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EXPROPRIATION OF LAND
MARKHAM PRESSURE DISTRICT 6 RESERVOIR
TOWN OF WHITCHURCH-STOUFFVILLE

The Transportation and Works Committee recommends the adoption of the recommendations contained in the following report, December 3, 2003, from the Commissioner of Corporate Services:

1. RECOMMENDATIONS

It is recommended that:

1. Authority be granted to apply for approval to expropriate the following lands within the Town of Whitchurch-Stouffville, in The Regional Municipality of York:
 - (a) A fee simple interest in 9.52 ha (23.524 acres), being Part 1 on a draft reference plan dated November 14, 2003, prepared by Sexton McKay Limited, Ontario Land Surveyors.
2. The Commissioner of Corporate Services be authorized to serve and publish Notice of Application as required by the *Expropriations Act*.
3. The Commissioner of Corporate Services be authorized to forward to the Chief Inquiry Officer, pursuant to the provisions of the *Expropriations Act*, any requests for hearing that may be received.
4. The Regional Council, as approving authority, approve of the expropriation of the lands described in paragraph 1, provided there is no hearing of necessity.
5. The Director of Realty Services be authorized to execute and serve any notices required by the *Expropriations Act*.
6. Authority be granted for the introduction of the necessary bills in Council to give effect to the foregoing.

2. PURPOSE

The purpose of this report is to obtain Regional Council's approval to expropriate land from one owner in conjunction with the construction of the Pressure District 6 water supply in the Town of Whitchurch-Stouffville (*see attachment 1*).

3. BACKGROUND

Regional Council at its meeting of October 17, 2002, adopted Clause 2 of Report No. 9 of the Transportation and Works Committee that authorized staff to proceed with the acquisition of lands required for the construction of the Markham Pressure District 6 water supply project.

4. FINANCIAL IMPLICATIONS

An offer of compensation must be made under Section 25 of the *Expropriations Act* to the owner of the listed parts on the reference plan. This offer must be made within 90 days of the registration of the expropriation plan. Funds were included in the 2003 budget for this offer. Staff will report back to Council prior to making these offers.

5. LOCAL MUNICIPAL IMPACT

This project will provide much needed storage capacity to the existing Markham Pressure District 6 area.

6. CONCLUSION

A draft reference plan showing the Region's requirements as referred to in this report has been prepared. In order to ensure that the project is not delayed, it is appropriate to proceed with expropriation. The above noted draft reference plan will be available at Committee for your review.

The Senior Management Group has reviewed this report.

(A copy of the attachment referred to in the foregoing has been forwarded to each Member of Council with the January 7, 2004 Transportation and Works Committee agenda and a copy thereof is on file in the Office of the Regional Clerk.)