

Authority: Administration Committee Report No. 5, Clause No. 1,
as adopted by City of Toronto Council on July 20, 21 and 22, 2004
Enacted by Council: July 22, 2004

CITY OF TORONTO

BY-LAW No. 611-2004

**To acquire certain interests in land for or in connection with the
McNicoll Avenue Extension Project.**

WHEREAS notice of an application to the Council of the City of Toronto for approval to expropriate the interests in land hereinafter described for highway and municipal purposes for or in connection with the McNicoll Avenue Extension Project 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 of a desire for a hearing has been received with respect to such interests and the time for giving such notice has expired;

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

1. The expropriation, for highway and municipal purposes, including all works and uses ancillary thereto, of the land and interests in land set forth in section 2, is hereby authorized pursuant to the *Municipal Act, 2001*, S.O. 2001 c. 25.
2. The land and the interests in land (which are portions of the land municipally known as 1251 Tapscott Road, Toronto) being expropriated are as follows:
 - (a) the fee simple interest and all other right, title and interests are hereby expropriated and taken in the following parcel of land:

Part of PIN 06051-0006 (LT).

Parcel 15-2, Section S8.

Part of Lot 16 in Concession 4, in the geographic township of Scarborough designated as PARTS 2, 4 and 5 on Reference Plan 66R-20197; and

- (b) a limited estate, right or interest in the nature of a temporary working easement and in the nature of a temporary right of way easement, for the temporary period of one and one half years, commencing on the date of registration of the plan of expropriation of this limited estate, is hereby expropriated and taken in the following parcel of land:

Part of PIN 06051-0006 (LT).

Parcel 15-2, Section S8.

Part of Lot 16 in Concession 4, in the geographic township of Scarborough being a limited estate, as hereinbefore described, in that portion designated as PART 3 on Reference Plan 66R-20197.

3. Authority is hereby granted for the signing, sealing and registration in the proper Land Registry Office of the plan showing the lands and interests in land being expropriated pursuant to section 2, including the payment of all expenses incidental thereto.
4. The Executive Director of Facilities and Real Estate or the Director of Real Estate Services, Facilities and Real Estate, is hereby authorized to sign, and serve on the registered owners of the properties set forth in section 2, the Notices of Expropriation (along with copies of Notices of Election as to a Date for Compensation) and Notices of Possession as contemplated by the *Expropriations Act*.
5. 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 City Treasurer are hereby directed to execute all documents necessary in that behalf, and the said Treasurer is hereby authorized and directed to affix the corporate seal of the City to all such documents.

ENACTED AND PASSED this 22nd day of July, A.D. 2004.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)