

Authority: Government Management Committee Item 5.25,
as adopted by City of Toronto Council on June 19, 20 and 22, 2007
Enacted by Council: June 22, 2007

CITY OF TORONTO

BY-LAW No. 667-2007

To expropriate land and certain interests in land for or in connection with the McNicoll Avenue Extension Project.

WHEREAS in accordance with the provisions of the *Expropriations Act*, applications have been submitted to City Council as approving authority for approval to expropriate:

- (i) with respect to the lands described in section 1 of this by-law, such lands for public highway purposes, namely an extension of McNicoll Avenue, easterly of Tapscott Road, and for all works and uses ancillary thereto; and
- (ii) with respect to the land and interest in land described in section 2 of this by-law, such land and interest in land for the purpose of facilitating construction and operation of the proposed highway adjacent to such land and to such interest in land and for all works and uses ancillary thereto; and

WHEREAS Notices of such Applications 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 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 for public highway purposes, namely an extension of McNicoll Avenue, easterly of Tapscott Road, and for all works and uses ancillary thereto, of the following lands (which are portions of the land municipally known as 1051 Tapscott Road, Toronto) is hereby authorized by Council as the expropriating authority, pursuant to sections 7, 8 and 9 of the *City of Toronto Act, 2006* S.O. 2006 Chapter 11, Schedule A:

being composed of parts of Lot 16, Concession 4, geographic township of Scarborough, in the City of Toronto more particularly described as follows:

Part of PIN 06051-0007 (LT).

Parcel 16-2, Section S8.

designated as PART 6 on Reference Plan 66R-20197.

and

Part of PIN 06051-0008 (LT).
Parcel 16-2, Section S8.
designated as PART 8 on Reference Plan 66R-20197.

2. The expropriation for the purposes of facilitating construction and operation of the proposed adjacent highway, namely the extension of McNicoll Avenue, easterly of Tapscott Road, and for all works and uses ancillary thereto, of the following land and interest in land (which are portions of the land municipally known as 1251 Tapscott Road, Toronto) is hereby authorized by Council as the expropriating authority, pursuant to sections 7, 8 and 9 of the *City of Toronto Act, 2006* S.O. 2006 Chapter 11, Schedule A:

being composed of parts of Lot 16, Concession 4, geographic township of Scarborough, in the City of Toronto and being portions of PIN 06051-0403 (LT) more particularly described as follows:

Firstly: PART 2 on Reference Plan 66R-22872;

Secondly: a limited estate, right or interest in PART 1 on Reference Plan 66R-22872 in the nature of a temporary working easement and in the nature of a temporary right of way easement, for the limited time commencing on the date the Expropriation Plan for this expropriation is registered and continuing until December 31, 2008.

3. 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 sections 1 and 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 former registered owners of the lands and interest in land described in sections 1 and 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 City Clerk is hereby authorized and directed to affix the corporate seal of the City to all such documents.

ENACTED AND PASSED this 22nd day of June, A.D. 2007.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)