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ACQUISITION OF PROPERTY RIGHTS SOUTHEAST COLLECTOR SEWER, PROJECT 74040 CITY OF PICKERING

The Finance and Administration Committee recommends the adoption of the recommendations contained in the following report dated April 14, 2011, from the Commissioner of Corporate Services.

1. RECOMMENDATIONS

It is recommended that:

1. Council authorize the Region to enter into a licence agreement with Ontario Realty Corporation to permit construction of the Southeast Collector Sewer project on a hydro corridor, in the City of Pickering.
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 receive Council authorization to enter into a five-year licence agreement with Ontario Realty Corporation (“ORC”) with respect to property required for the construction of the Southeast Collector Sewer project.

3. BACKGROUND

The Environmental Assessment Report was approved in April 2010

The Environmental Assessment Report for the Southeast Collector Sewer project was submitted to the Ministry of the Environment in 2008 and approved in April, 2010.

Southeast Collector Sewer construction project

Within the City of Pickering, 6 km of the preferred tunnelling route is within lands owned by ORC which is utilized as a hydro corridor. Hydro One Networks Inc. (HONI) has primary use and statutory control of other uses within the corridor. Technical approval has been obtained from HONI for construction of the sewer tunnel within the corridor. A permanent easement for the sewer tunnel within the corridor has been purchased from

ORC and the transaction has closed. The licence is to permit surface construction activities from 2011 to 2015, to assist with the tunnelling and removal of dirt.

Under the *Municipal Act 2001*, the Region may exercise its rights to acquire property outside its own jurisdiction if the service is provided only to its inhabitants. In this case, the Southeast Collector Sewer project is to serve only York Region residents.

4. ANALYSIS AND OPTIONS

Property No. 1 (*see attachment 1*)

OWNERS:	ONTARIO REALTY CORPORATION acting as agent on behalf of HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO as represented by THE MINISTER OF INFRASTRUCTURE.
PROJECT:	Construction of the Southeast Collector Sewer
SUBJECT PROPERTY:	Part of Lots 24, 26, 28, 29, and 30, Concession 2, in the City of Pickering, Regional Municipality of Durham
REQUIREMENT:	Five-year licence to use the following lands: Parts 1 and 2 on Plan 40R-26115 Part 1 on Plan 40R-26129 Parts 1, 2, 4, 5, 6, 8, and 10 on Plan 40R-26318 Parts 1 and 2 on Plan 40R-26319
COMMENTS:	The subject property is utilized as a hydro corridor, originating at the Pickering Nuclear Station in Pickering. The section of the corridor affected by the Southeast Collector Sewer project is from York Durham Line 30 to Cherrywood Transformer Station (near Liverpool Road).
PROJECT NUMBER:	74040

5. FINANCIAL IMPLICATIONS

Funds for this acquisition are included in the Southeast Collector Sewer project approved in the 2010 Capital Budget and carried over into 2011.

6. LOCAL MUNICIPAL IMPACT

The construction of the Southeast Collector Sewer is a critical infrastructure component to ensure adequate wastewater capacity for growth across York Region. Construction of the Southeast Collector Sewer will support the forecasted growth within the Region, as established by “Places to Grow” and reflected in the York Region Official Plan.

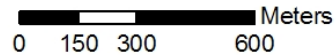
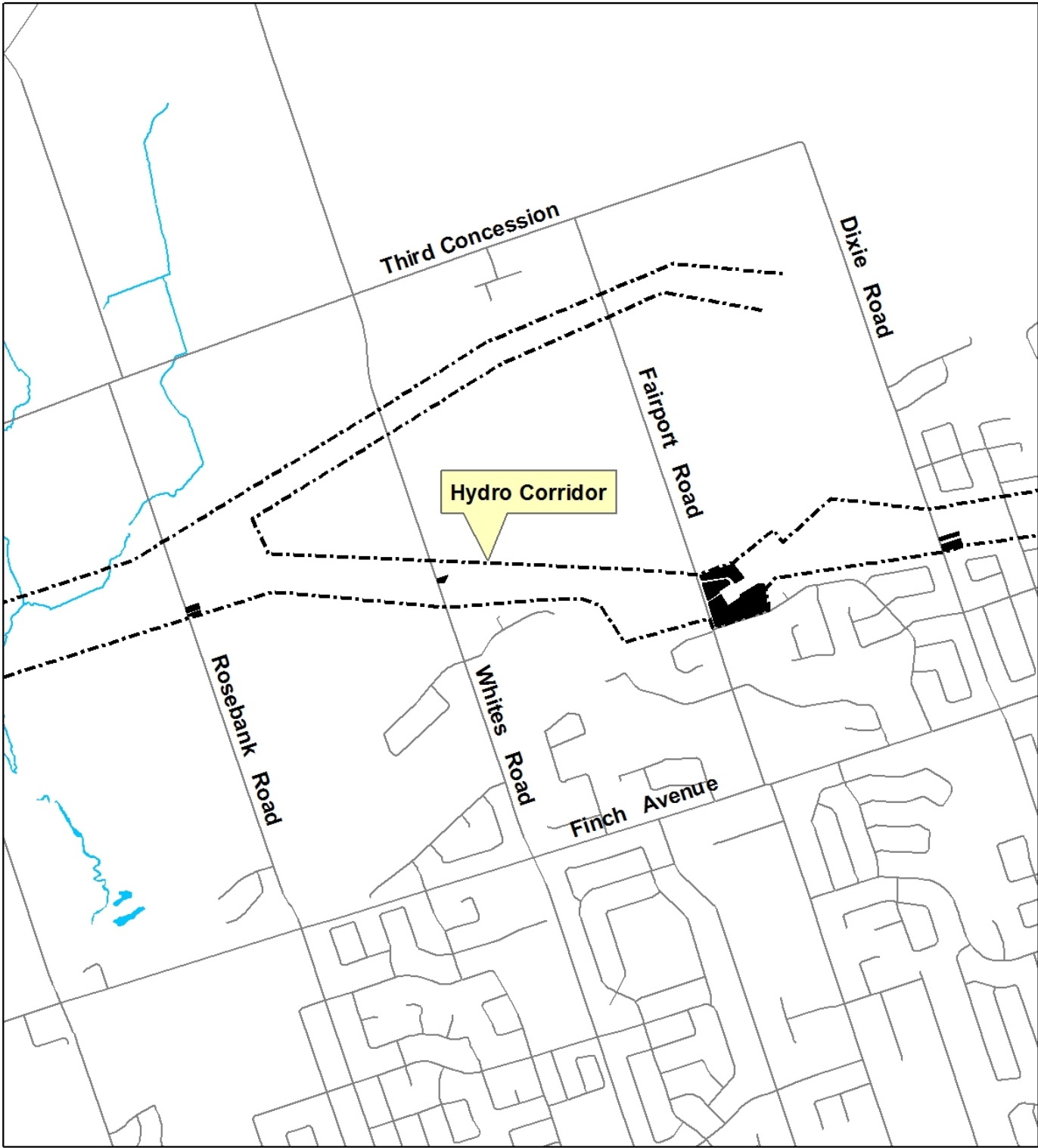
7. CONCLUSION

The licence agreement within the hydro corridor is required to facilitate the construction of the Southeast Collector Sewer through Pickering to the Duffins Creek Treatment Plant.

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

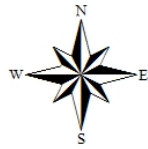
The Senior Management Group has reviewed this report.

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



LOCATION PLAN

Acquisition of Property Rights
Southeast Collector Sewer, Project 74040
City of Pickering



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PROPERTY SERVICES