

Authority: Administration Committee Report No. 3, Clause No. 22,
as adopted by City of Toronto Council on April 12, 13 and 14, 2005
Enacted by Council: April 14, 2005

CITY OF TORONTO

BY-LAW No. 239-2005

To acquire certain interests in land for the Toronto Parking Authority in connection with the Pemberton Exit Driveway at Finch Station.

WHEREAS notice of an application to the Council of the City of Toronto for approval to expropriate the land hereinafter described for or in connection with the construction of a parking lot for the Toronto Parking Authority in order to accommodate expansion of the transit facilities located at the Finch Station has been served on the registered owners thereof and has been published pursuant to the provisions of the *Expropriation Act*; and

WHEREAS a notice in writing of a desire for a hearing of necessity with respect to such interests was received and such hearing was held before an inquiry officer on November 29, 2004 pursuant to section 7 of the *Expropriation Act*; and

WHEREAS the Council of the City of Toronto has considered the report of the said inquiry officer with respect to the application to expropriate the interests in land herein;

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

1. The expropriation of the interests in land set forth in section 2 is hereby approved.
2. The fee simple interest is hereby expropriated and taken for or in connection with the purposes of the Toronto Parking Authority and the Toronto Transit Commission's Pemberton Driveway Exit Project for Finch Station pursuant to the provisions of section 6 of the Municipal Act in part of the lands known municipally as 5655/5657 Yonge Street (convenience address), being that part of Lot 1 on Registered Plan 2233, in the City of Toronto, located at the southeast corner of Bishop Avenue and Yonge Street, as previously described in Instrument No. TR13659 ("Thirdly"), as shown on the attached sketch.
3. 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 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 owner of the property set forth in section 2, the Notices of Expropriation (along with copies of Notices of Election as to a Date for Compensation) and Notice 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 14th day of April, A.D. 2005.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)