

Authority: Administration Committee Report No. 2, Clause No. 22,  
as adopted by City of Toronto Council on March 6, 7 and 8, 2001  
Enacted by Council: March 8, 2001

## CITY OF TORONTO

### BY-LAW No. 151-2001

#### **To expropriate certain interests in land for the establishment of a public lane at the rear of Premises Nos. 357 to 389 Bartlett Avenue North and 448 to 492 Salem Avenue North.**

WHEREAS notice of an application to the Council of the City of Toronto for approval to expropriate the interests in land hereinafter described for public lane purposes has been served on the registered owners thereof and has been published pursuant to the provisions of the *Expropriations Act*; and

WHEREAS certain notices in writing indicating a desire for a hearing of necessity with respect to certain of such interests were received and a joint hearing was held before an Inquiry Officer on December 5, 2000 pursuant to section 7 of the *Expropriations Act*; and

WHEREAS the Council of the City of Toronto has considered the report of the Inquiry Officer recommending approval of the application to expropriate the interests in land herein;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. The expropriation of the interests in land described in sections 2, 3, 4, 5 and 6 hereof is hereby approved pursuant to section 8 of the *Expropriations Act*.
2. The fee simple interest in the lands described in Column 3 of the Schedule attached hereto (the "Schedule"), which are portions of the lands municipally described in Column 1 of the Schedule and legally described in Column 2 of the Schedule, is hereby expropriated and taken for public lane purposes and for all works and uses ancillary thereto pursuant to the provisions of subsection 191(1) of the *Municipal Act*.
3. A permanent drainage easement in, on, over and under the lands described in Column 4 of the Schedule, which is a portion of the lands municipally described in Column 1 of the Schedule and legally described in Column 2 of the Schedule, is hereby expropriated and taken for public lane purposes and for all works and uses ancillary thereto pursuant to the provisions of subsection 191(1) of the *Municipal Act*.
4. A temporary easement for a term of 3 months commencing on the date that construction of the public lane at the rear of Premises Nos. 357 to 389 Bartlett Avenue North and 448 to 492 Salem Avenue North commences, on and over the lands described in Column 5 of the Schedule, which are portions of the lands municipally described in Column 1 of the Schedule and legally described in Column 2 of the Schedule, to undertake any work, including the removal of any structures on such lands, that is required to facilitate construction of the public lane is hereby expropriated and taken for public lane purposes and for all works and uses ancillary thereto pursuant to the provisions of subsection 191(1) of the *Municipal Act*.

5. The existing right-of-way in, over, along and upon a portion of the lands municipally known as 462 Salem Avenue North, legally described as Parcel 62-2-G, Section M-24, being Part of Lot 62, Plan M-24, which is appurtenant to the lands municipally known as 460 Salem Avenue North, legally described as Parcel 62-1-G, Section M-24, being Part of Lot 62, Plan M-24, is hereby expropriated and taken, in order to extinguish such right-of-way, for public lane purposes and for all works and uses ancillary thereto pursuant to the provisions of subsection 191(1) of the *Municipal Act*.
6. The existing right-of-way over that portion of the lands municipally known as 373 Bartlett Avenue North and legally described as Part of Parcel 87-2-F, Section M-24, being Part of Lot 87, Plan M-24, designated as Part 3 on Plan R-266, which is appurtenant to the lands municipally known as 375 Bartlett Avenue North, legally described as Parcel 87-1-F, Section M-24, being Part of Lot 87, Plan M-24, is hereby expropriated and taken, in order to extinguish such right-of-way, for public lane purposes and for all works and uses ancillary thereto pursuant to the provisions of subsection 191(1) of the *Municipal Act*.
7. Authority is hereby granted for the signing, sealing and registration in the proper Land Registry Office of the plans showing the lands and interests in land expropriated pursuant to sections 2, 3, 4, 5 and 6 hereof, including the payment of all expenses incidental thereto.
8. The Director of Real Estate is hereby authorized to sign, and serve on the registered owners of the properties described in sections 2, 3, 4, 5 and 6 hereof, the Notices of Expropriation, the Notices of Election as to a Date for Compensation and Notices of Possession as contemplated by the *Expropriations Act*.
9. The Mayor and the proper officers of the City are hereby authorized and directed to do all things necessary to give effect to this by-law and the City Clerk and the Chief Financial Officer and Treasurer are hereby directed to execute all documents necessary in that behalf, and the Chief Financial Officer and Treasurer is authorized and directed to affix the corporate seal of the City to all such documents.

ENACTED AND PASSED this 8th day of March, A.D. 2001.

CASE OOTES,  
Deputy Mayor

NOVINA WONG,  
City Clerk

(Corporate Seal)

**SCHEDULE**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>
<b>Municipal Address</b>	<b>Brief Legal Description</b>	<b>Fee Simple Interest</b>	<b>Permanent Easement</b>	<b>Temporary Easement</b>
462 Salem Avenue North	Parcel 62-2-G, Section M-24, being Part of Lot 62, Plan M-24	Parts 17 and 18, Plan 66R-17213 and the westerly 2.5 metres (approx) from the centre line of the existing double garage across the full width of the property	Part 16, Plan 66R-17213	The rear 4.8 metres of the southerly 6.5 metres of the property
466 Salem Avenue North	Parcel 63-3-G, Section M-24, being Part of Lot 63, Plan M-24	Part 14, Plan 66R-17213		
470A Salem Avenue North	Parcel 64-2-G, Section M-24, being Part of Lot 64, Plan M-24	Part 11, Plan 66R-17213		
474 Salem Avenue North	Parcel 65-1-G, Section M-24, being Part of Lot 65, Plan M-24	Part 9, Plan 66R-17213		The rear 9.5 metres of the property, excluding Part 9, Plan 66R-17213

**SCHEDULE**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>
<b>Municipal Address</b>	<b>Brief Legal Description</b>	<b>Fee Simple Interest</b>	<b>Permanent Easement</b>	<b>Temporary Easement</b>
492 Salem Avenue North	Parcel 68-2-G, Section M-24, being Part of Lot 68, Plan M-24	Part 1, Plan 66R-17213		
357 Bartlett Avenue North	Parcel 90-2-F, Section M-24, being Part of Lot 90, Plan M-24	Part 21, Plan 66R-17213		
365 Bartlett Avenue North	Parcel 89-1-F, Section M-24, being Part of Lot 89, Plan M-24	Part 23, Plan 66R-17213		
373 Bartlett Avenue North	Parcel 87-2-F, Section M-24, being Part of Lot 87, Plan M-24	Parts 28 and 29, Plan 66R-17213		
375 Bartlett Avenue North	Parcel 87-1-F, Section M-24, being Part of Lot 87, Plan M-24			The westerly 5.0 metres (approx) from the centre line of the existing double garage across the full width of the property

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**SCHEDULE**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>
<b>Municipal Address</b>	<b>Brief Legal Description</b>	<b>Fee Simple Interest</b>	<b>Permanent Easement</b>	<b>Temporary Easement</b>
379 Bartlett Avenue North	Parcel 86-2-F, Section M-24, being Part of Lot 86, Plan M-24	Part 31, Plan 66R-17213		
387 Bartlett Avenue North	Parcel 84-4-F, Section M-24, being Parts of Lots 84 and 85, Plan M-24	Part 34, Plan 66R-17213		
399 Bartlett Avenue North	Parcel 83-2-F, Section M-24, being Part of Lot 83, Plan M-24	Part 39, Plan 66R-17213		The rear 7.5 metres of the property, excluding Part 39, Plan 66R-17213