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EXPROPRIATION OF LAND, YORK/DURHAM LINE, PROJECT 91100, CITY OF PICKERING

The Transportation Services Committee recommends the adoption of the recommendation contained in the following report dated September 10, 2009, from the Commissioner of Corporate Services.

1. RECOMMENDATION

It is recommended that:

1. Regional Council approve, in principle, Durham Region's expropriation of the following lands required for the widening of York/Durham Line within the City of Pickering, in the Regional Municipality of Durham:

a fee simple interest in approximately 0.76 ha (1.89 acres), being

- (a) Part 1 on Draft Reference Plan L12-010782
- (b) Parts 1 and 2 on Draft Reference Plan L12-010783
- (c) Parts 1 and 2 on Draft Reference Plan L12-010784

2. PURPOSE

This report is to advise Regional Council of a proposed expropriation by the Region of Durham of the lands required for the widening and reconstruction of York/Durham Line (YR 30), between Steeles Avenue and Highway 407 (Project 91100) See Attachment 1)).

3. BACKGROUND

York Region completed a Schedule C Class Environmental Assessment for the widening of York/Durham Line in 2006. The selected alternative identified the need to acquire road widening on the east side of York/Durham Line (YR30). The project involves the widening of the platform to a 4-lane width commencing in 2010. Negotiations with MTO and the 407-ETR consortium will continue between 2010 and 2013, in order to allow full completion of the road to Highway 7 as a 4-lane width by 2014.

Regional Council at its meeting of January 22, 2009, adopted Report No. 1 of the Transportation and Works Committee accepting the 2009 Capital Budget, which included this project.

4. ANALYSIS AND OPTIONS

The Boundary Agreement between York Region and Durham Region assigns responsibilities for land acquisition and expropriation

On November 1995, the Regions of York and Durham entered into a boundary road agreement governing their respective responsibilities for the York/Durham Line (YR 30). Under this agreement, jurisdiction for various sections of the highway was divided between York and Durham. The lands required for the widening are within the jurisdiction of the Region of York, however, the agreement provides that where expropriation is required to secure the lands, Durham shall make application to expropriate. York is responsible for all costs associated with the acquisition, including ultimate payment to the land owners.

Accordingly, a report will be submitted to Durham Council for approval to expropriate. In due course, the Section 25 offers under the *Expropriations Act* will require approval from Regional Council for payment. A report will be submitted in due course to authorize payment to the land owners.

5. LOCAL MUNICIPAL IMPACT

The widening and reconstruction of the road to a 4-lane width will provide a safer road, constructed to modern standards, and benefit the residents of both municipalities and the Regions of York and Durham.

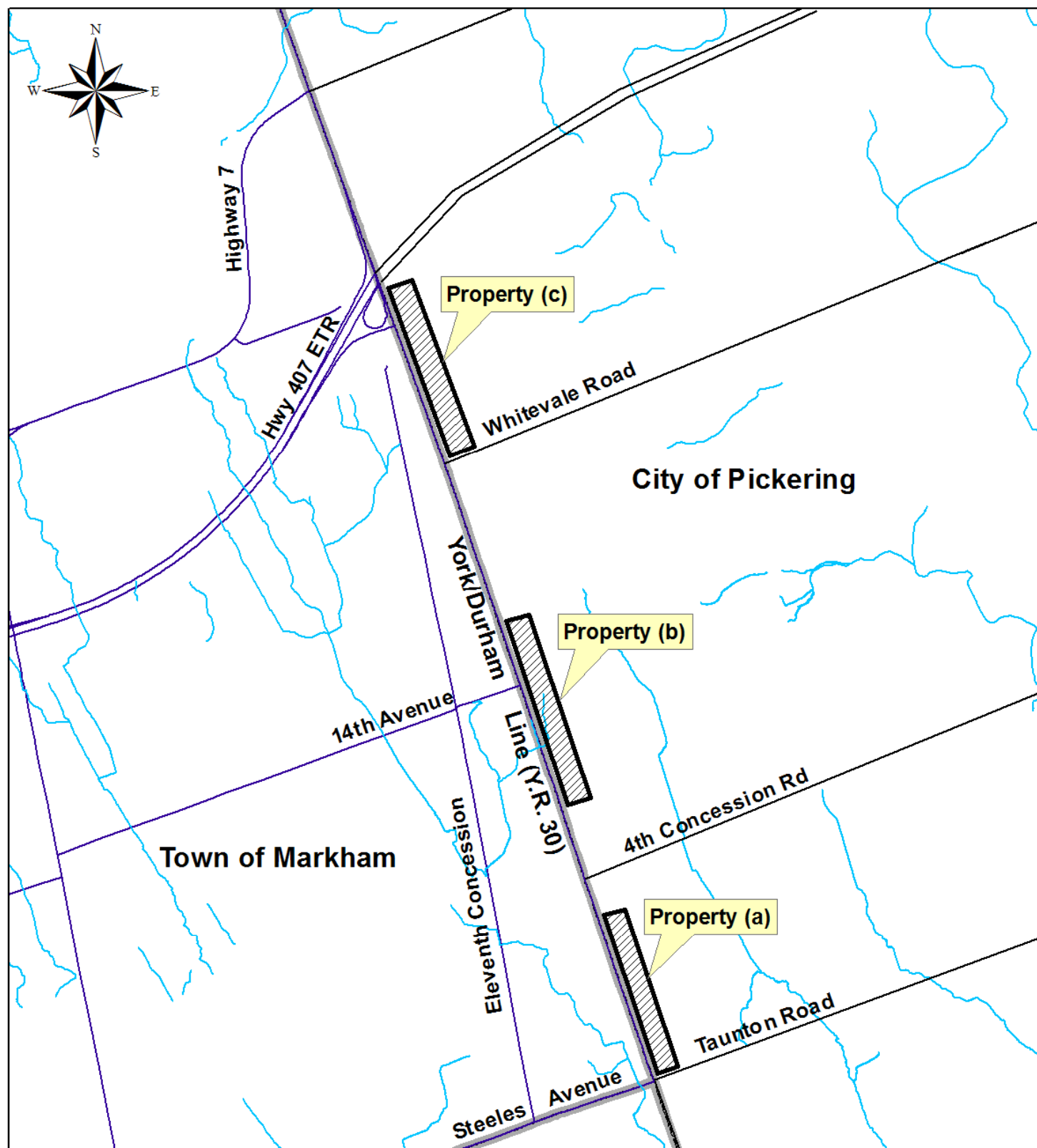
6. CONCLUSION

Council is asked to approve, in principle, the securing of property requirements on the York/Durham Line that will facilitate the road improvement project.

For more information on this report, please contact Paul Roberts, Manager, Realty Services, Property Services Branch at Ext. 1424.

The Senior Management Group has reviewed this report.

(The attachment referred to in this clause was included in the agenda for the October 7, 2009 Committee meeting).



LOCATION PLAN

Project No. 91100 Expropriation of Land
York/Durham Line (Y.R. 30) from Steeles Avenue to Highway 407 ETR
City of Pickering



PROPERTY SERVICES

