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EXPROPRIATION OF LAND WARDEN AVENUE / DAVIS DRIVE INTERSECTION IMPROVEMENTS TOWNS OF EAST GWILLIMBURY AND WHITCHURCH-STOUFFVILLE PROJECT 8086

The Transportation and Works Committee recommends the adoption of the recommendations contained in the following report, November 2, 2004, 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 Towns of East Gwillimbury and Whitchurch-Stouffville, in The Regional Municipality of York:
 - (a) a fee simple interest in approximately 0.499 ha (1.233 acres), being
Parts 1, 2, and 3 on Draft Reference Plan L12-010039
Parts 1, 2, and 3 on Draft Reference Plan L12-010040
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. The lands being expropriated and required for road purposes be dedicated as a common and public highway.
7. 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 three owners in conjunction with the intersection improvements at Warden Avenue

and Davis Drive in the Towns of East Gwillimbury and Whitchurch-Stouffville. (see attachment 1).

3. BACKGROUND

Regional Council, on April 17, 2003, adopted By-law R-1367-2003-039 that authorized intersection improvements at Warden Avenue (YR 65) and Davis Drive (YR 31) in the Towns of East Gwillimbury and Whitchurch-Stouffville. The By-law authorizes:

- (a) improvements to provide additional turning lanes, new traffic signals and illumination;
- (b) the carrying out of all related works and undertakings in connection with the above; and
- (c) the acquisition of the necessary lands and interests in lands for the work described above.

4. FINANCIAL IMPLICATIONS

Offers of compensation must be made under Section 25 of the *Expropriations Act* to all of the owners of the listed parts on the reference plans. These offers must be made within 90 days of the registration of the expropriation plans. Funds have been included in the 2004 budget for these offers. Staff will report back to Council prior to making these offers.

5. LOCAL MUNICIPAL IMPACT

This project will provide increased safety benefits to motorists travelling in both the north-south and the east-west directions in each municipality.

6. CONCLUSION

Construction of this project is scheduled to commence in 2005.

Reference plans showing the Region's requirements are being registered. In order to ensure that the project is not delayed, it is appropriate to proceed with expropriation. The above noted reference plans will be available at Committee for your review.

The Senior Management Group has reviewed this report.

(The attachment referred to in this clause was included in the Agenda for the December 1, 2004 Committee meeting.)