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**EXPROPRIATION OF LAND, YONGE STREET (Y3.2)
AND DAVIS DRIVE (D1),
IN THE TOWN OF NEWMARKET, VIVA PROJECT 90991**

(Regional Council at its meeting on March 25, 2010 adopted this Clause as amended to include the three properties listed in the memorandum dated March 12, 2010 from the Commissioner of Corporate Services.)

The Finance and Administration Committee recommends the adoption of the recommendations contained in the following report dated February 24, 2010, from the Commissioner of Corporate Services.

1. RECOMMENDATIONS

It is recommended that:

1. Council authorize the application for approval to expropriate the following lands for the requirements for vivaNext Y3.2 and Davis Drive (D1), within the Town of Newmarket, in The Regional Municipality of York:

Ref No.	Address	Legal Description
1.	16635 Yonge Street	Part of PIN 03625-0478 (LT) A 3 year temporary easement in, under, over, along and upon Part of Lot 90, Concession 1, former Township of Whitchurch designated as Part 1 on Drawing No. 1.
1C.	16604 Yonge Street	All of PIN 03626-0384 (LT) A fee-simple interest in Part of Lot 90, Concession 1, former Township of King as in Deed No. R395874, save and except Part 3 on Plan 65R-11511.
2.	16655 Yonge Street	Part of PIN 03625-0480 (LT) A 3 year temporary easement in, under, over, along and upon Part of Lot 90, Concession 1, former Township of Whitchurch designated as Part 1 on Drawing No. 2.

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Ref No.	Address	Legal Description
3.	16715 Yonge Street	Part of PIN 03625-0476 (LT) A fee-simple interest in Part of Lot 90, Concession 1, former Township of Whitchurch designated as Part 1 on Drawing No. 3. A 3 year temporary easement in, under, over, along and upon Part of Lot 90, Concession 1, former Township of Whitchurch designated as Part 2 on Drawing No. 3.
4.	16780 Yonge Street	Part of PIN 03589-0066 (LT) A fee-simple interest in Part of Lot 91, Concession 1, former Township of King designated as Part 1 on Drawing No. 4. A 3 year temporary easement in under, over, along and upon Part of Lot 91, Concession 1, former Township of King designated as Part 2 on Drawing No. 4.
5.	16675 - 16766 Yonge Street	Part of PIN 03590-0172 (LT) A fee-simple interest in Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 1 on Drawing No. 5. A permanent easement in, under, over, along and upon Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 2 on Drawing No. 5. 3 year temporary easement in, under, over, along and upon Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 3 on Drawing No. 5.
6.	Vacant Land w/s of Yonge Street	Part of PIN 03589-0965 (LT) A fee-simple interest in Part of Lot 91, Concession 1, former Township of King designated as Part 1 on Drawing No. 6. A 3 year temporary easement in, under, over, along and upon Part of Lot 91, Concession 1, former Township of King designated as Part 2 on Drawing No. 6.

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Ref No.	Address	Legal Description
7.	Hydro Corridor e/s Yonge Street	Part of PIN 03590-0180 (LT) A fee-simple interest in Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 1 on Drawing No. 7 A 3 year temporary easement in, under, over, along and upon Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 2 on Drawing No. 7.
8.	Hydro Corridor w/s Yonge Street	Part of PIN 03585-0050 (LT) A 3 year temporary easement in, under, over, along and upon Part of Lot 91, Concession 1, former Township of King designated as Part 1 on Drawing No. 8.
9.	Brandy Lane Way	Part of PIN 29408-0001 (LT) to 29408-0099 (LT) A fee-simple interest in part of the Common Elements of York Region Condominium Plan No. 877 being Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 1 on Drawing No. 9. A permanent easement in, under, over, along and upon part of the Common Elements of York Region Condominium Plan No. 877 being Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 2 on Drawing No. 9. A 3 year temporary easement in, under, over, along and upon in part of the Common Elements of York Region Condominium Plan No. 877 being Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 3 on Drawing No. 9.
10.	16845 Yonge Street	Part of PIN 03590-0167 (LT) A fee-simple interest in Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 1 on Drawing No. 10.

