

**THE CORPORATION OF THE TOWN OF OAKVILLE**

**BY-LAW NUMBER 2021-063**

A by-law to authorize the expropriation of a fee simple interest in the lands along Speers Road described in Appendix “A” to this by-law

**WHEREAS** the Corporation of the Town of Oakville requires certain lands as more particularly described in Appendix “A” to this by-law (the “**Lands**”), for the municipal purpose of facilitating the reconstruction and improvement of a segment of Speers Road between Fourth Line and Dorval Drive; and

**WHEREAS** the Council of The Corporation of the Town of Oakville enacted By-Law 2018-130, authorizing the commencement of the application for approval to expropriate the Lands and notice of the application for approval to expropriate the Lands was served on the affected owners and published pursuant to the provisions of the *Expropriations Act*;

**WHEREAS** hearings of necessity were not requested in respect of the Lands; and

**WHEREAS** The Corporation of the Town of Oakville has been unable to reach an agreement with the owners to acquire the said Lands.

**COUNCIL ENACTS AS FOLLOWS:**

1. That the expropriation of the fee simple interest in the Lands is hereby approved for the municipal purpose of facilitating the reconstruction and improvement of a segment of Speers Road between Fourth Line and Dorval Drive.
2. That the CAO and Town Clerk are hereby authorized and directed to sign expropriation plans and Certificates of Approval showing the Lands being expropriated.
3. That the Town Solicitor is hereby authorized and directed to cause the said expropriation plans, when so signed and sealed, to be registered in the Land Registry Office for Halton and thereby effect the expropriation of the Lands.
4. That the Manager of Realty Services, CAO, Town Solicitor, or any one of them, are hereby authorized and directed to execute and serve all notices and

other documents and take such steps which are necessary to carry out the provisions of this By-Law or which are required by the *Expropriations Act* in respect of the Lands.

5. That a Notice of Possession be served requiring possession of the Lands at least three (3) months after the date of service of the said notice, and all necessary steps be taken to obtain possession of the Lands on the day permitted under the *Expropriations Act*.
6. That an offer of an amount in full compensation for the registered owners' interest in the Lands, and an offer for immediate payment of 100% of the market value, as estimated by the Town's appraiser, be served, together with a copy of the appraisal report, all in accordance with section 25 of the *Expropriations Act*.
7. That the Manager of Realty Services, Town Solicitor, CAO or any one of them are hereby authorized and directed to do all things required by the Expropriations Act or arising from the authorization provided for by the By-Law.
8. That this By-Law comes into force on the day it is passed.

PASSED this 26<sup>th</sup> day of April, 2021

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Rob Burton

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Mayor

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Vicki Tytaneck

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Town Clerk

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**SCHEDULE “A”**

- 1) Part of 547 Speers Road legally described as Part of Lot 20, Concession 3, Trafalgar, South of Dundas Street, designated as Part 6 on Plan 20R–21199, Oakville;
- 2) Part of 519 Speers Road legally described as Part of Lot 20, Concession 3, Trafalgar, South of Dundas Street, designated as Part 7 on Plan 20R–21199, Oakville;
- 3) Part of 467 and 487 Speers Road legally described as Part of Lot 19, Concession 3, Trafalgar, South of Dundas Street, designated as Parts 11, 12, 13, 14, 15 and 16 on Plan 20R–21199, Oakville;
- 4) Part of 447 Speers Road legally described as Part of Lot 19, Concession 3, Trafalgar, South of Dundas Street, designated as Parts 1, 2, and 3 on Plan 20R-21200, Oakville;
- 5) Part of 427 Speers Road legally described as Part of Lot 19, Concession 3, Trafalgar, South of Dundas Street, designated as Parts 4, 5, 6, 7 and 8 on Plan 20R-21200, Oakville;
- 6) Part of 399 Speers Road legally described as Part of Lot 18, Concession 3, Trafalgar, South of Dundas Street, designated as Part 13 on Plan 20R-21200, Oakville;
- 7) Part of 328 Speers Road legally described as Part of Lot 47, Plan 175, designated as Part 17 on Plan 20R-21200, Oakville; and
- 8) Part of 320 Speers Road legally described as Part of Lot 47, Plan 175, designated as Part 18 on Plan 20R-21200, Oakville.