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**APPROVAL TO EXPROPRIATE LANDS
RECONSTRUCTION OF BATHURST STREET, PROJECT 9602
TOWN OF EAST GWILLIMBURY AND THE TOWNSHIP OF KING**

The Finance and Administration Committee recommends the adoption of the recommendations contained in the following report dated May 9, 2012, from the Commissioner of Corporate Services.

1. RECOMMENDATIONS

It is recommended that:

1. Council, as approving authority, approve the expropriation of the following lands required for the reconstruction of Bathurst Street in the Town of East Gwillimbury and the Township of King (see *attachment 1*):

Address	Legal Description	Interest Required
North Side Green Lane	Part 1, Plan 65R-33188	Fee Simple
East Side of Bathurst Street	Part 2, Plan 65R-33188 Part 3, Plan 65R-33188	Fee Simple Temporary Easement
18462-18523 Bathurst Street	Part 4, Plan 65R-33188 Parts 5 and 6, Plan 65R-33188 Part 5, Plan 65R-33178 Part 6, Plan 65R-33178	Fee Simple Temporary Easement Fee Simple Temporary Easement
18400 Bathurst Street	Part 7, Plan 65R-33188	Fee Simple
18401 Bathurst Street	Part 1, Plan 65R-33178	Fee Simple
18565 Bathurst Street	Part 2, Plan 65R-33178	Fee Simple
18597 Bathurst Street	Part 3, Plan 65R-33178 Part 4, Plan 65R-33178	Fee Simple Temporary Easement
18660 Bathurst Street	Part 1, Plan 65R-33156	Fee Simple
18635 Bathurst Street	Part 2, Plan 65R-33156	Fee Simple
605 Morning Sideroad	Parts 3 and 4, Plan 65R-33156	Fee Simple
18737, 18813, 18881 Bathurst Street	Parts 1 and 2, Plan 65R-33159	Fee Simple
18868 Bathurst Street	Part 1, Plan 65R-33152	Fee Simple
18952 Bathurst Street	Part 2, Plan 65R-33152	Fee Simple

Address	Legal Description	Interest Required
19070 Bathurst Street	Part 1, Plan 65R-33154	Fee Simple
19230 Bathurst Street	Part 1, Plan 65R-33179	Fee Simple
19338 Bathurst Street	Part 2, Plan 65R-33179	Fee Simple
19420 Bathurst Street	Parts 1, 2, 3 and 4, Plan 65R-33150	Fee Simple
19540 Bathurst Street	Part 5, Plan 65R-33150	Fee Simple
West Side of Bathurst Street	Parts 1 and 2, Plan 65R-33162	Fee Simple
770 Graham Sideroad	Part 4, Plan 65R-33162	Fee Simple
19776 Bathurst Street	Part 5, Plan 65R-33162	Fee Simple
19715 Bathurst Street	Part 2, Plan 65R-33151	Fee Simple
East Side of Bathurst Street	Parts 4, 5 and 6, Plan 65R-33151	Fee Simple
19752 Holland Landing Road	Part 1, Plan 65R-33155	Fee Simple
East Side of Yonge Street	Part 2, Plan 65R-33155	Fee Simple
19820 Holland Landing Road	Parts 4, 5 and 6, Plan 65R-33155	Fee Simple

2. The Commissioner of Corporate Services, or designate, be authorized to execute and serve any notices required under the *Expropriations Act*.
3. Council authorize the introduction of the necessary bylaws to give effect to these recommendations.

2. PURPOSE

This report seeks authority to expropriate lands required for the reconstruction of Bathurst Street, in the Town of East Gwillimbury and the Township of King.

3. BACKGROUND

In October 2011, Council authorized initiating proceedings to expropriate lands required for the Bathurst Street project

The reconstruction and reopening of Bathurst Street is scheduled to commence in fall, 2012. Council at its meeting on October 20, 2011 authorized an application for approval to expropriate a total of 27 properties, including 37 fee simple interests and 5 construction easements.

Regional staff has started negotiations with the property owners. It is necessary to complete the expropriation of the remaining properties, in order to secure access to the lands in time for construction to commence.

Notices of Application to Expropriate have been served on the owners and no Hearing of Necessity requests were received.

4. ANALYSIS AND OPTIONS

Registration of an expropriation plan will secure access to the lands and ensure that construction can proceed

Under the *Expropriations Act*, with the registration of an expropriation plan, ownership vests with the expropriating authority. Right to possession becomes effective three months following registration of the plan.

A draft expropriation plan has been prepared for the subject properties. It is anticipated the plan will be registered no later than June 30, 2012. Accordingly, the Region will have access to the property no later than September 30, 2012, enabling construction to proceed on time.

Link to Key Council-approved Plans

From Vision to Results: 2011 to 2015 Strategic Plan

Priority Area – Focus Growth along Regional Centres and Corridors

Optimize the transportation capacity and services in Regional Centres and Corridors

The acquisition of these lands will assist the Region in meeting its transportation needs.

5. FINANCIAL IMPLICATIONS

Under section 25 of the Act, the Region is obligated to serve offers of compensation on owners within three months of the registration of the plan. The appraisals required to support these offers will be prepared and the proposed offers will be the subject of a further report to Council. The funds to acquire the property have been included in the 2012 Capital Budget, Capital Delivery, Roads, Transportation and Community Planning Department.

6. LOCAL MUNICIPAL IMPACT

The reconstruction of Bathurst Street, between Green Lane West and Yonge Street, will provide an additional north-south route for anticipated growth in the area, and increased traffic volumes.

7. CONCLUSION

The reconstruction of Bathurst Street will require the acquisition of 42 property interests.

Staff has commenced negotiations with property owners. In order to ensure timely possession of the lands to commence construction, it is recommended that Council approve the expropriation of the balance of the interests required.

For more information on this report, please contact Barry Crowe, Director, Property Services Branch at Ext. 1684.

The Senior Management Group has reviewed this report.

(The attachment referred to in this clause is attached to this report.)



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LOCATION PLAN

APPROVAL TO EXPROPRIATE

Bathurst Street, Green Lane West to Yonge Street - Project 9602

TOWN OF EAST GWILLIMBURY, TOWNSHIP OF KING



0 450 900 1,800 Metres

PROPERTY SERVICES

