

MEMORANDUM

TO: Members of Planning and Economic Development Committee

FROM: Joy Hulton, Regional Solicitor
Jim Davidson, Commissioner Corporate Services

DATE: September 27, 2012

RE: **Regional Official Plan Appeals – Settlement with the North Leslie Residential Landowners Group**

Council, at its meeting on April 19, 2012, adopted Private Report Number 1 of Finance and Administration Committee. The report dealt with the proposed settlement of an expropriation claim with E. Manson Investments ("Manson") in the Town of Richmond Hill, in the North Leslie Secondary Plan Area in conjunction with the settlement of a number of appeals to the Regional Official Plan (the "ROP") by owners in the same area. The report authorized staff to settle the expropriation claim and the appeals to the ROP in accordance with the terms set out in the report, and to report back to Council once the settlement had been completed. The purpose of this memorandum is to advise on the settlements, which have now been finalized.

Minutes of Settlement have been executed with Manson regarding the expropriation claim and with eight landowners in the North Leslie Secondary Plan Area, resulting in the withdrawal of a number of the appeals by those landowners to the ROP. Both matters were settled within the terms authorized by Council on April 19, 2012. Two memoranda of understanding have also been executed between the Region, and two groups landowners in the North Leslie Secondary Plan Area; the North Leslie Residential Landowners Group and Devon Lane Construction Limited ("Devon Lane").

The expropriation settlement compensates Manson for its expropriated lands as authorized by Council on April 19, 2012. The conveyance of lands will be completed by July 2019. The 19th Avenue jog elimination is included for consideration in the 2013 Capital budget, and accordingly, will be part of the Transportation and Community Planning Department's 10 year capital plan, which will be subject to Council's approval in the normal course.

The settlement with the North Leslie Secondary Plan owners, provides the Region with road widenings totalling approximately 4.27 acres along 19th Avenue and Leslie Street. The memoranda of understanding with the North Leslie Residential Landowners Group and Devon

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Lane were negotiated so that the Region could obtain the additional lands along Bayview Avenue that were not contemplated at the time of the April 19th, 2012 report.

The memorandum of understanding with the North Leslie Residential Landowners Group addresses the design, construction and cost sharing of the culvert, road crossing and facilities associated with the relocation of the cold water fishery on Bayview Avenue, and the construction of temporary storm water management facilities to service Bayview Avenue. The Memorandum of Understanding with Devon Lane addresses the construction and cost sharing of servicing connections and servicing sleeves on the Devon Lane property, and the construction of a new driveway from Bayview Avenue to the subject lands.



Jim Davidson
Commissioner, Corporate Services Department

Joy Hulton
Regional Solicitor

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