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EXPROPRIATION OF LAND 10TH LINE WATERMAIN AND PUMPING STATION TOWN OF WHITCHURCH-STOUFFVILLE, PROJECT 7816

The Transportation and Works Committee recommends the adoption of the recommendations contained in the following report, April 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 land within the Town of Whitchurch-Stouffville, in The Regional Municipality of York:
 - (a) a fee simple interest in approximately 1,044 m² (0.258 acres), being Part 1 on Reference Plan 65R-26888
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. 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 one owner in conjunction with the construction of the 10th Line watermain and pumping station in the Town of Whitchurch-Stouffville. (see attachment 1).

3. BACKGROUND

Regional Council, on April 17, 2003, adopted By-law R-1367-2003-039 that authorized the construction of the 10th Line watermain and pumping station in the Town of Whitchurch-Stouffville. The By-law authorizes:

- (a) the construction of the 10th Line watermain and pumping station
- (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

An offer of compensation must be made under Section 25 of the *Expropriations Act* to the owner of the listed part on the reference plan. This offer must be made within 90 days of the registration of the expropriation plan. Funds are included in the 2004 budget for this offer. Staff will report back to Council prior to making these offers.

5. LOCAL MUNICIPAL IMPACT

In order to meet the water requirements associated with the upcoming development in the community of Stouffville, the Region must provide upgrades and expansion to the existing water supply. The acquisition of the property which is the subject of this report meets that objective.

6. CONCLUSION

Construction of this project is scheduled for 2005.

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.

(A copy of the attachment referred to in the foregoing has been forwarded to each Member of Council with the May 5, 2004 Transportation and Works Committee agenda and a copy thereof is on file in the Office of the Regional Clerk.)