

Authority: General Government Committee Item
GG19.20, as adopted by City of Toronto Council on
March 26 and 27, 2025
City Council voted in favour of this by-law on March 27,
2025

CITY OF TORONTO

BY-LAW 175-2025

To expropriate a property interest for municipal purposes at 75 Hyde Avenue as part of the construction of the Black Creek Sanitary Trunk Sewer Relief System.

Whereas in accordance with the provisions of the Expropriations Act, an application was submitted to City Council as approving authority, for approval to expropriate a permanent subsurface easement in part of the lands municipally known as 75 Hyde Avenue and legally described as Part of PIN 10499-0298(LT), Part of Lots 492 to 501, both inclusive, Plan 2008, designated as Part 1 on Reference Plan 66R-34303, City of Toronto (the "**Lands**"); and

Whereas Notice of such application was published and served on the registered owners of the Lands; and

Whereas initially a request for a hearing regarding the proposed expropriation was received it was subsequently withdrawn; and

Whereas the Council of the City of Toronto, as approving authority, at its meeting of March 26 and 27, 2025, approved the application and gave leave to introduce and enact this by-law.

The Council of the City of Toronto enacts:

1. The expropriation of the Lands for municipal purposes, including a right in the nature of a permanent subsurface easement in gross, in perpetuity, in and through the Lands for the purposes of accessing, surveying, laying, constructing, installing, erecting, operating, using, inspecting, maintaining, removing, renewing, repairing, replacing, altering, enlarging, expanding, and reconstructing the municipal sanitary trunk sewer, as part of the Black Creek Sanitary Trunk Sewer Relief System and existing at any time in the future, including without limiting the generality of the foregoing, all associated works, appurtenances, attachments, connections, apparatus, appliances, markers, fixtures, pipes, valves, equipment and other improvements located or constructed in and through the Lands, together with the right to enter and occupy for the City, its successors, assigns, servants, employees, work persons, independent contractors and agents at any time with all such vehicles, supplies, machinery and equipment necessary or incidental to the exercise and enjoyment of the rights granted and using tunnel boring and underground excavation equipment, and works ancillary thereto, is approved by the Council of the City of Toronto as approving authority, and authority is granted for the signing, sealing and registration of the Certificate of Approval.

2. The expropriation of the Lands for municipal purposes, including a right in the nature of a permanent subsurface easement in gross, in perpetuity, in and through the Lands for the purposes of accessing, surveying, laying, constructing, installing, erecting, operating, using, inspecting, maintaining, removing, renewing, repairing, replacing, altering, enlarging, expanding, and reconstructing the municipal sanitary trunk sewer, as part of the Black Creek Sanitary Trunk Sewer Relief System and existing at any time in the future, including without limiting the generality of the foregoing, all associated works, appurtenances, attachments, connections, apparatus, appliances, markers, fixtures, pipes, valves, equipment and other improvements located or constructed in and through the Lands, together with the right to enter and occupy for the City, its successors, assigns, servants, employees, work persons, independent contractors and agents at any time with all such vehicles, supplies, machinery and equipment necessary or incidental to the exercise and enjoyment of the rights granted and using tunnel boring and underground excavation equipment, and works ancillary thereto, is authorized by the Council of the City of Toronto as expropriating authority, pursuant to Sections 7, 8 and 9 of the City of Toronto Act, 2006, and authority is granted for: (i) the signing, sealing and registration of an expropriation plan(s) in the applicable land registry office for the Lands; (ii) the service of Notices of Expropriation, Notices of Election and Notices of Possession on the owners of the Lands; and (iii) the payment of all incidental expenses.

Enacted and passed on March 31, 2025.

Frances Nunziata,
Speaker

John D. Elvidge,
City Clerk

(Seal of the City)