

THE REGIONAL MUNICIPALITY OF YORK

BILL NO. 91

BYLAW NO. 2013-90

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

WHEREAS the Council of The Regional Municipality of York on June 27, 2013, by its adoption of Clause 15 of Report 6 of the Finance and Administration Committee 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 East corridor from Warden Avenue to Woodbine Avenue, in the City of Markham; 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 and the time for giving such notification has expired; and

WHEREAS the Council of The Regional Municipality of York on November 21, 2013, by its adoption of Report 6 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 East corridor from Warden Avenue to Woodbine Avenue, in the City of Markham.

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 plans of expropriation:

No.	Owner	Municipal Address	Legal Description	Interest Required
56	Graycourt Investments Corporation	120 South Town Centre Boulevard	Part Block 4, Plan 65M-2668 designated as Parts 1 & 2 on Plan YR1888241	Temporary Easement
57	Stringbridge Investments Limited	130 South Town Centre Boulevard	Part Block 4, Plan 65M-2668 designated as Part 1 on Plan YR1888340	Temporary Easement
49, 50, 52	Stringbridge Investments Limited	S.S. Highway 7 East	Part Block 1, Plan 65M-2668 designated as Part 1, 2, 3, 4, 5, & 6 on Plan YR1889021	Temporary Easement
62	Jason Kaptyn Hospitality Inc.	60 South Town Centre Boulevard	Part Block 1, Plan 65M-2668 designated as Part 1, 2, 3 & 4 on Plan YR1889377	Temporary Easement
59	Biscayne Building Corp.	260 East Beaver Creek Road	Part Block 2, Plan 65M-2287 designated as Part 1 on 65R-34078	Fee Simple
14	York Region Standard Corporation	88 Times Avenue	Part 1 on Reference Plan 65R-34119 being Part of the Common Elements of York Region Standard Condominium Plan No. 1050	Fee Simple

No.	Owner	Municipal Address	Legal Description	Interest Required
				The temporary easements will expire on June 30, 2015, 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.

4. The Commissioner of Corporate Services is authorized to cause the said 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. YR1888241, YR1888340, YR1889021, YR1889377, 65R-34078 and 65R-34119, hereto attached, shall form part of this bylaw.

ENACTED AND PASSED on November 21, 2013.

Denis Kelly
Regional Clerk

Bill Fisch
Regional Chair

Authorized by Report 6 of the Committee of the Whole, adopted by Council at its meeting on November 21, 2013.