

9
EXPROPRIATION SETTLEMENT
NINTH LINE SEWER
TOWN OF WHITCHURCH-STOUFFVILLE

The Transportation and Works Committee recommends the adoption of the recommendations contained in the following report, October 26, 2005, from the Commissioner of Corporate Services:

1. RECOMMENDATIONS

It is recommended that:

1. The following expropriation settlement agreement be accepted and that the Commissioner of Corporate Services be authorized to complete this transaction in accordance with the terms of the agreement.

2. PURPOSE

The purpose of this report is to obtain Regional Council's approval to accept the following expropriation settlement agreement relating to the Ninth Line Sewer in the Town of Whitchurch-Stouffville.

2.1 Property No. 1

OWNER:	Kartok Investments Limited
PROJECT:	The widening and reconstruction of the Ninth Line and the construction of the Ninth Line Sewer
SUBJECT PROPERTY:	Part of Lot 34, Concession 9, in the Town of Whitchurch-Stouffville in the Regional Municipality of York, described as Parts 1, 2, 3, 4, 5, 6 and 7 on Expropriation Plan D903
AUTHORITY:	By-Law A-0278-2000-020
TOTAL OWNERSHIP:	16.28ha (40.226 acres)
AREA TAKEN:	Fee Simple Interest in 0.0348 ha (0.859 acres), Permanent Limited Interest in 0.528 ha (1.304 acres), and Temporary Limited Interest in 1.147 ha (2.835 acres).

COMMENTS: The subject property is located north of 19th Avenue on the east side of the Ninth Line (*see Attachment 1*). Part of the frontage is required for the widening and reconstruction of the Ninth Line. A permanent easement running from east to west through the subject property is required for the installation of the Ninth Line Sewer.

PROJECT NUMBER: 7805

3. FINANCIAL IMPLICATIONS

The total amount of compensation in connection with this expropriation settlement is \$365,000.00; \$198,450.00 has been paid previously under Section 25 of the *Expropriations Act* and the outstanding compensation is \$166,550.00. In addition to the foregoing, interest, reasonable legal, appraisal and consulting fees are payable. Funds are included in the 2005 budget for this offer.

4. LOCAL MUNICIPAL IMPACT

There is no municipal impact associated with this transaction.

5. CONCLUSION

The agreement, which is the subject of this report, is an expropriation settlement for the property required for the widening and reconstruction of the Ninth Line and the construction of the Ninth Line sewer and it is recommended that this agreement be accepted.

The Senior Management Group has reviewed this report.

(The attachment referred to in this clause was included in the Agenda for the November 30, 2005 Committee meeting.)