

THE REGIONAL MUNICIPALITY OF YORK

BYLAW NO. 2018-19

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 January 25, 2018, by its adoption of Clause 20 of Report 1 of the Committee of the Whole approved of the expropriation of the lands therein referred to for or in connection with the construction of the West Vaughan Sewage Servicing Project, in the City of Vaughan, provided that there were no requests for a hearing of necessity; 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, 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. | Islington-Steeles Ventures Inc. | 7082 Islington Avenue Vaughan | Parts 1, 2, 3, 4, 5, 6, 7, 8 Plan 65R36250 | Fee Simple |
| | | | Parts 1, 2, 3 Plan 65R36249 | Permanent Easement |
| | | | Parts 1, 2, 3, 4 Plan 65R37454 | Fee Simple |
| 2. | 1626740 Ontario Inc. | 7642 Islington Avenue Vaughan | Part 4 Plan 65R36425 | Permanent Easement |
| | | | Part 1 Plan 65R37433 | Temporary Limited Interest |
| 3. | Overriver Holdings Limited | Vacant land south of Wallace Street Vaughan | Parts 5, 6, 10, 11, 12 Plan 65R36425 | Permanent Easement |
| | | | Parts 1, 2, 3 Plan 65R36596 | Permanent Sub-surface Strata Easement |

The Temporary Limited Interest is required for six (6) months following the registration of the expropriation plan, for the purpose of obtaining access to drill three boreholes and obtain geotechnical information necessary to complete the detailed subsurface tunnel engineering design of the West Vaughan Sewage Servicing Project.

The Permanent Easements required are described as a limited interest in perpetuity being permanent easements or rights in the nature of permanent easements 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) 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)

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|---|-------|-------------------|-------------------|-------------------|
| <p>fencing, and (vii) handrails, and (6) 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 Servicing Project.</p> <p>The Permanent Sub-surface Strata Easement required is described as a limited interest in perpetuity being a permanent easement or rights in the nature of a permanent easement below the surface for municipal purposes including, but not limited to, (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) 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 Servicing Project.</p> | | | | |

are to be expropriated for or in connection with the construction of the 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. The Plans referred to above, hereto attached, shall form part of this bylaw.

ENACTED AND PASSED on March 29, 2018.

Christopher Raynor

Regional Clerk

Wayne Emmerson

Regional Chair

Authorized by Clause 20 of Report 1 of the Committee of the Whole, adopted by Council at its meeting on January 25, 2018.

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