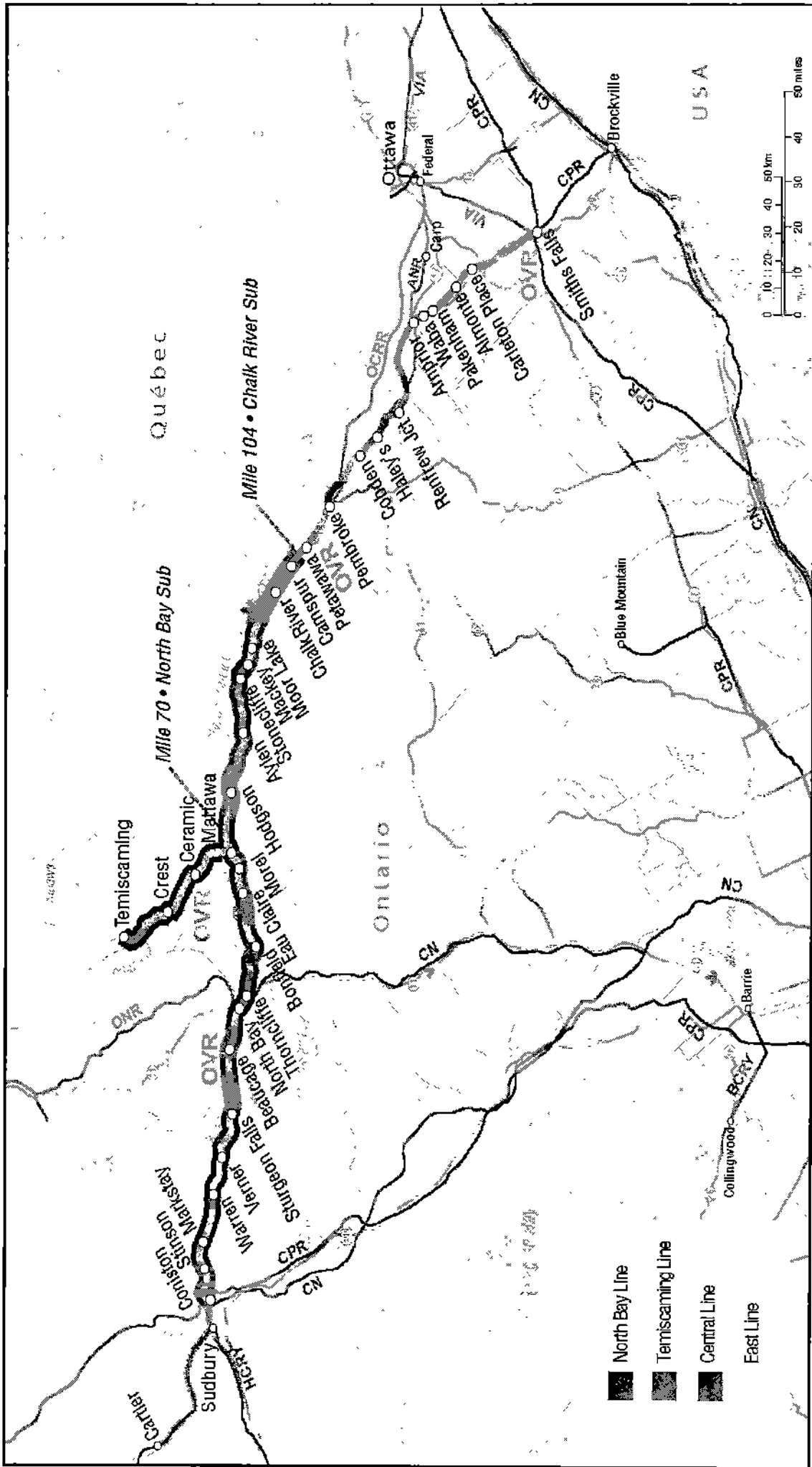
CP also, in accordance with section 145 of the *Canada Transportation Act*, offers its interest in the Line to the municipality through whose territory the line passes. If the Province of Ontario does not accept the offer made to it by February 14, 2011, the offer to the municipality to acquire the line will be open for acceptance.

For the purpose of this offer municipality used in the singular or plural form in this letter means a municipal or district government.

Should the Province of Ontario not accept the offer made to it within the time frame set out for its acceptance, the municipality shall have 30 days from February 14, 2011, the expiration date of the offer to the Province, to accept this offer.

CP will advise the municipality should the Province of Ontario agree to acquire the Line within the time frame for their acceptance.

If the municipality wishes to accept this offer to purchase the Line in accordance with subsection 145(3) of the CTA, a written acceptance must be communicated to CP by March 16, 2011. In accordance with subsection 145(3)(c) of the CTA, this offer expires 5:00 pm MDT on March 16, 2011.





April 6, 2011

Mr. Kevin Paul
Manager, Sales & Acquisitions
Canadian Pacific Railway
Real Estate - Ontario
1290 Central Parkway West, Suite 800
Mississauga, ON L5C 4R3

Dear Mr. Paul:

RE: Canadian Pacific Rail Abandonment – Petawawa to Mattawa

We are submitting this letter as an expression of interest to ensure that the County of Renfrew, Town of Mattawa and Township of Papineau-Cameron are afforded the right of first refusal on the acquisition of this property (including bridges and trestles) if the line is abandoned.

We look forward to working with you on this project.

Sincerely,

Robert Sweet
Warden, Renfrew County

Dean Backer
Mayor, Town of Mattawa

Robert Corriveau
Mayor, Papineau-Cameron Township

- c. W. James Hutton, CAO, County of Renfrew
Mike Favreau, Rail Network Capacity Manager, Strategy & Yield, CP Rail