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**EXPROPRIATION OF LAND
BATHURST STREET, PROJECT 8063
TOWNSHIP OF KING AND TOWN OF NEWMARKET**

The Transportation and Works Committee recommends the adoption of the recommendations contained in the following report, February 6, 2007, from the Commissioner of Corporate Services:

1. RECOMMENDATIONS

It is recommended that:

1. Authority be granted to apply for approval to expropriate the following land within the Township of King and the Town of Newmarket, in The Regional Municipality of York:
 - (a) a fee simple interest in approximately 570 m² (0.1408 acres), being Parts 2, 3 and 5 on Reference Plan 65R-28717;
 - (b) a temporary limited interest in approximately 440 m² (0.1087 acres), being Part 4 on Reference Plan 65R-28717.
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 Manager 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 widening and reconstruction of Bathurst Street from Mulock Drive to Highway 9, bordering the Township of King and the Town of Newmarket. *(see Attachment 1).*

3. BACKGROUND

Regional Council, on December 15, 2005, adopted Clause 3 of Report 10 of the Finance and Administration Committee accepting the 2006 Capital Works Budget, including Project 8063 the widening and reconstruction of Bathurst Street (YR 38) from Mulock Drive (YR 74) to Highway 9 (YR 31) in the Township of King and the Town of Newmarket.

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 plan. These offers must be made within 90 days of the registration of the expropriation plans. Funds will be included in the 2007 budget for these offers. Staff will report back to Council prior to making these offers.

5. LOCAL MUNICIPAL IMPACT

This project will provide additional north-south capacity within the Bathurst Street corridor to support new development in the Township of King and the Town of Newmarket.

6. CONCLUSION

Construction of this project is scheduled to commence in 2008.

A reference plan showing the Region's requirements has been registered. In order to ensure that the project is not delayed, it is appropriate to proceed with expropriation. The above noted reference plan 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 March 7, 2007 Committee meeting.)