



BY- LAW NUMBER 2012-

A By-law of The Corporation of The City of Barrie to expropriate the lands described as Part of Lot 24, Concession 7, former Township of Vespra, now City of Barrie, being part of PIN 58764-0051 (LT) further described as Part 15 on Reference Plan 51R-33865.

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 12-G-042 the Council of The Corporation of The City of Barrie authorized the commencement of the expropriation of the lands described as Part of Lot 24, Concession 7, former Township of Vespra, now City of Barrie, being part of PIN 58764-0051 (LT) further described as Part 15 on Reference Plan 51R-33865 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 of Lot 24, Concession 7, former Township of Vespra, now City of Barrie, being part of PIN 58764-0051 (LT) further described as Part 15 on Reference Plan 51R-33865;

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 Examiner, commencing May 18, 2012;

AND WHEREAS The Council of The Corporation of The City of Barrie deems it appropriate to expropriate the lands described as Part of the Common Elements of Simcoe Condominium Plan No. 15, being part of PIN numbers 59015-0001 to 59015-0050 inclusive, further described as Parts 1 & 2 on reference plan 51R-38218 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 of Lot 24, Concession 7, former Township of Vespra, now City of Barrie, being part of PIN 58764-0051 (LT) further described as Part 15 on Reference Plan 51R-33865 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 1st day of October, 2012.

READ a third time and finally passed this 1st day of October, 2012.

THE CORPORATION OF THE CITY OF BARRIE

MAYOR – J. R. LEHMAN

CITY CLERK – DAWN A. MCALPINE