

THE REGIONAL MUNICIPALITY OF YORK

BYLAW NO. 2023-47

To acquire certain lands for or in connection with the widening and reconstruction of Bathurst Street (Y.R. 38),
City of Richmond Hill and City of Vaughan

WHEREAS the Council of The Regional Municipality of York on May 18 2023, by its adoption of Item J.2.10 of the Committee of the Whole dated May 4, 2023, approved the expropriation of the lands therein referred to for or in connection with the widening and reconstruction of Bathurst Street (Y.R. 38) from Highway 7 (Y.R. 7) to Major Mackenzie Drive (Y.R. 25) in the City of Richmond Hill and City of Vaughan, provided that there were no requests for a hearing of necessity; and

WHEREAS a Notice of Application for Approval to Expropriate Land has been served upon the registered owners of the lands and has been published pursuant to the provisions of the *Expropriations Act*, R.S.O. 1990, c. E.26, as amended (the "Act"); and

WHEREAS no notification of a desire for a hearing has been received and the time for giving such notification has expired.

Now, therefore, the Council of The Regional Municipality of York HEREBY ENACTS as follows:

1. The expropriation of the lands referred to in section 2 is hereby approved and the Regional Chair and Regional Clerk are authorized to execute any required documents in accordance with the Act.

2. The lands described and designated as follows:

No.	Owner	Municipal Address	Legal Description	Interest Required
1.	625684 Ontario Limited	8755 Bathurst Street, City of Richmond Hill	Part 7 Plan 65R-34531	Temporary Easement (265.09 sq. m.)
2.	York Region Condominium Corporation No. 893	8909 Bathurst Street, City of Richmond Hill	Part 6 Plan 65R-34543	Temporary Easement (629.50 sq. m.)
3.	8940 Bathurst Street Ltd.	8940 Bathurst Street, City of Vaughan	Part 1 Plan 65R-34543	Temporary Easement (191 sq. m.)
4.	Trustees of the Islamic Shia Ithna-Asheri Jamaat of Toronto	9000 Bathurst Street, City of Vaughan	Parts 1, 2, 3 Plan 65R-34668	Temporary Easement (1147.80 sq. m.)
5.	The Toronto Waldorf School	9100 Bathurst Street, City of Vaughan	Parts 6,10,11,12, 26, 27 Plan 65R-34668	Temporary Easement (631.5 sq. m.)

The temporary easements required are described as a temporary limited interest commencing May 1, 2025, expiring April 30, 2030 in, under, over, along and upon and for municipal purposes including, but not limited to, entering on the lands with all vehicles, machinery, workmen and other material (i) to construct and maintain permanent municipal infrastructure which may include installation, maintenance, relocation and/or removal of traffic turning loops and associated signalization equipment and controls, retaining walls, shoring and formwork and/or drainage, erosion or sediment control measures such as watermains and storm sewers, and (ii) for construction purposes which include, but are not limited to, (1) relocation of existing services and utilities, (2) staging and storage of materials and equipment, (3) geotech testing, borehole testing, and other investigative works, (4) removal, relocation and/or installation of signage, (5) hard and soft landscaping, paving, grading and reshaping the lands to the limit of the reconstruction of municipal road fronting the lands herein described, (6) the installation and removal of temporary (i) pedestrian access and walkways, (ii) parking measures including re-stripping of aisles, lanes, and parking stalls, (iii) shoring and formwork, (iv) drainage and erosion/sediment control measures, (v) traffic signals, (vi) fencing, and (vii) handrails, and (7) works ancillary to any of the foregoing and necessary to the works to be performed in association with the purpose of widening Bathurst Street from Highway 7 to Major Mackenzie Drive, in the City of Vaughan and the City of Richmond Hill.

are to be expropriated and taken for or in connection with the widening and reconstruction of Bathurst Street (Y.R. 38) from Highway 7 (Y.R. 7) to Major Mackenzie Drive (Y.R. 25) in the City of Richmond Hill and City of Vaughan.

3. (1) The Regional Chair and Regional Clerk are hereby authorized and directed to sign a certificate of approval and plan or plans showing the lands expropriated.

(2) When so signed, the Commissioner of Corporate Services is directed to cause the said certificate of approval and plan or plans to be registered in the proper Land Registry Office and to pay all expenses incidental to the registration.

4. Plan Nos. 65R-34531, 65R-34543 and 65R-34668 shall form part of this bylaw.

ENACTED AND PASSED on October 26, 2023.

Regional Clerk

Regional Chair

Authorized by Item J.2.10 of the Committee of the Whole dated May 4, 2023, adopted by Council at its meeting on May 18, 2023.