City Council

Notice of Motion

MM55.33 ACTION Ward:23

Adjustments to the 2014 Parks, Forestry and Recreation Capital Budget to fund the Expropriation of 63 Princess Avenue - by Councillor John Filion, seconded by Councillor Josh Colle

* Notice of this Motion has been given.
* This Motion is subject to referral to the Executive Committee. A two-thirds vote is required to waive referral.

Recommendations
Councillor John Filion, seconded by Councillor Josh Colle, recommends that:

1. City Council amend the 2014 Parks, Forestry and Recreation Capital Budget by funding the addition of a project known as "63 Princess Avenue Expropriation" for $2,200,000.00, including all fees and disbursements for the property, with funding provided from the Parkland Acquisition Reserve Fund – City Wide Land Acquisition (XR2210) when successful negotiations are completed.

2. City Council direct that funds drawn from the Parkland Acquisition Reserve Fund - City Wide Land Acquisition (XR2210) in the amount of $2,200,000.00 be repaid within a two year period through allocation of future Section 42 Alternate Rate Cash-in-lieu of parkland dedication from developments generated in the Ward.

Summary
City Council authorized City staff to initiate the expropriation of 63 Princess Avenue at its meeting held on April 1, 2 and 3, 2014. A Notice of Application to Expropriate was sent to the property owner on May 22, 2014. The property owner did not request a Hearing of Necessity, as per the Expropriations Act (R.S.O. 1990). The City is now in a position to move forward with acquiring the property from the owner by means of settlement or full expropriation. In order to do so, funding must be available in an approved Parks, Forestry and Recreation capital account. It is requested that City Council amend the 2014 Parks, Forestry and Recreation Capital Budget with funding provided from the Parkland Acquisition Reserve Fund – City Wide Land Acquisition and it is expected that the funding drawn from the City Wide Land Acquisition account to expropriate 63 Princess Avenue will be fully replenished through the anticipated volume of developments to be generated within Ward 23.

Lee Lifeson Art Park (name pending Council approval) was created by adding lands of 47 Princess, 45 Princess, 52 Hillcrest, and 78 Hillcrest, to the portion of Willowdale Linear Park
between Princess and Hillcrest. The City is also seeking authority to expropriate 223 Gladys Allison Place for the expansion of the park. The acquisition of 63 Princess will help unify the park by increasing the narrow area which currently connects the northern and southern halves of the park. The lands of 63 Princess also provide opportunities to place art in other areas of the park, provide a quieter/alternate walkway and seating experience, as well as provide better screening opportunities for adjacent property owners.

(Submitted to City Council on August 25 and 26, 2014 as MM55.33)

**Background Information (City Council)**

Member Motion MM55.33