

THE REGIONAL MUNICIPALITY OF YORK

BYLAW NO. 2019-46

To acquire certain lands for or in connection with the construction of the West Vaughan Sewage Servicing Project,
City of Vaughan

WHEREAS the Council of The Regional Municipality of York on September 20, 2018, by its adoption of Clause 31 of Report 12 of the Committee of the Whole, approved the expropriation of the lands therein referred to for or in connection with the construction of West Vaughan Sewage Servicing Project, in the City of Vaughan; 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 the registered owner has given notification in writing of a desire for a hearing and such hearing has been held by an Inquiry Officer, pursuant to the provisions of the said Act; and

WHEREAS Council on June 27, 2019, considered the report of the Inquiry Officer and by its adoption of Item G.3, approved the expropriation of the hereinafter described lands.

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. | Hunter-Fifty Investments Limited (c/o ZZEN Group) (Compound 4) | Vacant Land at the northwest corner of Langstaff Road and Highway 27 Vaughan | Parts 1, 2 Plan 65R36154 | Fee Simple |
| | | | Part 3, Plan 65R36154 | Permanent Easement |
| <p>The permanent easement required is described as a limited interest in perpetuity being a permanent easement or rights in the nature of a permanent easement 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 a sanitary trunk sewer and ancillary installations, (ii) for construction purposes which may include, but are not limited to, (1) relocation of existing services and utilities, (2) staging and storage of materials and equipment, (3) geo-technical 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 reconstruction of municipal roads, (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 implementing the sanitary sewer known as the West Vaughan Sewage System.</p> | | | | |

are to be expropriated and taken for or in connection with the construction of West Vaughan Sewage Servicing Project, in the 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 No. 65R36154 shall form part of this bylaw.

ENACTED AND PASSED on September 26, 2019.

Regional Clerk

Regional Chair

Authorized by Item G.3 adopted by Council at its meeting on June 27, 2019.

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