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Ref No.	Address	Legal Description
		A 3 year temporary easement in, under, over, along and upon Part of Lot 91, Concession 1, former Township of Whitchurch designated as Part 2 on Drawing No. 10.
11.	20 William Roe Boulevard	Part of PIN 29004-0001 (LT) to 29004-0107 (LT) A fee-simple interest in part of the Common Elements of York North Condominium Plan No. 5 being Part of Block B, on Plan M-9 designated as Part 1 on Drawing No. 11. A 3 year temporary easement in, under, over, along and upon part of the Common Elements of York North Condominium Plan No. 5 being Part of Block B, on Plan M-9 designated as Part 2 on Drawing No. 11.
11A.	Vacant Land w/s Yonge Street	Part of PIN 03585-0029 (LT) A fee-simple interest in Part of Lot 91, Concession 1, West of Yonge Street, former Township of King designated as Part 1 on Drawing No. 11A.
12.	16925 Yonge Street	<u>Firstly:</u> Part of PIN 03597-0046 (LT) A fee-simple interest in Part of Block A on Plan M-1509 designated as Part 1 on Drawing No. 12. A permanent easement in, under, over, along and upon Part of Block A on Plan M-1509 designated as Part 2 on Drawing No. 12. A 3 year temporary easement in, under, over, along and upon Part of Block A on Plan M-1509 designated as Part 3 on Drawing No. 12. <u>Secondly:</u> All of PIN 03597-0095 (LT) A fee-simple interest in Part of Block BY on Plan M-1509 designated as Part 2 on Plan 65R-2856.

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Ref No.	Address	Legal Description
13.	Vacant Land w/s Yonge Street	Part of PIN 03585-0065 (LT) A fee-simple interest in Part of Lot 92, Concession 1, West of Yonge Street, former Township of King designated as Part 1 on Drawing No. 13. A 3 year temporary easement in, under, over, along and upon Part of Lot 92, Concession 1, West of Yonge Street, former Township of King designated as Part 2 on Drawing No. 13.
14.	16995 Yonge Street	Part of PIN 03597-0099 (LT) A fee-simple interest in Part of Block A on Plan M-9 and Part of Block BY on Plan M-1509 designated as Part 1 on Drawing No. 14. A permanent easement in, under, over, along and upon Part of Block A on Plan M-9 designated as Part 2 on Drawing No. 14. A 3 year temporary easement in, under, over, along and upon Part of Block A on Plan M-9 designated as Part 3 on Drawing No. 14.
15.	17000 Yonge Street	Part of PIN 03585-0028 (LT) A 3 year temporary easement in, under, over, along and upon Part of Lot 92, Concession 1, former Township of King designated as Part 1 on Drawing No. 15.
16.	17030 Yonge Street	Part of PIN 03585-0027 (LT) A 3 year temporary easement in, under, over, along and upon Part of Lot 92, Concession 1, former Township of King designated as Part 1 on Drawing No. 16.
17.	17035 Yonge Street	Part of PIN 03597-0100 (LT) A fee-simple interest in Part of Block A on Plan M-9 designated as Part 1 on Drawing No. 17.

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Ref No.	Address	Legal Description
		A permanent easement in, under, over, along and upon Part of Block A on Plan M-9 on Plan M-1509 designated as Part 2 on Drawing No. 17. A 3 year temporary easement in, under, over, along and upon Part of Block A on Plan M-9 designated as Part 3 on Drawing No. 17.
18.	17046 Yonge Street	Part of PIN 03585-0125 (LT) A 3 year temporary easement in, under, over, along and upon Part of Lot 92, Concession 1, former Township of King designated as Part 1 on Drawing No. 18.
19.	Vacant Land w/s Yonge Street	Part of PIN 03585-0064 (LT) A 3 year temporary easement in, under, over, along and upon Part of Lot 92, Concession 1, West of Yonge Street, former Township of King designated as Part 1 on Drawing No. 19.
20.	17075 Yonge Street	Part of PIN 03585-0024 (LT) A fee-simple interest in Part of Lot 93, Concession 1, former Township of King designated as Part 1 on Drawing No. 20. A permanent easement in, under, over, along and upon Part of Lot 93, Concession 1, former Township of King designated as Part 2 on Drawing No. 20. A 3 year temporary easement in, under, over, along and upon Part of Lot 93, Concession 1, former Township of King designated as Part 3 on Drawing No. 20.
21.	17065 Yonge Street	Part of PIN 03597-0101 (LT) A fee-simple interest in Part of Lots 29, 30, 31, 32 and 33 on Plan 359 Whitchurch designated as Part 1 on Drawing No. 21.

