

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO EXPROPRIATE LANDS REQUIRED  
FOR MUNICIPAL PURPOSES (NE REGIONAL ROAD  
98 (MONTROSE ROAD), CITY OF NIAGARA FALLS)

WHEREAS The Regional Municipality of Niagara (“Niagara Region”) requires the lands described as:

Those fee simple lands in the City of Niagara Falls legally described as:

Part of Lots 15 & 16, Concession 7 Willoughby, City of Niagara Falls, Regional Municipality of Niagara, being part of PIN 64444-0008, as identified as Parts 1, 2 and 3 on the attached draft expropriation plan attached as Schedule A;

for the municipal purposes of facilitating the reconstruction and widening of Regional Road 98 (Montrose Road), from the north limit of Grassy Brook Road to the south limit of Biggar Road/Lyons Creek Road, and works ancillary thereto;

WHEREAS Section 6 of the Municipal Act, 2001, S.O. 2001, c. 25 confers on The Regional Municipality of Niagara the power to expropriate land; and

AND WHEREAS the Council of The Regional Municipality of Niagara on June 23, 2022, authorized an application for approval to expropriate land

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That approval is hereby granted for the expropriation by The Regional Municipality of Niagara of the lands described herein, for municipal purposes in connection with the reconstruction of Regional Road 98 in the City of Niagara Falls, Regional Municipality of Niagara;
2. That the Regional Clerk is hereby authorized to execute the Certificates of Approval and the Expropriation Certificates set out on the draft Expropriation Plan;

3. That the Regional Clerk is hereby authorized to cause the Expropriation Plans to be registered in the Land Registry Office for the Land Titles Division of Niagara South (No. 59) and thereby effect the expropriation of the said lands;
4. That The Regional Municipality of Niagara is hereby authorized to enter and take possession of the expropriated lands on the day permitted under the Expropriations Act, R.S.O. 1990, c E.26 (the "Act) or pursuant to any Court Order thereunder, or pursuant to any agreement entered into between the relevant owners and Niagara Region.
5. That the staff is hereby authorized to deliver Notices of Possession, Notices of Expropriation, Notices of Election, Section 25 Offers and Appraisal Reports in accordance with section 25 of the Act, and to do all other things and give all other notices required by the Act.
6. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

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James Bradley, Regional Chair

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Ann-Marie Norio, Regional Clerk

Passed: < >