

Authority: MM32.21, moved by Councillor Ainslie, seconded by Councillor Filion, as adopted by City of Toronto Council on April 3 and 4, 2013

CITY OF TORONTO

BY-LAW No. 474-2013

Expropriation of 111 and 113 Finch Avenue West for the expansion of Edithvale Park.

Whereas in accordance with the provisions of the *Expropriations Act*, Applications for Approval to Expropriate Land were submitted to the Council of the City of Toronto, as approving authority, for approval to expropriate the lands hereinafter described for the expansion of Edithvale Park and for all works and uses ancillary thereto; and

Whereas Notice of the Applications for Approval to Expropriate Land were served on the registered owners thereof and published pursuant to the provisions of the *Expropriations 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 January 17, 2013 pursuant to Section 7 of the *Expropriations Act*; and

Whereas the Council of the City of Toronto has considered the report of the said inquiry officer recommending approval of the application to expropriate the interests in land herein;

The Council of the City of Toronto enacts:

1. The expropriation of the lands described in Section 2 hereof is hereby approved pursuant to sections 7, 8 and 9 of the *City of Toronto Act, 2006*, S.O. 2006, c.11, Sched. A.
2. The fee simple interest, together with all other right, title and interest in all the lands described in Schedule "A" to this By-law is hereby expropriated and taken for the expansion of the Edithvale Park and for all works and uses ancillary thereto.
3. Authority is hereby granted for the signing, sealing and registration in the proper Land Registry Office of a plan showing the said lands to be expropriated, including the payment of all expenses incidental thereto.
4. City staff is hereby authorized to serve on the registered owners of the said lands Notices of Expropriation (along with copies of the Notices of Election as to a Date for Compensation) and 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 Treasurer are hereby directed to execute all documents necessary in that behalf and the Treasurer is hereby authorized and directed to affix the corporate seal of the City to all such documents.

Enacted and passed on April 4, 2013.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)

SCHEDULE "A"**LANDS TO BE EXPROPRIATED**

MUNICIPAL ADDRESS	LEGAL DESCRIPTION
All of 111 Finch Avenue West	ALL OF PIN 10142-1266 (LT), being Part Lot 4, Plan 3832 North York designated as Part 1, on Reference Plan 66R19809, together with a right of way over Part 2, Reference Plan 66R-19809 as in AT7486 (formerly North York), City of Toronto.
All of 113 Finch Avenue West	ALL OF PIN 10142-0004 (LT), being Lot 3, Plan 3832, North York except Part 8 Expropriation Plan 8769, (formerly North York), City of Toronto.