

# CITY OF VAUGHAN

## EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 22, 2024

Item 8, Report No. 21, of the Committee of the Whole (Closed Session), which was adopted without amendment, by the Council of the City of Vaughan on May 22, 2024, as follows and the recommendations made public in part upon Council ratification:

### **8. PROPERTY & NEGOTIATION MATTER PORTAGE PARKWAY WEST TEMPORARY EASEMENT REQUIREMENTS**

**The Committee of the Whole (Closed Session) recommends approval of the recommendations contained in the report of the Deputy City Manager, Legal and Administrative Services & City Solicitor, dated May 14, 2024:**

#### **Recommendations**

2. THAT Council authorize an Application for Approval to Expropriate the temporary construction easements set out in Attachment #2 (the “**Interests**”), required for the widening and reconstruction of Portage Parkway West, between Applewood Crescent and Jane Street, in the City of Vaughan within the Vaughan Metropolitan Centre;
3. THAT for the purposes of the Application, the Mayor and Clerk be authorized to take any and all necessary actions and proceedings required by the Expropriations Act (the “**Act**”), including the execution, publication and service of Notices of Application for Approval to Expropriate Land (the “**Notice**”).
4. THAT the Clerk be authorized to forward to the Chief Inquiry Officer for Ontario any requests for an inquiry that are received and Legal Services be directed to represent the City, as necessary, at any such Inquiry (Hearing of Necessity) or proceeding held under the Act.
5. THAT Council, as approving authority, approve the expropriation of the Interests where no Hearing of Necessity is requested, or where such request is withdrawn in accordance with the Act. Council approval is deemed to be given 31 days following publication of the Notice where no Hearing of Necessity is requested in accordance with the Act.
6. THAT where approval to expropriate the Interests is given, the following steps are authorized to be taken with respect to the expropriation:

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- a. The Clerk be authorized and directed to sign and execute on behalf of the City a Certificate of Approval and to execute and serve any document or notice required under the Act;
  - b. That a plan of expropriation be prepared and registered in the proper land registry office in accordance with the Act;
  - c. That a Notice of Expropriation be served together with a Notice of Election as to the date of the assessment and compensation and a Notice of Possession as to the date the expropriating authority requires possession of the expropriated lands which shall be at least three months after the date of service, all in accordance with the Act;
  - d. That an appraisal report be obtained in respect of the market value of the expropriated lands and, if applicable, damages for injurious affection and other compensation, all in accordance with the Act;
  - e. That an offer of full compensation and an offer for immediate payment of 100 per cent of the market value of the expropriated lands as estimated by the expropriating authority be served, together with a copy of the appraisal report, all in accordance with section 25 of the Act;
  - f. That compensation be paid to the owner(s) of the expropriated lands following the acceptance of the offer made pursuant to section 25 of the Act; and
  - g. That all necessary steps be taken to obtain possession of the expropriated lands.
8. THAT the Mayor and Clerk be authorized to execute agreements for the acquisition of the Interests pursuant to section 30 of the Expropriations Act in accordance with the recommendations in this Confidential Report dated May 14, 2024 and in a form acceptable to the Deputy City Manager, Legal and Administrative Services & City Solicitor;
10. That recommendations no. 2-6 and 8 of this Committee of the Whole (Closed Session) report be made public upon Council ratification.