

Authority: Administration Committee Report No. 11, Clause No. 13,
as adopted by City of Toronto Council on July 24, 25 and 26, 2001
Enacted by Council: October 4, 2001

CITY OF TORONTO

BY-LAW No. 743-2001

To expropriate certain interests in land from the property known as 25 Esandar Drive, (former Borough of East York), for the establishment of two easements required for water main and storm sewer purposes.

WHEREAS notice of an application to the Council of the City of Toronto for approval to expropriate the interests in lands legally described as Part of Lot 13, Concession 3 from the Bay, in the City of Toronto (former Borough of East York) and designated as Parts 1 and 2 on Plan 64R-16660 in connection with two easements for water main and storm sewer purposes has been served on the registered owners thereof and has been published pursuant to the provisions of the *Expropriations Act*; and

WHEREAS no notice in writing indicating a desire for a hearing of necessity with respect to such interests has been received and subsequently withdrawn;

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

1. The expropriation of the interests in the lands set forth in sections 2 and 3 is hereby approved pursuant to section 8 of the *Expropriations Act*.
2. A permanent easement on, over and under that portion of the lands known municipally as 25 Esandar Drive, described as Part of Lot 13, Concession 3 from the Bay, in the City of Toronto (former Borough of East York) and designated as Part 1 on Plan 64R-16660 for water main purposes, is hereby expropriated and taken pursuant to the provisions of subsection 191(1) of the *Municipal Act*.
3. A permanent easement under that portion of the lands known municipally as 25 Esandar Drive, described as Part of Lot 13, Concession 3 from the Bay, in the City of Toronto (former Borough of East York) and designated as Part 2 on Plan 64R-16660 for storm sewer purposes, is hereby expropriated and taken pursuant to the provisions of subsection 191(1) of the *Municipal Act*.
4. 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 and 3 including the payment of all expenses incidental thereto.
5. The Executive Director of Facilities and Real Estate is hereby authorized to sign and serve on the registered owners of the properties set forth in sections 2 and 3 the Notices of Expropriation, Notices of Election as to a Date for Compensation and Notices of Possession as contemplated by the *Expropriations Act*.

- 6.** The Mayor and the proper officers of the City are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and except where otherwise provided, the Clerk and the Chief Financial Officer and Treasurer, or the Clerk and the Treasurer, are hereby authorized and directed to execute all documents necessary in that behalf and to affix the corporate seal of the City to all such documents.

ENACTED AND PASSED this 4th day of October, A.D. 2001.

CASE OOTES,
Deputy Mayor

ULLI WATKISS
City Clerk

(Corporate Seal)