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EXPROPRIATION SETTLEMENT VIVANEXT - DAVIS DRIVE (D1) PROJECT 90991, TOWN OF NEWMARKET

The Finance and Administration Committee recommends the adoption of the recommendations contained in the following report dated April 13, 2011, from the Commissioner of Corporate Services.

1. RECOMMENDATIONS

It is recommended that:

1. Council authorize the following expropriation settlement agreement for land expropriated for the vivaNEXT Davis Drive project, in the Town of Newmarket, on the terms set out in this agreement.
2. The Commissioner of Corporate Services be authorized to complete the transaction in accordance with the terms of the agreement.

2. PURPOSE

The purpose of this report is to obtain Council's approval to accept the expropriation settlement agreement set out in this report for the vivaNEXT Davis Drive (D1) project, in the Town of Newmarket.

3. BACKGROUND

The Environmental Assessment for the Davis Drive (D1) project was approved in January 2009

The Environmental Assessment for the D1 project was approved in January 2009. On June 25, 2009, Regional Council authorized the expropriation of properties required for the widening and reconstruction of Davis Drive to facilitate dedicated bus lanes. The Region obtained title of the lands required in September 2009 and possession from December 2009 to March 2010. There were 114 properties expropriated, including 20 full buy out properties, based on the preliminary engineering design.

4. ANALYSIS AND OPTIONS

Property No. 1 *(see attachment 1)*

OWNER:	Southlake Office Services Inc.
PROJECT:	Widening and reconstruction of Davis Drive for the vivaNext rapid transit project 90991 (D1)
SUBJECT PROPERTY:	Part of Lot 40, Plan 125, Town of Newmarket, comprising 849.1 sq. m. (9,140 sq. ft.)
AREA TAKEN:	Fee simple interest in the entire property being Parts 1 and 2 on Expropriation Plan YR1372029, comprising 849.1 sq. m. (9,140 sq. ft.)
COMMENTS:	The subject property was a tenanted residential house with the basement converted to Doctor's offices. The building has since been demolished to make way for the road widening.

5. FINANCIAL IMPLICATIONS

Funding for the property acquisition has been received from Metrolinx

All costs associated with the acquisition of properties along Davis Drive are funded from the Province's \$1.4 billion Move Ontario 2020 program. The Region has entered into a Memorandum of Agreement with Metrolinx and has received funding in excess of \$53 million for property and utility work for the Davis Drive and Highway 7 segments.

6. LOCAL MUNICIPAL IMPACT

The construction of the dedicated bus lanes for viva buses along Davis Drive in Newmarket support the Region's vision to provide mixed use transit oriented development.

7. CONCLUSION

It is recommended that this report be authorized to complete the expropriation settlement for the lands taken for the widening and reconstruction of Davis Drive for the dedicated bus lanes for viva buses.

Report No. 5 of the Finance and Administration Committee
Regional Council Meeting of May 5, 2011

For more information on this report, please contact Chris Harker, Manager, Realty Services,(viva), Property Services Branch, at Ext. 1899.

The Senior Management Group has reviewed this report.

(The attachment referred to in this clause was included in the agenda for the May 5, 2011 Committee meeting.)



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LOCATION PLAN

Expropriation Settlement

York Region Rapid Transit Corporation

Davis Drive - Project 90991 D1

TOWN OF NEWMARKET



PROPERTY SERVICES