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Ref No.	Address	Legal Description
		A permanent easement in, under, over, along and upon Part of Lots 29, 30, 31, 32 and 33 on Plan 359 Whitchurch designated as Part 2 on Drawing No. 21. A 3 year temporary easement in, under, over, along and upon Part of Lots 29, 30, 31, 32 and 33 on Plan 359 Whitchurch designated as Part 3 on Drawing No. 21.
22.	17089 Yonge Street	Part of PIN 03597-0009 (LT) A fee-simple interest in Part of Lot 28 on Plan 359 Whitchurch designated as Part 1 on Drawing No. 22. A permanent easement in, under, over, along and upon Part of Lot 28 on Plan 359 Whitchurch designated as Part 2 on Drawing No. 22. A 3 year temporary easement in, under, over, along and upon Part of Lot 28 on Plan 359 Whitchurch designated as Part 3 on Drawing No. 22.
23.	50 Eagle Street	Part of PIN 03585-0030 (LT) A fee-simple interest in Part of Lot 93, Concession 1, former Township of King designated as Part 1 on Drawing No. 23. A 3 year temporary easement in, under, over, along and upon Part of Lot 93, Concession 1, former Township of King designated as Part 2 on Drawing No. 23.
24.	17095 Yonge Street	Part of PIN 03597-0008 (LT) A fee-simple interest in Part of Lot 27 on Plan 359 Whitchurch designated as Part 1 on Drawing No. 24. A permanent easement in, under, over, along and upon Part of Lot 27 on Plan 359 Whitchurch designated as Part 2 on Drawing No. 24. A 3 year temporary easement in, under, over, along and upon Part of Lot 27 on Plan 359 Whitchurch designated as Part 3 on Drawing No. 24.

Ref No.	Address	Legal Description
25.	17111 Yonge Street	Firstly: Part of PIN 03597-0120 (LT) A fee-simple interest in Part of Lot 26 on Plan 359 Whitchurch designated as Part 1 on Drawing No. 25. A permanent easement in, under, over, along and upon Part of Lot 26 on Plan 359 Whitchurch designated as Part 3 on Drawing No. 25. A 3 year temporary easement in, under, over, along and upon Part of Lot 26 on Plan 359 Whitchurch designated as Part 5 on Drawing No. 25. Secondly: Part of PIN 03597-0122 (LT) A fee-simple interest in Part of Lot 93, Concession 1, former Township of Whitchurch designated as Part 2 on Drawing No. 25. A permanent easement in, under, over, along and upon Part of Lot 93, Concession 1, former Township of Whitchurch designated as Part 4 on Drawing No. 25. A 3 year temporary easement in, under, over, along and upon Part of Lot 93, Concession 1, former Township of Whitchurch designated as Part 6 on Drawing No. 25.
26.	17145 Yonge Street	Part of PIN 03598-0150 (LT) A fee-simple interest in Part of Lot 1 on Plan 49 Whitchurch designated as Part 1 on Drawing No. 26. A permanent easement in, under, over, along and upon Part of Lot 1 on Plan 49 Whitchurch designated as Part 2 on Drawing No. 26. A 3 year temporary easement in, under, over, along and upon Part of Lot 1 Plan 49 Whitchurch designated as Part 3 on Drawing No. 26.
27.	17150 Yonge Street	Part of PIN 03584-0089 (LT) A permanent easement in, under, over, along and upon Part of Lot 93, Concession 1, former Township of King designated as Part 1 on Drawing No. 27.

