

Authority: Government Management Committee Item 27.4,
as adopted by City of Toronto Council on January 26 and 27, 2010
Enacted by Council: January 27, 2010

CITY OF TORONTO

BY-LAW No. 111-2010

To expropriate land and certain interests in land for or in connection with the grade separation at the Agincourt GO Station.

WHEREAS in accordance with the provisions of the *Expropriations Act*, applications have been submitted to City Council as approving authority for approval to expropriate the lands and interests in land hereinafter described; and

WHEREAS Notices of such Applications have been published and have been served on the registered owners of the said lands and interests in land; and

WHEREAS a notice in writing of a desire for a hearing with respect to the said proposed expropriations was not received from any owner of the said lands and the time for giving such notice has expired; and

WHEREAS the Council of the City of Toronto, as approving authority, at the same meeting of the Council which is enacting this by-law, did approve the said Applications for Approval to Expropriate;

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

1. The expropriation of the lands and interests in land set forth in Sections 2 and 3 are hereby approved by Council as the expropriating authority, pursuant to sections 7, 8 and 9 of the *City of Toronto Act, 2006*.
2. A fee simple interest and all other right, title and interests in the lands described in Schedule "A", are hereby expropriated and taken for the purpose of constructing road improvements in connection with the building of a grade separation at the Agincourt GO Station and for all works and uses ancillary thereto.
3. A limited interest in the lands described in Schedule "B", being a temporary easement, for a limited time is hereby expropriated and taken for the purpose of constructing barrier walls and road improvements in connection with the building of a grade separation at the Agincourt GO Station and for all works and uses ancillary thereto, including the right to pass over and occupy the lands with all personnel, materials and equipment, for said purposes for a period of two years from the date of expropriation.
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 to be expropriated, including the payment of all expenses incidental thereto.

5. 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 former registered owners of the properties described on Schedules "A" and "B", 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*.
6. 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 27th day of January, A.D. 2010.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)

SCHEDULE "A"

MUNICIPAL ADDRESS	LEGAL DESCRIPTION
5 Agincourt Drive	Part of PIN 06098-0055 (LT) being part of Lot 64, Plan 1909 Scarborough, designated as Part 2 on draft Plan of Survey Job Number 2008-0842, Plan Number 6
4044 Sheppard Avenue East	Part of PIN 06104-0250 (LT) being part of Lot 15, Plan 3981 Scarborough, designated as Part 1 on draft Plan of Survey Job Number 2008-0842, Plan Number 7B
4061 Sheppard Avenue East	Part of PIN 06164-0149 (LT) being part of Lot 10, RCP 9945 Scarborough, designated as Parts 3 and 4 on draft Plan of Survey Job Number 2008-0842, Plan Number 2
4068-4070 Sheppard Avenue East	All of PIN 06104-0246 (LT) being part of Lot 28, Concession 3 Scarborough, designated as Part 6 on draft Plan of Survey Job Number 2008-0842, Plan Number 7B
4072 Sheppard Avenue East	All of PIN 06104-0245 (LT) being part of Lot 28, Concession 3 Scarborough, designated as Part 7 on draft Plan of Survey Job Number 2008-0842, Plan Number 7B
4091 Sheppard Avenue East	Part of PINs 11289-0001 (LT) to 11289-0326 (LT), York Condominium Plan No. 289, designated as Part 2 on draft Plan of Survey Job Number 2008-0842, Plan Number 2
4124-4138 Sheppard Avenue East	All of PIN 06098-0056 (LT) being part of Lots 64 and 65, Plan 1909 Scarborough, designated as Part 1 on draft Plan of Survey Job Number 2008-0842, Plan Number 6
4142 Sheppard Avenue East	Part of PIN 06098-0057 (LT) being part of Lots 65 and 66, Plan 1909 Scarborough, designated as Part 3 on draft Plan of Survey Job Number 2008-0842, Plan Number 6
4146 Sheppard Avenue East	Part of PIN 06098-0058 (LT) being part of Lot 66, Plan 1909 Scarborough, designated as Part 5 on draft Plan of Survey Job Number 2008-0842, Plan Number 6
4156-4158 Sheppard Avenue East	Part of PIN 06098-0059 (LT) being part of Lots 1 and 2, Plan 3458 Scarborough, designated as Part 7 on draft Plan of Survey Number 2008-0842, Plan Number 6

SCHEDULE "B"

MUNICIPAL ADDRESS	LEGAL DESCRIPTION
1 Reidmount Avenue	Part of PINs 11729-0001 (LT) to 11729-0163 (LT), Metropolitan Toronto Condominium Plan No. 729, designated as Part 9 on draft Plan of Survey Job Number 2008-0842, Plan Number 7B
4091 Sheppard Avenue East	Part of PINs 11289-0001 (LT) to 11289-0326 (LT), York Condominium Plan NO. 289, designated as Part 1 on draft Plan of Survey Job Number 2008-0842, Plan Number 2
4142 Sheppard Avenue East	Part of PIN 06098-0057 (LT) being part of Lots 65 and 66, Plan 1909 Scarborough, designated as Part 4 on draft Plan of Survey Job Number 2008-0842, Plan Number 6
4146 Sheppard Avenue East	Part of PIN 06098-0058 (LT) being part of Lot 66, Plan 1909 Scarborough, designated as Part 6 on draft Plan of Survey Job Number 2008-0842, Plan Number 6
4156-4158 Sheppard Avenue East	Part of PIN 06098-0059 (LT) being part of Lots 1 and 2, Plan 3458 Scarborough, designated as Part 8 on draft Plan of Survey Job Number 2008-0842, Plan Number 6