

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO EXPROPRIATE LANDS REQUIRED
FOR MUNICIPAL PURPOSES (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 legally described as:

Part of Lot 15 Concession 7 (Geographic Township of Willoughby) designated as Parts 1 & 2 on 59R-17435; City of Niagara Falls, being part of the lands described in PIN 64260-0003 (LT).

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 The Regional Municipality of Niagara the power to expropriate lands; and

WHEREAS the Council of The Regional Municipality of Niagara has 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, in the Regional Municipality of Niagara.
2. That the Regional Clerk is hereby authorized to execute the Certificate of Approval and the Expropriation Certificate set out on the draft Expropriation Plan.
3. That the Regional Clerk is hereby authorized to cause the Expropriation Plan 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 staff are hereby authorized to deliver Notices of Possession, Notices of Expropriation, Notices of Election, Section 25 Offers and Appraisal Reports in accordance with the *Expropriations Act*, R.S.O. 1990, c. E.26 (the “Act”), and to do all other things and give all other notices required by the *Act*.
5. That The Regional Municipality of Niagara is hereby authorized to enter and take possession of the expropriated lands on the day permitted under the *Act* or pursuant to any Court Order thereunder, or pursuant to any agreement entered into between the relevant owners and Niagara Region.
6. That this By-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: < >