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Ref No.	Address	Legal Description
		A 3 year temporary easement in, under, over, along and upon Part of Lot 93, Concession 1, former Township of King designated as Parts 2 and 3 on Drawing No. 27.
28.	17175 Yonge Street	Part of PIN 03598-0151 (LT) A fee-simple interest in Part of Lot 1 on Plan 49 Whitchurch designated as Part 1 on Drawing No. 28. A permanent easement in, under, over, along and upon Part of Lot 1 on Plan 49 Whitchurch designated as Part 2 on Drawing No. 28. A 3 year temporary easement in, under, over, along and upon Part of Lot 1 Plan 49 Whitchurch designated as Part 3 on Drawing No. 28.
29.	17250 Yonge Street	Part of PIN 03584-0081 (LT) A fee-simple interest in Part of Block 4 on Plan 65M-2118 designated as Part 1 on Drawing No. 29. A permanent easement in, under, over, along and upon Part of Block 4 on Plan 65M-2118 designated as Part 2 on Drawing No. 29. A 3 year temporary easement in, under, over, along and upon Part of Block 4 on Plan 65M-2118 designated as Part 3 on Drawing No. 29.
31.	17295 Yonge Street	Part of PIN 03601-0062 (LT) A fee-simple interest in Part of Block C on Plan 527 Whitchurch and Part of Block C on Plan 430 Newmarket, designated as Part 1 on Drawing No. 31. A 3 year temporary easement in, under, over, along and upon Part of Block C on Plan 527 Whitchurch and Part of Block C on Plan 430 Newmarket, designated as Part 2 on Drawing No. 31.

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Ref No.	Address	Legal Description
32.	17310 Yonge Street	Part of PIN 03584-0082 (LT) A fee-simple interest in Part of Block 4 on Plan 65M-2118 designated as Part 1 on Drawing No. 32. A permanent easement in, under, over, along and upon Part of Block 4 on Plan 65M-2118 designated as Part 2 on Drawing No. 32. A 3 year temporary easement in, under, over, along and upon Part of Block 4 on Plan 65M-2118 designated as Part 3 on Drawing No. 32.
33.	17315 Yonge Street	Part of PIN 03601-0063 (LT) A fee-simple interest in Part of Block C on Plan 430 Newmarket designated as Part 1 on Drawing No. 33. A 3 year temporary easement in, under, over, along and upon Part of Block C on Plan 430 Newmarket designated as Part 2 on Drawing No. 33.
34.	17335 Yonge Street	Part of PIN 03601-0064 (LT) A fee-simple interest in Part of Block C on Plan 430 Newmarket designated as Part 1 on Drawing No. 34. A 3 year temporary easement in, under, over, along and upon Part of Block C on Plan 430 Newmarket designated as Part 2 on Drawing No. 34.
35.	17360 Yonge Street	Part of PIN 03579-0009 (LT) A 3 year temporary easement in, under, over, along and upon Part of Block 3 on Plan 65M-2118 designated as Part 1 on Drawing No. 35.
36.	17365 Yonge Street	Part of PIN 03602-0006 (LT) A 3 year temporary easement in, under, over, along and upon Part of Block D on Plan 430 Newmarket designated as Part 1 on Drawing No. 36.

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Ref No.	Address	Legal Description
37.	17395 Yonge Street	Part of PIN 03602-0005 (LT) A 3 year temporary easement in, under, over, along and upon Part of Block D on Plan 430 Newmarket designated as Part 1 on Drawing No. 37.
38.	17830 – 17390 Yonge Street	Part of PIN 03579-0008 (LT) A fee-simple interest in Part of Block 3 on Plan 65M-2118 designated as Part 1 on Drawing No. 38. A 3 year temporary easement in, under, over, along and upon Part of Block 3 on Plan 65M-2118 designated as Part 2 on Drawing No. 38.
39.	17415 Yonge Street	Part of PIN 03602-0004 (LT) A 3 year temporary easement in, under, over, along and upon Part of Block D on Plan 430 Newmarket designated as Part 1 on Drawing No. 39.
40.	17440 Yonge Street	Part of PIN 03579-0006 (LT) A fee-simple interest in Part of Lot 95, Concession 1, West of Yonge Street, former Township of King designated as Parts 1 and 2 on Drawing No. 40. A 3 year temporary easement in, under, over, along and upon Part of Lot 95, Concession 1, West of Yonge Street, former Township of King designated as Parts 3 and 4 on Drawing No. 40.
41.	20 Davis Drive	Part of PIN 03602-0326 (LT) A fee-simple interest in Part of Lot 95, Concession 1, former Township of Whitchurch designated as Part 1 on Plan 65R-31793. A permanent easement in, under, over, along and upon Part of Lot 95, Concession 1, former Township of Whitchurch designated as Part 1 on Drawing No. 41. A 3 year temporary easement in, under, over, along and upon Part of Lot 95, Concession 1, former Township of Whitchurch designated as Part 2 on Drawing No. 41.

