

Authority: Administration Committee Report No. 8, Clause No. 9,
as adopted by City of Toronto Council on October 26, 27 and 28, 2004
Enacted by Council: October 28, 2004

CITY OF TORONTO
BY-LAW No. 934-2004

To expropriate certain lands for the North York Centre Plan Service Road.

WHEREAS notice of an application to the Council of the City of Toronto for approval to expropriate the lands hereinafter described for public highway purposes and all works and uses ancillary thereto has been served on the registered owners thereof and has been published pursuant to the provisions of the *Expropriations Act*; and

WHEREAS notice in writing of a desire for a hearing with respect to certain portions of such lands was received from each of three owners, but such notices were withdrawn by the owners prior to a hearing being held and the time for giving such notice has expired;

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

1. The expropriation, for public highway purposes and all works and uses ancillary thereto, of the lands described in section 2 hereof is hereby authorized pursuant to sections 6, 8 and 11 of the *Municipal Act, 2001*, S.O. 2001, c. 25.
2. The fee simple interest, together with all other right, title and interest, in the lands described in the Schedule to this By-law is hereby expropriated and taken for public highway purposes and all works and uses ancillary thereto.
3. Authority is hereby granted for the signing, sealing and registration in the proper Land Registry Office of the plans showing the lands expropriated pursuant to section 2 hereof, including the payment of all expenses incidental thereto.
4. The Executive Director of Facilities and Real Estate or the Director of Real Estate Services is hereby authorized to sign and serve on the registered owners of the lands described in section 2 hereof, the Notices of Expropriation (along with copies of Notices of Election as to a Date for Compensation) and the 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 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 hereby authorized and directed to affix the corporate seal of the City to all such documents.

ENACTED AND PASSED this 28th day of October, A.D. 2004.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)

SCHEDULE**FULL TAKINGS:**

COLUMN 1	COLUMN 2	COLUMN 3
Municipal Address	Legal Description (All Lots being on Plan 2282, geographic township of York, City of Toronto, formerly City of North York)	Lands Taken
All of 25 Holmes Avenue	PIN 10080-0049 (LT), being the whole of Lot 61	The whole of Lot 61
All of 27 Holmes Avenue	PIN 10080-0050 (LT), being the whole of Lot 62	The whole of Lot 62

PARTIAL TAKINGS:

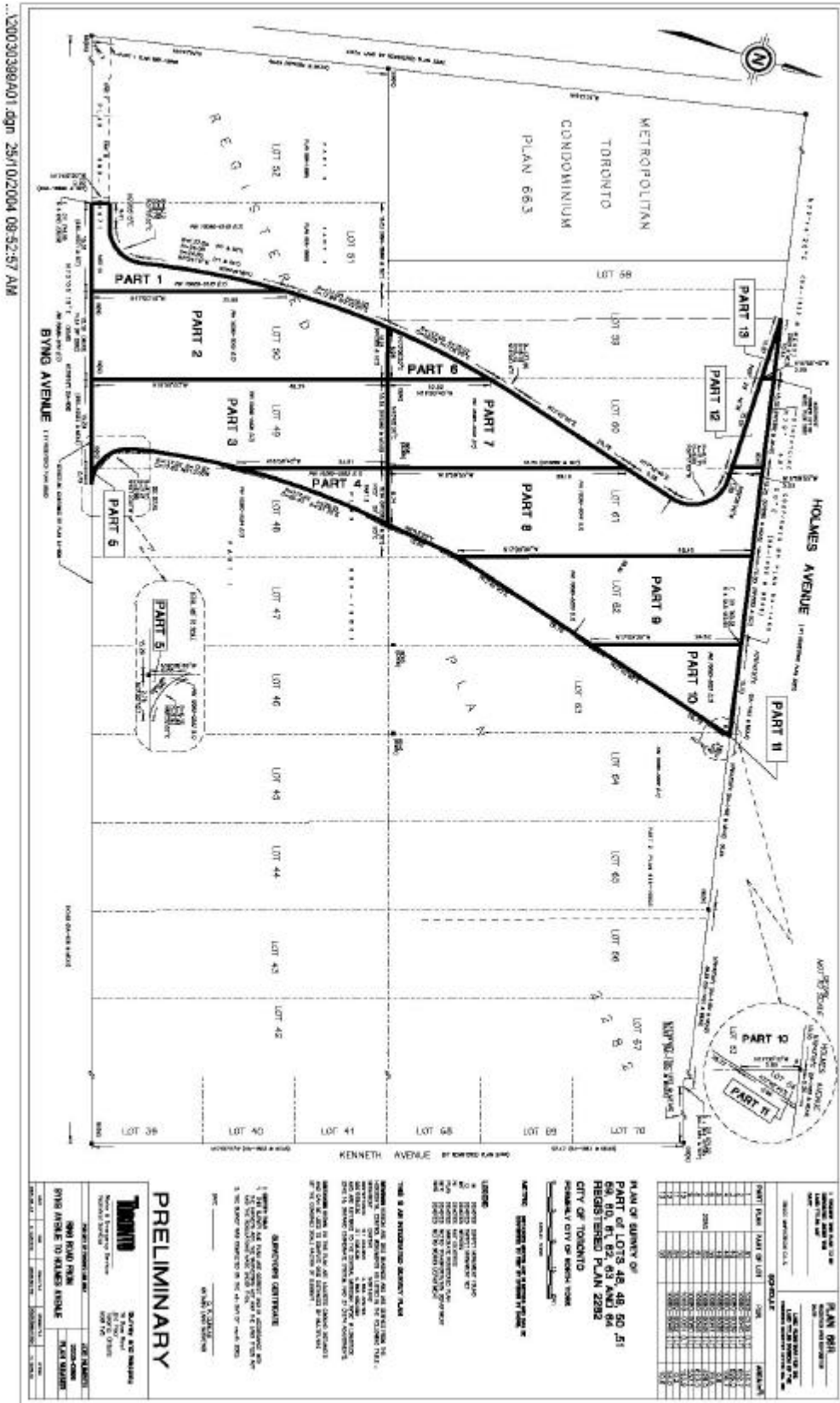
COLUMN 1	COLUMN 2	COLUMN 3
Municipal Address	Legal Description (All Lots being on Plan 2282, geographic township of York, City of Toronto, formerly City of North York)	Portion of Lands Taken
Part of 21 Holmes Avenue	Part of PIN 10080-0047 (LT), being part of Lot 59	Parts 6 and 13 on Survey No. 1 (as defined below)
Part of 33 Holmes Avenue	Part of PIN 10080-0052 (LT), being part of Lot 64	Part 11 on Survey No. 1 (as defined below)
Part of 26 Holmes Avenue	Part of PIN 10080-0067 (LT), being part of Lot 79	Part 1 on Survey No. 2 (as defined below)
Part of 482 Kenneth Avenue	Part of PIN 10080-0133 (LT), being part of Lot 100	Part 11 on Survey No. 2 (as defined below)

For the purposes of this Schedule:

“Survey No. 1” means the Plan of Survey, a reduced copy of which is attached hereto, prepared by City of Toronto, Survey and Mapping Section, and labelled “Ring Road from Byng Avenue to Holmes Avenue”, Job Number 2003-0399 (dated 2003-08-22), a full copy of which is on file with City of Toronto, Survey and Mapping Services; and

“Survey No. 2” means the Plan of Survey, a reduced copy of which is attached hereto, prepared by City of Toronto, Survey and Mapping Section, and labelled “Ring Road from Holmes Avenue to Olive Avenue”, Job Number 2003-0399 (dated 2003-08-21), a full copy of which is on file with City of Toronto, Survey and Mapping Services.

Survey No. 1



Survey No. 2

