

THE REGIONAL MUNICIPALITY OF YORK

BILL NO. 40

BY-LAW NO. 2010-39

To acquire certain lands for or in connection with
constructing the Southeast Collector Sewer,
in the Town of Markham and City of Pickering

WHEREAS the Council of The Regional Municipality of York on September 24, 2009, by its adoption of Clause 5 of Report 1 of the Environmental Services Committee approved of the expropriation of the lands and interest in lands therein referred to for or in connection with constructing the Southeast Collector Sewer, in the Town of Markham and City of Pickering, provided that there were no requests for a hearing of necessity; and

WHEREAS Notice of Application for Approval to Expropriate Land has been served upon the registered owners of the lands and interest in lands and has been published pursuant to the provisions of the *Expropriations Act*, R.S.O. 1990, Chapter E.26; and

WHEREAS no notification of a desire for a hearing has been received with respect to the lands and interest in lands described in paragraph number 2 and the time for giving such notification has expired.

Now, therefore, the Council of The Regional Municipality of York HEREBY ENACTS as follows:

1. The expropriation of the lands and interest in lands referred to in section 2 is hereby approved and the Regional Chair and Regional Clerk are authorized to execute any required documents in accordance with the *Expropriations Act*.

2. The lands and interest in lands described and designated as follows:

Fee Simple Interest:

Parts 1 and 2 on Plan 40R-26052

Part 1 on Plan 40R-26094

Part 1 on Plan 40R-26110

Permanent Easement Interest:

Part 5 on Plan 65R-31488

Part 5 on Plan 65R-31924

Part 1 on Plan 40R-25479

are hereby expropriated and taken for or in connection with constructing the Southeast Collector Sewer, and its ancillary infrastructure, from Box Grove in the Town of Markham to Valley Farm Road in the City of Pickering.

3. (1) The Regional Chair and Regional Clerk are hereby authorized and directed to sign a plan or plans showing the lands and interest in lands expropriated.

(2) When so signed, the Regional Commissioner of Corporate Services is directed to cause the said plan or plans to be registered in the proper Land Registry Office and to pay all expenses incidental to the registration.

4. Plan Nos. 65R-31488, 65R-31924, 40R-25479, 40R-26052, 40R-26094 and 40R-26110, hereto attached, shall form part of this by-law.

ENACTED AND PASSED this 24th day of June, 2010.

Denis Kelly
Regional Clerk

Bill Fisch
Regional Chair

Authorized by Clause 5 of Report 1 of the Environmental Services Committee, adopted by Regional Council at its meeting on September 24, 2009.