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Ref No.	Address	Legal Description
42.	17555 Yonge Street	Part of PIN 03578-0933 (LT) A permanent easement in, under, over, along and upon Part of Lot 96, Concession 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 1 on Drawing No. 42. A 3 year temporary easement in, under, over, along and upon Part of Lot 96, Concession 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 2 on Drawing No. 42.
43.	17565 Yonge Street	Part of PIN 03578-0127 (LT) A 3 year temporary easement in, under, over, along and upon Part of Lot 96, Concession 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 1 on Drawing No. 43.
44.	17615 Yonge Street	Part of PIN 03578-0124 (LT) A 3 year temporary easement in, under, over, along and upon Part of Lot 96, Concession 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 1 on Drawing No. 44.
45.	17600 Yonge Street	Part of PIN 03554-0344 (LT) A fee-simple interest in Part of Lot 96, Concession 1, West of Yonge Street, former Township of East Gwillimbury designated as Part 1 on Drawing No. 45. A 3 year temporary easement in, under, over, along and upon Part of Lot 96, Concession 1, West of Yonge Street, former Township of East Gwillimbury designated as Part 2 on Drawing No. 45.
46.	17645 Yonge Street	Part of PIN 03578-0121 (LT) A fee-simple interest in Part of Lot 96, Concession 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 1 on Drawing No. 46. A permanent easement in, under, over, along and upon Part of Lot 96, Concession 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 2 on Drawing No. 46.

Ref No.	Address	Legal Description
		A 3 year temporary easement in, under, over, along and upon Part of Lot 96, Concession 1, East of Yonge Street, former Township of East Gwillimbury designated as Parts 3 and 4 on Drawing No. 46.
47.	Strip of Land n/s Davis Drive	All of PIN 03578-0359 (R) A fee-simple interest in Part of Lot 96, Concession 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 1 on Plan 65R-31797.
48.	31 Superior Street	Part of PIN 03609 - 0195 (LT) Fee Simple Interest in Part of Block B on Plan 78 designated as Part 2 on Plan 65R-32209. A 3 year temporary easement in, under, over, along and upon Part of Block B on Plan 78 designated as Parts 3 and 4 on Plan 65R-32209.
49.	514 Davis Drive	Part of PIN 03609 - 0193 (LT) Fee Simple Interest in Part of Block F on Plan 262 designated as Part 1 on Drawing No. 102b. A 3 year temporary easement in, under, over, along and upon Part of Block F on Plan 262 designated as Parts 2 on Drawing No. 102b.

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 any requests for a Hearing of Necessity that may be received and conduct such hearings as may proceed pursuant to the provisions of the *Expropriations Act*.
4. The Regional Council, as approving authority, approve of the expropriation of the lands described in Recommendation 1, provided there is no Hearing of Necessity and subject to confirmation of funding as set out in this report.
5. If approval to expropriate the lands is given, the Manager, Realty Services, Property Services Branch, 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 Council's approval to expropriate the required land from owners along Yonge Street (Y3.2) from Sawmill Valley Drive/Savage Road North to north of Davis Drive, and three additional properties on Davis Drive (D1), Town of Newmarket in order to implement road and intersection improvement as well as provide designated lanes for the Viva transit system along the corridor (*see Council Attachment 1*).

3. BACKGROUND

Yonge Street and Davis Drive are important corridors in the vivaNext bus rapid transit network and is scheduled for construction in the Spring of 2011

The Region, in order to facilitate bus rapid transit, is undertaking improvements to the road infrastructure and the construction of dedicated lanes for Viva buses along Davis Drive and along Yonge Street between Sawmill Valley Drive/Savage Road North and north of Davis Drive in the Town of Newmarket. The additional width will allow for designated north and south lanes for the Viva buses, streetscaping and boulevards. The Region plans to commence construction of this project in the spring of 2011.

On April 2, 2009 the project received approval of the Environmental Assessment Report from the Ministry of Environment

This project received approval of the Environmental Assessment Report from the Ministry of Environment on April 2, 2009.

