The Corporation of the City of Peterborough

By-Law Number 18-051

Being a By-law to approve the Initiation of Expropriation Proceedings for a portion of 933 Lansdowne Street West

Whereas The Corporation of the City of Peterborough (the “City of Peterborough”) requires approximately 4.5 acres of 933 Lansdowne Street West, more particularly described in Schedule “A”, to achieve a flood reduction objective from the Byersville Harper Creek Flood Reduction Master Plan;

And Whereas Section 10(1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended (the “Municipal Act, 2001”) confers on the City of Peterborough jurisdiction to provide services including flood mitigation measures;

And Whereas Section 6 of the Municipal Act, 2001 confers on the City of Peterborough the power to expropriate land;

And Whereas the Council of the City of Peterborough has by resolution passed on March 19, 2018 authorized the commencement of procedures to expropriate land;

Now Therefore The Council of The Corporation of the City of Peterborough hereby enacts as follows:

1. That Application for Approval to Expropriate Land be made by the City of Peterborough in respect of the lands described in Schedule “A” and that the Application be executed by the City Solicitor and Commissioner of Corporate and Legislative Services.

2. That a Notice of Application for Approval to Expropriate Land be executed on behalf of the City of Peterborough by the City Solicitor and Commissioner of Corporate and Legislative Services and that the Notice be served and published in accordance with the Expropriations Act, R.S.O. 1990, c. E.26, as amended (the “Expropriations Act”).

3. That any valid request from an owner for an inquiry be forwarded to the Chief Inquiry Officer for the appointment of an Inquiry Officer, and that the City of Peterborough be represented at any hearing of necessity, as necessary, under the Expropriations Act.

4. That, in the event that there is an inquiry (hearing of necessity) conducted and a recommendation of the Inquiry Officer issued, the report of the Inquiry Officer shall come before The Council of The Corporation of the City of Peterborough for consideration.

By-law read a first, second and third time this 22nd day of May, 2018.

(Sgd.) Daryl Bennett, Mayor

(Sgd.) John Kennedy, City Clerk
Schedule A

Fee Simple: All right, title and interest in the lands described as follows:

i. A portion of 933 Lansdowne Street West being a part of PIN 28058-0006 (LT) part of

PT LT 8 & 9 PL 17Q NORTH MONAGHAN, PTS 4, 5 & 6 45R1270, EXCEPT PTS 1, 2, 3 & 4 45R2161; PT LT 10 & 11 PL 17Q NORTH MONAGHAN, FIRSTLY AS IN R500570; PETERBOROUGH