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EXPROPRIATION OF LAND BLOOMINGTON ROAD PROJECT 9708, TOWN OF RICHMOND HILL

The Transportation and Works Committee recommends the adoption of the recommendations contained in the following report, October 21, 2008, 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 Richmond Hill, The Regional Municipality of York:

(a) Fee simple interest in Part 6 on Plan 65R-29055 comprising an area of approximately 626 sq. m. (6,738 sq. ft.).
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 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

This report is to obtain Regional Council's approval to expropriate land from the owner in conjunction with the widening and reconstruction of Bloomington Road, in the Town of Richmond Hill (*see Attachment 1*).

3. BACKGROUND

Authority to complete project

Regional Council, on May 19, 2005, adopted By-law A-0362-2005-035 authorizing the widening and reconstruction of Bloomington Road (YR 40) from Bathurst Street (YR 38) to Highway 404 in the Towns of Aurora and Richmond Hill and in the Township of King. The By-law authorizes:

- (a) the widening and reconstruction of Bloomington Road
- (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

Offers according to the *Expropriations Act* to follow

The funds required to complete the property acquisition for this project were granted by Regional Council's approval of the 2008 Capital Works Budget. 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. Staff will report back to Council prior to making these offers.

5. LOCAL MUNICIPAL IMPACT

Bloomington Road is presently a two-lane paved road with gravel shoulders and roadside ditches and is expected to be beyond capacity for this type of road within the next ten years. The widening and reconstruction of Bloomington Road will provide additional east-west capacity to improve traffic operation for the travelling public and will meet the expected growth in this area.

6. CONCLUSION

Construction of this project was started in 2007.

An expropriation report was authorized by Regional Council in June of 2006, for the entire project. An additional expropriation report was authorized by Regional Council in September 2008, as a result of negotiations with an owner to reduce the road requirement within their lands. This report concerns the same owner but is at a different location than

the previous expropriation. The report is required for part of the expropriated lands to be changed from a permanent easement to a fee simple interest as a result of design changes with the power utility.

For more information on this report, please contact Paul Roberts, Manager Realty Services 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 November 5, 2008 Committee meeting.)