4. ANALYSIS AND OPTIONS

The expropriation process must commence to ensure a Spring 2011 construction start

Notices of Application for Approval to Expropriate Land will be sent out immediately following Council approval of the property requirements in order to meet the property acquisition deadline of Fall 2010 for Spring 2011 construction.

Property acquisition negotiations will be commencing shortly. Issuing Notices of Application for Approval to Expropriate Land will not create a legal obligation for the

Region to proceed to expropriation. The Notices will allow owners to decide either to continue negotiations or to request a Hearing of Necessity.

A Hearing of Necessity provides Council with an independent third party review of the fairness, soundness and reasonableness of the acquisition. Following the receipt of the Inquiry Officer's report, Regional Council will have an opportunity to decide on whether to proceed with the filing of Plans of Expropriation in order to acquire the land.

Davis Drive (D1) property requirements have been amended to include three additional properties

Design changes and/or title issues for three properties on Davis Drive require authorization for approval to expropriate. These properties, designated as Reference Numbers 47, 48 and 49 are included in this report.

5. FINANCIAL IMPLICATIONS

The Yonge Street – from south of Mulock to north of Davis Drive (Y3.2) and Davis Drive (D1) segments of vivaNext are funded under the MoveOntario 2020 \$1.4 billion announcement

On November 28, 2008, Metrolinx announced their recommendation that vivaNext be part of a five year rapid transit capital program. The funds required to complete the property acquisitions for this project are included in the \$1.4 billion MoveOntario 2020 project bundle.

As in the executed Memorandum of Agreement with Metrolinx for the Davis Drive and Highway 7 lands, the Performance Agreement/Master Agreement with Metrolinx will advance funding to cover the cost of lands necessary for the project. It is anticipated that the agreement will be executed in no later than June 2010, in advance of the flow of funds to tenants and property owners.

A total of \$14,125,000 has been budgeted in the YRRTC Capital Budget for lands along Y3.2 and D1 inclusive of property costs, tenant costs, legal fees, and injurious affection claims.

6. LOCAL MUNICIPAL IMPACT

The construction of dedicated lanes along Yonge Street and Davis Drive for Viva buses will integrate improved public transit facilities, improving and enriching streetscapes to support the Region's goal for higher density mixed use transit-oriented development, in accordance with approved official plans.

