Bill No. 084

BY- LAW NUMBER 2018 -

A By-law of The Corporation of The City of Barrie to expropriate the lands described as Part Lot 78, Plan 1455, being Part 14 on Plan 51R-40972, in the City of Barrie, County of Simcoe, subject to a Right as in RO1288995, being Part of PIN: 58827-0069 (LT).

WHEREAS Section 6 of the *Municipal Act, 2001*, S.O. 2001, c. 25 ("the *Municipal Act*, *2001*"), provides that the power of a Municipality to acquire land under the Act or any other Act includes the power to expropriate land in accordance with the *Expropriations Act*;

AND WHEREAS Section 10 of the *Municipal Act, 2001*, provides that a single-tier municipality may pass by-laws respecting matters set out therein including, *inter alia*, public assets of the municipality acquired for the purpose of exercising its authority under the *Municipal Act*, *2001* or any other Act;

AND WHEREAS by motion 17-G-164 the Council of The Corporation of the City of Barrie authorized the commencement of the expropriation of the lands described as Part Lot 78, Plan 1455, being Part 14 on Plan 51R-40972, in the City of Barrie, County of Simcoe, subject to a Right as in RO1288995, being Part of PIN: 58827-0069 (LT) for the purpose of a road widening;

AND WHEREAS application was made by The Corporation of the City of Barrie to the Council of The Corporation of the City of Barrie for approval to expropriate the lands described as Part Lot 78, Plan 1455, being Part 14 on Plan 51R-40972, in the City of Barrie, County of Simcoe, subject to a Right as in RO1288995, being Part of PIN: 58827-0069 (LT) for the purpose of a road widening;

AND WHEREAS a Notice of Application was served on the registered owners of the lands described above, and was published once a week for 3 successive weeks in the Barrie Advance, commencing May 10, 2018;

AND WHEREAS the Council of The Corporation of the City of Barrie deems it appropriate to expropriate the lands described as Part Lot 78, Plan 1455, being Part 14 on Plan 51R-40972, in the City of Barrie, County of Simcoe, subject to a Right as in RO1288995, being Part of PIN: 58827-0069 (LT) for the purpose of a road widening.

NOW THEREFORE, the Council of The Corporation of the City of Barrie enacts as follows:

1. **THAT** The Corporation of The City of Barrie expropriate the fee simple interest in the lands described as Part Lot 78, Plan 1455, being Part 14 on Plan 51R-40972, in the City of Barrie, County of Simcoe, subject to a Right as in RO1288995, being Part of PIN: 58827-0069 (LT) for the purpose of a road widening**.**

2. **THAT** the Mayor and the City Clerk are authorized to execute the Certificate of Approval with respect to the expropriation of the lands.

3. **THAT** an Expropriation Plan of the said lands be prepared and registered in accordance with Section 9 of the *Expropriations Act*, R.S.O. 1990, c. E.26.

4. **THAT** the City Clerk is authorized, empowered and directed to have the land appraised and to execute and have served, the Notice of Expropriation, Notice of Election, Notice of Possession, Offer of Compensation and Appraisal.

5. **THAT** this By-law shall come into force and have effect immediately on the final passing thereof.

READ a first and second time this 18th day of June, 2018.

READ a third time and finally passed this 18th day of June, 2018.

THE CORPORATION OF THE CITY OF BARRIE

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MAYOR –J. R. LEHMAN

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CITY CLERK – WENDY COOKE