

Authority: Government Management Committee Item 29.18,
as adopted by City of Toronto Council on March 31 and April 1, 2010
Enacted by Council: April 1, 2010

CITY OF TORONTO

BY-LAW No. 303-2010

To expropriate land and certain interests in land for the use by the Toronto Transit Commission for the purpose of constructing the new Finch West Subway Station and related construction activities in conjunction with the building of the Toronto-York Spadina Subway Extension and the building of a bus terminal.

WHEREAS in accordance with the provisions of the *Expropriations Act*, an application has been submitted to the Council of the City of Toronto ("City Council") as approving authority for approval to expropriate the interests in lands as described in section 2, 3 and 4; and

WHEREAS Notices of such Application have been published and have been served on the registered owners of the said lands and interest 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 interest in land and the time for giving such notice has expired; and

WHEREAS the City Council, as approving authority, adopted Government Management Committee Item GM 29.18, at its meeting on March 31 and April 1, 2010, and thereby approved the said Application for Approval to Expropriate and gave leave to introduce and enact this by-law; and

WHEREAS the City of Toronto by the adoption of Government Management Committee Item GM 29.18, has been authorized as expropriating authority, to proceed with the expropriation of the interest in land as described in section 2, 3 and 4;

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, 3 and 4 is 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 a full taking of the entire lands, known municipally as 3933 Keele Street, described legally as part of Lot 20 in Concession 3, West of Yonge Street, Township of York, and designated as Part 1 on part of Lot 20, Concession 3, West of Yonge Street, all of PIN 10180-0001 on the Draft Plan of Survey prepared by Marshall Macklin Monaghan Limited and called Drawing No. 16-08045-003 are hereby expropriated and taken for use by the Toronto Transit Commission for the purpose of constructing the new Finch West Subway Station and related construction activities in conjunction with the building of the Toronto York Spadina Subway Extension.

3. A fee simple interest and all other right, title and interests in a full taking of the entire lands, known municipally as 3941 Keele Street, described legally as part of Lot 21 in CON 3, West of Yonge Street, Township of York and designated as Part 1 on Part of Lot 21, Concession 3, West of Yonge Street, All of PIN 10179-0084 on the Draft Plan of Survey prepared by Marshall Macklin Monaghan Limited and called Drawing No. 16-08045-005, are hereby expropriated and taken for use by the Toronto Transit Commission for the purpose of constructing the new Finch West Subway Station and related construction activities in conjunction with the building of the Toronto-York Spadina Subway Extension and the building of a bus terminal.
4. A fee simple interest and all other right, title and interests in a full taking of the entire lands, known municipally as 3955 Keele Street, described legally as part of BLK 1, PLN 66M-2221, PTS 1 & 3, PLN 66R-15733, City of Toronto, formerly City of North York, and designated as Parts 1 and 2 on Part of Block 1, 66M-2221, all of PIN 10179-0253 on the Draft Plan of Survey prepared by Marshall Macklin Monaghan Limited and called Drawing No. 16-08045-006 are hereby expropriated and taken for use by the Toronto Transit Commission for the purpose of constructing the new Finch West Subway Station and related construction activities in conjunction with the building of the Toronto-York Spadina Subway Extension and the building of a bus terminal.
5. Authority is hereby granted for the signing, sealing and registration in the proper Land Registry Office of the expropriation plan(s) of the lands and interest in land expropriated pursuant to section 2, 3 and 4 hereof, including the payment of all expenses incidental thereto.
6. The Director of Real Estate Services or his designate is hereby authorized to sign and serve on the former registered owners of the lands and interest in land described in section 2, 3 and 4 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*.
7. 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 City Clerk is hereby authorized and directed to affix the corporate seal of the City to all such documents.

ENACTED AND PASSED this 1st day of April, A.D. 2010.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)