

THE REGIONAL MUNICIPALITY OF YORK

BYLAW NO. 2016-45

To abandon certain lands for or in connection with the widening and reconstruction of Major Mackenzie Drive West (YR 25),  
City of Vaughan

WHEREAS the Council of The Regional Municipality of York by its Bylaw No. 2015-50 enacted and passed on September 24, 2015, and by a Plan of Expropriation registered in the Land Registry Office for the Land Titles Division of York Region on November 17, 2015 as No. YR2390571, expropriated certain lands for or in connection with the widening and reconstruction of Major Mackenzie Drive West (YR 25) from Islington Avenue (YR 17) to approximately five hundred metres west of the Canadian Pacific Railway crossing, in the City of Vaughan;

AND WHEREAS the fee simple interest in the expropriated lands has been found to be unnecessary for the purposes of The Regional Municipality of York and The Regional Municipality of York shall retain a temporary easement interest in the lands expiring on December 31, 2020;

AND WHEREAS a Notice of Abandonment of Land of such fee simple interest in the lands subject to The Regional Municipality of York retaining a temporary easement interest in the lands in has been served upon the registered owners thereof pursuant to the provisions of the *Expropriations Act*, R.S.O. 1990, c. E.26, as amended;

AND WHEREAS all of the owners have elected to take back the fee simple interest in the lands subject to The Regional Municipality of York retaining a temporary easement interest in the lands.

Now, therefore, the Council of The Regional Municipality of York HEREBY ENACTS as follows:

1. The Regional Municipality of York hereby abandons the the fee simple interest and retains a temporary limited interest in the lands more particularly described as follows:

lands in the City of Vaughan in The Regional Municipality of York, being part of the east ½ of Lot 21, Concession 9, designated as Parts 1 and 2 on Expropriation Plan YR2390571.

The temporary easement shall expire on December 31, 2020, and is required for the purpose of entering on the lands with all vehicles, machinery, workmen and other material for construction purposes, which may include (1) relocation of existing services and utilities, (2) work that supports the construction of municipal infrastructure within The Regional Municipality of York's right of way, (3) staging and storage of materials and equipment, (4) geotech testing, including the construction of a detour borehole testing, and other investigative works, (5) removal, relocation and/or installation of signage, (6) landscaping, paving, grading and reshaping the lands to the limit of the reconstruction, (7) the installation and removal of temporary infrastructure related to the construction, and (8) works ancillary to any of the foregoing.

2. (1) The Commissioner of Corporate Services is hereby authorized and directed to sign a Declaration of Abandonment of the lands described in section 1.

(2) When so signed, the Commissioner of Corporate Services is directed to cause the said Declaration of Abandonment to be registered in the proper Land Registry Office and to pay all expenses incidental to the registration, and to cause the

said Declaration of Abandonment to be served on the registered owners of the lands described in section 1.

ENACTED AND PASSED on June 23, 2016.

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Denis Kelly  
Regional Clerk

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Wayne Emmerson  
Regional Chair

*Authorized by Clause 14 of Report 9 of the Committee of the Whole, adopted by Council at its meeting on May 19, 2016.*

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