

THE REGIONAL MUNICIPALITY OF YORK

BILL NO. 29

BYLAW NO. 2014-29

To acquire certain lands for or in connection with the widening and reconstruction 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 Baldwin Avenue, 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 no notification of a desire for a hearing has been received with respect to the lands referred to in section 3 and the time for giving such notification has expired; and

WHEREAS the Council of The Regional Municipality of York on April 17, 2014, by its adoption of Clause 11 of Report 8 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, from Highway 400 to Baldwin Avenue, 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:

A.

No.	Owner	Municipal Address (YRRTC Reference)	Legal Description	Interest Required
1.	562445 Ontario Limited; 562444 Ontario Limited	2220 Highway 7 West and 7777 Keele Street (Ref No. 40)	Parts 3 and 4, Plan 65R34480	Temporary Easement
2.	Steele Valley Developments Limited	2160 & 2180 Highway 7 West (Ref No. 41)	Part 3, Plan 65R34482	Temporary Easement
3.	656742 Ontario Inc.	2641 Highway 7 West (Ref No. 117C)	Part 4, Plan 65R34484	Temporary Easement
4.	Domy's & Pat's Garage & Auto Collision Ltd.	2685 Highway 7 West (Ref No. 117E)	Part 3, Plan 65R34484	Temporary Easement
5.	Domy's & Pat's Garage & Auto Collision Ltd.	2703 Highway 7 West (Ref No. 118)	Part 2, Plan 65R34484	Temporary Easement
6.	Husky Oil Limited	2757 Highway 7 West (Ref No. 118B)	Part 3, Plan 65R34490	Temporary Easement

No.	Owner	Municipal Address (YRRTC Reference)	Legal Description	Interest Required
7.	1897150 Ontario Limited	49 Costa Road (Ref No. 118C)	Parts 1, Plan 65R34484	Temporary Easement
8.	Termini, Salvatore; Termini, Michele; Bancheri, Rosa; Bancheri, Calogero - Estate	254 Creditstone Road (Ref No. 119A)	Part 10, Plan 65R34481	Temporary Easement
9.	St. Marys Cement Inc. (Canada)	2871 Highway 7 West (Ref No. 119C)	Part 1, Plan 65R34481	Temporary Easement
<p>The temporary easements will commence on August 12, 2014 and expire on August 11, 2018, and are 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, and (vii) handrails, and (8) works ancillary to any of the foregoing.</p>				

B.

No.	Owner	Municipal Address (YRRTC Reference)	Legal Description	Interest Required
1.	1042710 Ontario Limited	3300 Highway 7 West (Ref No. 28)	Parts 4 and 5, Expropriation Plan YR1694787	Temporary Easement
2.	Metrus (Terra) Properties Inc.	7800 Jane Street (Ref No. 29B)	Part 1, Expropriation Plan YR1694753	Temporary Easement
3.	2117969 Ontario Inc.	2986 Highway 7 West	Part 1, Expropriation Plan YR1694886	Temporary Easement

No.	Owner	Municipal Address (YRRTC Reference)	Legal Description	Interest Required
		(Ref No. 30)		
4.	2117969 Ontario Inc.	2966 Highway 7 West (Ref No. 31)	Part 3, Expropriation Plan YR1694886	Temporary Easement
5.	Midvale Estates Limited	2938 Highway 7 West (Ref No. 32)	Part 5, Expropriation Plan YR1694886	Temporary Easement
6.	Royal 7 Developments Ltd.	2900 Highway 7 West (Ref No. 34)	Part 7, Expropriation Plan YR1694886	Temporary Easement
7.	The Hollywood Princess Convention And Banquet Centre Ltd.	2800 Highway 7 West (Ref No. 34A)	Part 8, Expropriation Plan YR1694886	Temporary Easement
8.	2780 Highway #7 Investments Inc.	2780 Highway 7 West (Ref No. 35)	Part 1, Expropriation Plan YR1694848	Temporary Easement
9.	York Region Condominium Corporation No. 728	23 McCleary Court (Ref No. 36)	Part 3, Expropriation Plan YR1694848	Temporary Easement
10.	York Region Condominium Corporation No. 727	35 McCleary Court (Ref No. 37)	Part 5, Expropriation Plan YR1694848	Temporary Easement
11.	1176646 Ontario Limited	99 McCleary Court (Ref No. 37A)	Part 8, Expropriation Plan YR1694848	Temporary Easement
12.	656742 Ontario Inc.	2641 Highway 7 West (Ref No. 117C)	Part 23, Expropriation Plan YR1694848	Temporary Easement
13.	Nikolakakos, Bill; Nikolakakos, Kalliope	2661 Highway 7 West (Ref No. 117D)	Part 20, Expropriation Plan YR1694848	Temporary Easement
14.	Domy's & Pat's Garage & Auto Collision Ltd.	2685 Highway 7 West (Ref No. 117E)	Part 18, Expropriation Plan YR1694848	Temporary Easement

No.	Owner	Municipal Address (YRRTC Reference)	Legal Description	Interest Required
15.	Domy's & Pat's Garage & Auto Collision Ltd.	2703 Highway 7 West (Ref No. 118)	Part 17, Expropriation Plan YR1694848	Temporary Easement
16.	227611 Ontario Inc.	2739 Highway 7 West (Ref No. 118A)	Part 13, Expropriation Plan YR1694848	Temporary Easement
17.	Husky Oil Limited	2757 Highway 7 West (Ref No. 118B)	Part 2, Plan 65R34490	Temporary Easement
18.	1897150 Ontario Limited	49 Costa Road (Ref No. 118C)	Part 14, Expropriation Plan YR1694848	Temporary Easement
19.	Termini, Salvatore; Termini, Michele; Bancheri, Rosa; Bancheri, Calogero - Estate	254 Creditstone Road (Ref No. 119A)	Part 9, Plan 65R-34481	Temporary Easement
20.	St. Marys Cement Inc. (Canada)	2871 Highway 7 West (Ref No. 119C)	Part 9, Expropriation Plan YR1694886	Temporary Easement
21.	2748355 Canada Inc.	Southwest Corner of Highway 7 West & Interchange Way (Ref No. 122)	Part 7, Expropriation Plan YR1694787	Temporary Easement
<p>The temporary easements will commence on August 12, 2014 and expire on August 11, 2018, and are 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, and (vii) handrails, and (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 Nos. 65R34480, 65R34482, 65R34484, 65R34490 and 65R34481 and Expropriation Plan Nos. YR1694787, YR1694753, YR1694886 and YR1694848, hereto attached, shall form part of this bylaw.

ENACTED AND PASSED on April 17, 2014.

Regional Clerk

Regional Chair

Authorized by Clause 11 of Report 8 of the Committee of the Whole, adopted by Council at its meeting on April 17, 2014.