

THE REGIONAL MUNICIPALITY OF YORK

BILL NO. 40

BYLAW NO. 2014-37

To acquire certain lands for or in connection with the widening and reconstruction of Highway 7, in the City of Vaughan

WHEREAS the Council of The Regional Municipality of York on October 17, 2013, by its adoption of Clause 8 of Report 4 of the Committee of the Whole authorized an application for approval to expropriate the lands therein referred to for or in connection with the widening and reconstruction of road and intersection improvements, in order to provide designated lanes for the Viva transit system along the Highway 7 corridor, from Highway 400 to the Barrie GO Transit railroad, in the City of Vaughan; and

WHEREAS 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, Chapter E.26; and

WHEREAS one of the registered owners 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 the Council of The Regional Municipality of York on May 15, 2014, considered the report of the Inquiry Officer and by its adoption of Clause 15 of Report 10 of the Committee of the Whole 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 3 is hereby approved for or in connection with the widening and reconstruction of road and intersection improvements, in order to provide designated lanes for the Viva transit system along the Highway 7 corridor, at Creditstone Road, in the City of Vaughan.

2. The Regional Chair and Regional Clerk are hereby authorized and directed to execute a Certificate of Approval pursuant to the *Expropriations Act*.

3. The Region, as expropriating authority, expropriate the following lands by the preparation, execution and registration of a plan of expropriation:

No.	Owner	Municipal Address (YRRTC Reference)	Legal Description	Interest Required
1	La Torinese Drapery Ltd.	2781 Highway 7 West (Ref No. 119)	Parts 1 and 2 on Plan 65R34483	Fee Simple
			Parts 3 and 4 on Plan 65R34483	Temporary Easement
<p>The temporary easement will run from August 12, 2014, and expire on August 11, 2018, and is required for the purpose of entering on the lands with all vehicles, machinery, workmen and other material for construction purposes, which may include (1) relocation of existing services and utilities, (2) work that supports the construction of municipal infrastructure within the Region’s permanent takings, (3) staging and storage of materials and equipment, (4) geotech testing, borehole testing, and other investigative works, (5) removal, relocation and/or installation of signage, (6) hard and soft landscaping, paving, grading and reshaping the lands to the limit of the reconstruction of Highway 7, (7) the installation and removal of temporary (i) pedestrian access and walkways, (ii) parking measures including re-striping of aisles, lanes, and parking stalls, (iii) shoring and formwork, (iv) drainage and erosion/sediment control measures, (v) traffic signals, (vi) fencing, (vii) handrails, (8) works ancillary to any of the foregoing.</p>				

4. The Commissioner of Corporate Services is authorized to cause the said plan or plans to be registered in the proper Land Registry Office, to give notice of such

expropriation in accordance with the *Expropriations Act* and to execute all necessary documents to effect the transaction.

5. Plan No. 65R34483, hereto attached, shall form part of this bylaw.

ENACTED AND PASSED on May 15, 2014.

Denis Kelly
Regional Clerk

Bill Fisch
Regional Chair

Authorized by Clause 15 of Report 10 of the Committee of the Whole, adopted by Council at its meeting on May 15, 2014.