

THE CORPORATION OF THE TOWN OF MILTON

BY-LAW NO. 008-2020

BEING A BY-LAW TO AUTHORIZE APPROVAL TO EXPROPRIATE LAND

WHEREAS Section 6 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, authorizes a municipality to expropriate land;

AND WHEREAS the Corporation of the Town of Milton requires the lands described in Schedule "A" attached hereto for the municipal purpose of the reconstruction of Bronte Street from Victoria Street to Steeles Avenue;

AND WHEREAS on September 16th, 2019, in accordance with the provisions of the *Expropriations Act*, RSO 1990, c. E.26, Town Council as approving authority, approved By-Law No. 088-2019 authorizing applications for approval to expropriate the lands described Schedule "A";

AND WHEREAS notices of the applications for approval to expropriate have been published and have been served on the registered owners of the said lands and interest in land all in accordance with the *Expropriations Act*;

AND WHEREAS no owner of the lands described in Schedule "A" has provided notice in writing of a desire for a hearing with respect to the proposed expropriations and the time for giving such notice has expired

AND WHEREAS Town Council at the same meeting of the Council which is enacting this by-law, has approved the applications to expropriate the lands described in Schedule "A";

NOW THEREFORE the Council of the Town of Milton hereby enacts as follows:

1. That the expropriation of the above mentioned lands, as described in Schedule "A" to this by-law is hereby approved;
2. That an Expropriation Plan be prepared and registered in the proper land registry office;
3. That the Town Clerk is hereby authorized and directed to sign and execute on behalf of Town Council and affix the corporate seal to the Certificate of Approval and the Expropriation Certificate set out on the Expropriation Plan and all other notices and documents w all other notices and documents which are necessary to carry out the provisions of this by-law;
4. That a Notice of Expropriation be served upon the registered owners, together with a Notice of Election form as to the date of assessment of

compensation and a Notice of Possession requiring possession of the lands at least three months after the date of service;

5. That an appraisal report of the market value of the expropriated lands and, if applicable, damages for injurious affection, be obtained;
6. That an offer of full compensation and an offer for immediate payment of 100% of the market value of the expropriated lands as estimated by the expropriating authority, all in accordance with section 25 of the Expropriations Act, be served, together with a copy of the appraisal report;
7. That the compensation be paid to owners following the acceptance of the offer made pursuant to section 25 of the Expropriations Act;
8. That all necessary steps be taken to obtain possession of the lands.
9. That this By-law comes into force on the day it is passed.

PASSED IN OPEN COUNCIL ON FEBRUARY 10, 2020.

Gordon A. Krantz Mayor

Troy McHarg

SCHEDULE “A” TO BY-LAW NO. 008-2020

A fee simple interest in those lands in the Town of Milton described in the following Draft Reference Plans as follows:

- Parts 1, 2 and 3 of Draft Reference Plan 14M-00346-005, attached hereto as Attachment “1”, from the property municipally known as 363 Bronte Street, Milton and legally described as PT LT 15, CON 2 TRAFALGAR NEW SURVEY, PART 1, 20R8045, T/W 547292; S/T 652836E, M9022 MILTON/TRAFALGAR bearing PIN 24951-0006 (LT); and
- Part 1 of Draft Reference Plan 14M-00346-004, attached hereto as Attachment “2” from the property municipally known as 255 Bronte Street, Milton and legally described as PT LT 15, CON 2 TRAFALGAR NEW SURVEY, AS IN 73769; MILTON/TRAFALGAR bearing PIN 24951-0008 (LT).

PLAN 20R-

**I REQUIRE THIS PLAN TO BE DEPOSITED
UNDER THE LAND TITLES ACT.**

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GREGORY MACDONALD, O.L.S.

METRIC

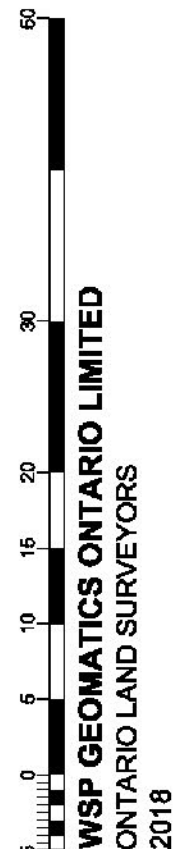
ALL DISTANCES AND COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048

SCHEDULE				
PART	LOT	CONCESSION	P. I. NO.	AREA
1	PART OF LOT 15	CONCESSION, 2 NEW SURVEY	PART OF PTIN 248651-0008	28.44m ²
2				48.6m ²
3				80.24m ²

ART 2- SUBJECT TO AN EASEMENT AS IN INSTRUMENT NO.M8022

Schedule A - Attachment 1

PLAN OF SURVEY OF
PART OF LOT 15
CONCESSION 2
NEW SURVEY
IN THE
TOWN OF MILTON
REGIONAL MUNICIPALITY OF
SCALE 1: 500



ROTATION NOTE
FOR BEARING COMPARISON /
O PLAN 201R-2388.

NOTE

BEARINGS SHOWN HEREON ARE GRID BEARINGS AND ARE DERIVED FROM MINISTRY OF LANDS AND FORESTS SURVEY DATA. THE MONUMENTS' NO. 00119633602 AND 00019870868 AND ARE REFERRED TO 6° UTM GRID PROJECTION, CENTRAL MERIDIAN 81°30' WEST LONGITUDE, NAD83, (ORIGINAL) UTM ZONE 17.

POINT ID	NORTHING	EASTING
00119833602	4316812.52	587416.12
00819870369	4319572.78	568692.81

SPECIFIED CONTROL POINT'S (SCPS) UTM ZONE 17 NAD83 (ORIGINAL).
 COORDINATES TO URBAN ACCURACY PER SEC. 14(2) OF OREG. 21810

COORDINATES CANNOT, IN THEMSELVES, BE USED TO
 RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.


COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.

DISTANCES HEREON ARE GROUND DISTANCES AND CAN BE CONVERTED TO GRID DISTANCES BY MULTIPLYING BY A COMBINED SCALE FACTOR 0.9996723

SURVEYOR'S CERTIFICATE

CERTIFY THAT:

1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT AND THE SURVEYORS ACT AND THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.
- THE SURVEY WAS COMPLETED ON THE ____ DAY OF ____, 2018.

 WSP Geomatics Ontario Land Surveyors	Drawing Number : 14M-00348-005	
	610 Chertwell Road, Suite 300, Oakville, Ontario Canada, L6L 1A5 t: 905-923-8500 f: 905-923-8503 Website : www.wspgroup.ca	
Job Number : 14M-00348-02-000	Drawn By : C.E.W.	Check'd by : G.M.
Job Name :		A2

DWG File Name : 14M-00348-02-R05.DWG

