

Authority: Government Management Committee Item 2.7,  
as adopted by City of Toronto Council on April 12 and 13, 2011  
Enacted by Council: April 13, 2011

## CITY OF TORONTO

### BY-LAW No. 490-2011

**To expropriate land and certain interests in land for the use by the Toronto Transit Commission for the purposes of widening Tangiers Road and intersection improvements where it intersects with Finch Avenue West, in connection with the construction of a portion of the Toronto-York Spadina Subway Extension.**

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 interest in land as described in section 2; 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 expropriation 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 2.7, at its meeting on April 12 and 13, 2011, 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 GM2.7, has been authorized as expropriating authority, to proceed with the expropriation of the interest in land as described in section 2;

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

1. The expropriation of a fee simple interest in a portion of the lands known municipally as 1270 Finch Avenue West Toronto (the "Lands"), as set forth in section 2, 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.
2. The expropriation of a fee simple interest for the purposes of widening Tangiers Road and intersection improvements where it intersects with Finch Avenue West, in connection with the construction of a portion of the Toronto-York Spadina Subway Extension and for all works and uses ancillary thereto on a portion of the "Lands", being described as:

Part of PIN 11774-00007 (LT), Metropolitan Toronto Condominium Corporation No. 774, Block 2, Plan 66M-2221; of declaration D34721 TWP of York/North York, City of Toronto, subject to an easement in favour of The City of Toronto, formerly Part 1 on 66R15055 as in instrument number #C415832, PIN 11774-0001 (LT) and shown as Parts 1 and 2 on Draft Plan of Survey prepared by MacKay, MacKay & Peters Limited, identified by Drawing Number: 09-080-16.

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 section 2 hereof, including the payment of all expenses incidental thereto.
4. City Staff are hereby authorized to sign and serve onto the former registered owners of the properties described in section 2, the Notices of Expropriation (along with copies of Notices of Election as to the date for compensation), Notices of Possession and Offers of Compensation 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 as 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 as necessary.

ENACTED AND PASSED this 13th day of April, A.D. 2011.

FRANCES NUNZIATA,  
Speaker

ULLI S. WATKISS,  
City Clerk

(Corporate Seal)