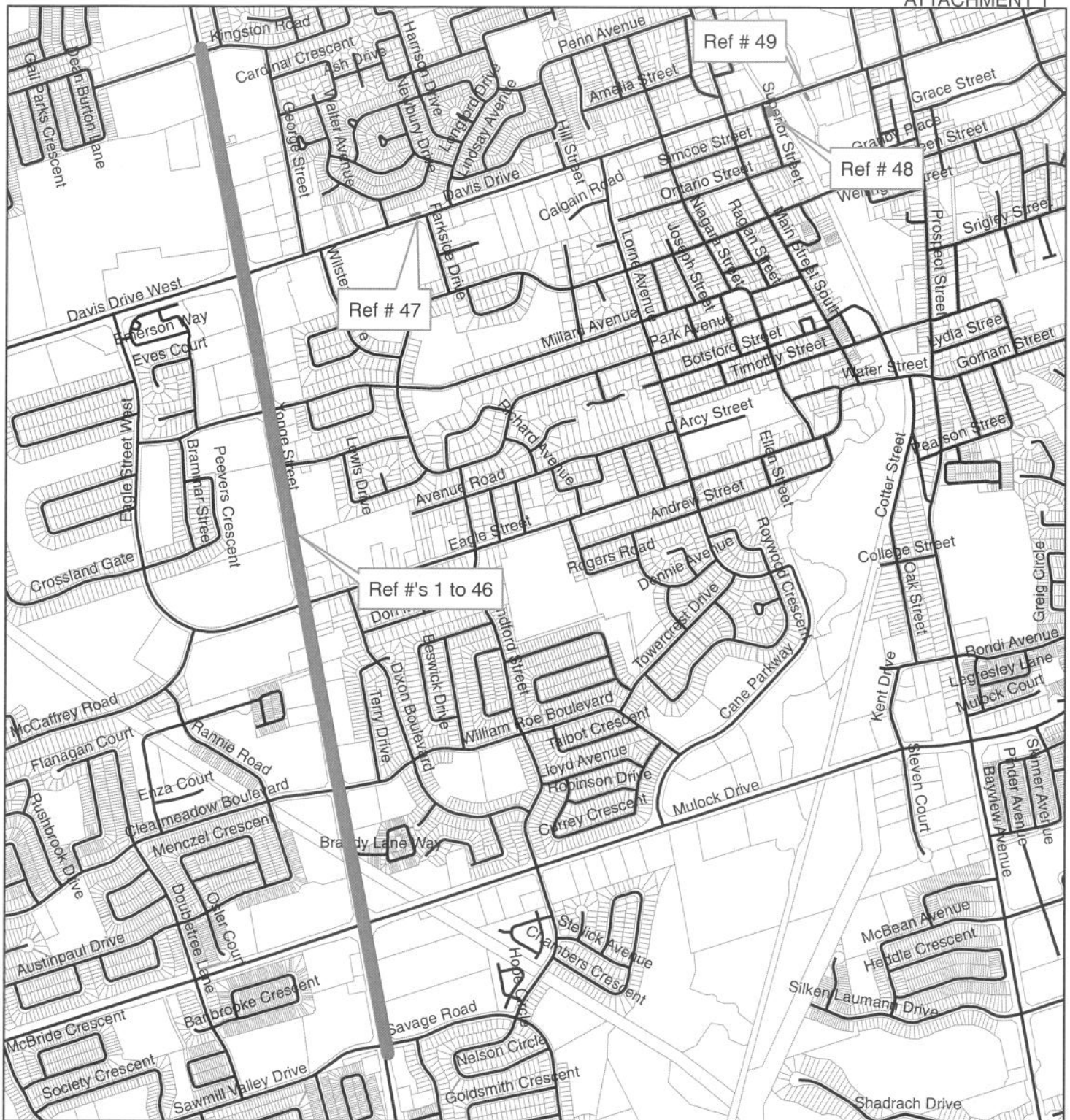
7. CONCLUSION

Construction of vivaNext on Yonge Street and Davis Drive in the Town of Newmarket is scheduled to commence in the spring of 2011. The purpose of this report is to obtain Council's approval to initiate the expropriation process for the required land from owners along Yonge Street and Davis Drive in order to implement road and intersection improvements and to provide designated lanes for the Viva transit system. This project is recommended by Metrolinx, and has funding of \$14.2 million as part of the Provincial budget in 2010/11. In order to ensure the project is not delayed, it is necessary to initiate the expropriation process; however, it does not preclude the Region from seeking the dedication of lands under *The Planning Act*, or from entering into negotiated agreements with land owners.

For more information on this report, please contact Paul J. 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 is attached to this report.)



LOCATION PLAN

Expropriation of Land
Y3.2 - Yonge St, Project 90991
Town of Newmarket

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York Region

0 312.5 625 1,250 Metres

PROPERTY SERVICES





MEMORANDUM

TO: Regional Council

FROM: Jim Davidson, Commissioner, Corporate Services

DATE: March 12, 2010

RE: **Expropriation of Land, Yonge Street (Y3.2) and Davis Drive (D1), In the Town of Newmarket, Viva Project 99091**

On March 4, 2010, the Finance and Administration Committee considered the above report which recommended Regional Council authorize an application for approval to expropriate 49 properties on Yonge Street and Davis Drive within the Town of Newmarket. Since that date, outside counsel has identified the following three properties. It is recommended that Clause 8 of Finance and Administration Committee Report No. 3 be amended to include these three properties.

50.	One Foot Reserve	All of PIN 03625-0469 (LT) Fee Simple Interest in Block 113 on Plan 65M-2737
51.	736 Davis Drive	Part of PIN 03610-0298 (LT) Fee Simple Interest in Part of Lot 13 on Plan 81 designated as Part 1 on Drawing No. 119. A 3 year temporary easement in, under, over, along and upon Part of Lot 13 on Plan 81 designated as Part 2 on Drawing No. 119.
52.	One Foot Reserve	All of PIN 03625-0470 (LT) Fee Simple Interest in Block 114 on Plan 65M-2737

Jim Davidson
Commissioner, Corporate Services