



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 242-2011

To approve the expropriation of certain lands for the reconstruction of Clarkway Drive from Bluffmeadow Street to north of Castlemore Road

WHEREAS the Council of The Corporation of the City of Brampton, at its meetings of April 13, 2011 and June 22, 2011, enacted By-law 114-2011 and Amending By-law 168-2011, respectively, to authorize the expropriation of certain lands and interest in land for the reconstruction of Clarkway Drive;

AND WHEREAS notice of Council's intention to expropriate the said lands were served on all persons with an interest in the lands and in accordance with the provisions of the *Expropriations Act*, R.S.O. 1990, c.E26, as amended;

AND WHEREAS none of the persons with an interest in the lands as identified in Schedule "A" to this By-law requested a Hearing of Necessity under the provisions of the *Expropriations Act*;

AND WHEREAS the City of Brampton has been unable to reach an agreement with the owners of the Lands to convey the necessary interests required to meet the objectives of the expropriating authority.

NOW THEREFORE the Council of The Corporation of the City of Brampton **ENACTS AS FOLLOWS:**

1. That Council enact a by-law to approve the expropriation of the lands described in Schedule "A" to this By-law; and
2. That the Mayor and City Clerk, or their delegated authority, as the case may be, be authorized to execute all documents, and the Mayor and the City Clerk be authorized to execute, serve and publish on behalf of The Corporation of the City of Brampton, all notices, applications, advertisements and other documents required by the *Expropriations Act*, R.S.O. 1990, c.E.26, as amended, in order to effect the expropriation or acquisition of the said property rights, based on terms and conditions acceptable to the Commissioner of Works and Transportation, and in a form acceptable to the City Solicitor.

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 14th day of September, 2011.

Approved as
to form
Law Dept.
KP
Aug 26 11

Approved as
to content
BPM Dept.
[Signature]
Aug 24 11

[Signature]
SUSAN FENNELL MAYOR

[Signature]
PETER FAY CLERK

Schedule A

**Summary of Property Interests to be expropriated
in connection with the Clarkway Drive project
Between Bluffmeadow Street and North of Castlemore Road**

Property Owner Name and Mailing Address	Property Description(Address, Parent PIN, Legal description)	Property Rights Required	Area Required (m2)
Mignelli, Corrado Mignelli, Antonietta 5076 Old Castlemore Road Brampton, ON L6P 0G4	5076 Old Castlemore Road 142130049 PT LT 11 Con 11 ND Toronto Gore as in VS130432; Brampton	Fee Temporary Grading Easement	Part 3 Plan 43R-33873 Part 4 Plan 43R-33873
Mila, Mario Mila, Antonietta 10089 Clarkway Drive Brampton, ON	10089 Clarkway Drive 142130045 PT LT 11 Con 11 ND Toronto Gore as in VS311422; Brampton	Fee Temporary Grading Easement	Part 2 Plan 43R-338 Part 1 Plan 43R-33873
Evangelista, Antonio Evangelista, Angela 10015 Clarkway Drive, Brampton, ON L6P 0W3	10015 Clarkway Drive 142130047 PT LT 11 Con 11 ND Toronto Gore as In R0767488, Brampton	Fee Temporary Grading Easement	Part 8 Plan 43R-33873 Part 7 Plan 43R-33873
Fior, Rosaria 10059 Clarkway Drive, Brampton, ON L6P 0W3	10059 Clark Drive 142130046 PT LT 11 Con 11 ND Toronto Gore as in RO66638; Brampton	Fee Temporary. Grading Easement (5 years)	Part 6 Plan 43R-33873 Part 5 Plan 43R-33873