

BY-LAW NO. 2023 – \_\_\_\_\_

A by-law of the City of Ottawa for the making of an application for approval to expropriate property in the City of Ottawa for the purposes of the Earl Grey Drive Extension project.

WHEREAS the City of Ottawa requires property interests described in Schedule “A” and in Schedule “B” attached hereto for the purposes of the Earl Grey Drive Extension project (the “**Earl Grey Drive Extension Project**”) including, but not limited to, replacing and relocating above and underground utilities, including sanitary sewers, stormwater sewers, watermains and other utility conduits, facilitating the construction, use, operation, installation and maintenance of an improved right-of-way, cycling and pedestrian corridors, cycle tracks, bus stops and shelters, fences, curbs, sidewalks, retaining walls, landscaping and streetscaping features, streetlight and traffic signal poles, protected intersection, ditching, drainage improvements, guiderails, bridge structures, supports and surfaces and related excavation and support of excavation and including the re-grading of the right-of way together with temporary easements in support of the foregoing, for a duration of twenty-four (24) months as described in Schedule “A” hereto, for purposes including, but not limited to, storage of excavated materials, construction materials and equipment, temporary power supply, parking, vehicular and pedestrian access and egress, traffic management and detouring, and to enter and remain on the lands with all vehicles, machinery, workmen and, material for construction, renewal, relocation installation and assembly of bus transit infrastructure, municipal utilities, grading, fences, retaining walls and landscaping features and all other improvements and works ancillary to the Earl Grey Extension and Terry Fox Underpass Project;

AND WHEREAS pursuant to Section 6(1) of the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, the power of a municipality to acquire land under this or any other *Act* includes the power to expropriate land in accordance with the *Expropriations Act, R.S.O. 1990, c.E.26*, as amended (hereinafter referred to as the “*Expropriations Act*”);

AND WHEREAS pursuant to Section 4 of the *Expropriations Act*, an expropriating authority, in this case, the City of Ottawa, shall not expropriate land without the approval of the approving authority, in this case, the Council of the City of Ottawa;

AND WHEREAS the City of Ottawa shall conduct the expropriation in accordance with the *Expropriations Act*.

THEREFORE the Council of the City of Ottawa hereby enacts as follows:

1. THAT the Council of the City of Ottawa hereby approves the making of an application for approval to expropriate land by the City of Ottawa, in respect of the property described in Schedule “A” and Schedule “B”, appended hereto.

2. THAT the Mayor, the City Clerk, and the Director of Corporate Real Estate Office, or any one of them are hereby authorized to execute, on behalf of the City of Ottawa, an Application for Approval to Expropriate the property described in Schedule “A” and Schedule “B” appended hereto.

3. THAT the Mayor, the City Clerk, and the Director of Corporate Real Estate Office, or any one of them are hereby authorized to execute, on behalf of the City of Ottawa, Notices of Application for Approval to Expropriate Land for the property described in **Schedule “A”** and **Schedule “B”** appended hereto and that such Notices be served and published, as required by the *Expropriations Act*.

4. THAT, in the event an owner or registered owner requests a hearing of necessity, and a report of the inquiry officer is issued, the report of the inquiry officer shall come before Council of the City of Ottawa for consideration.

5. THAT the officers and authorized agents of the City of Ottawa be, and they are hereby otherwise authorized and directed to do all things required arising from the authorizations provided for by this by-law.

6. THAT this by-law comes into force on the day it is passed.

ENACTED and PASSED this      day of      , 2023.

CITY CLERK

MAYOR

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## SCHEDULE "A"

### **All right, title and interest in the following lands:**

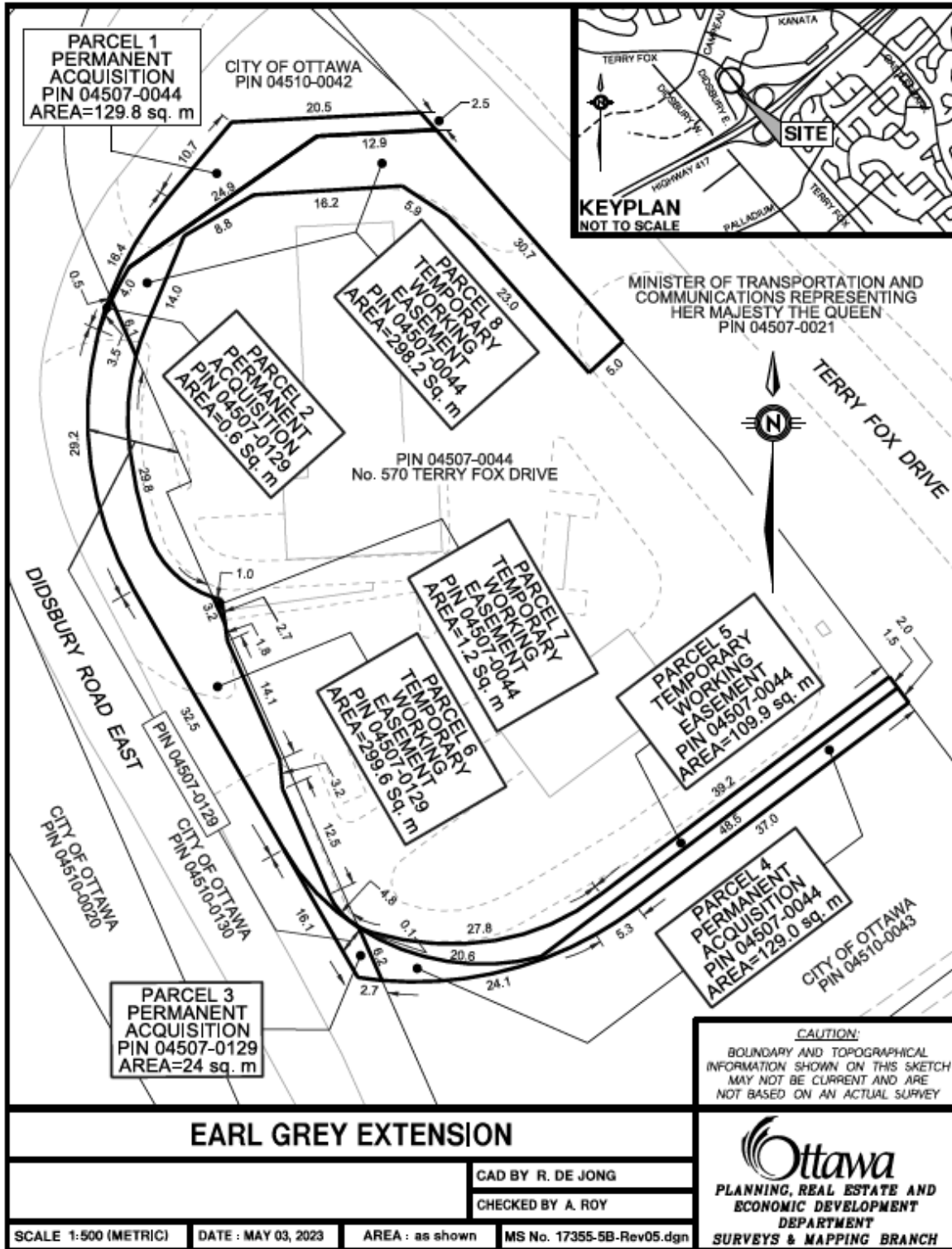
1. Part of PIN 04507-0044 (LT) PART OF THE WEST HALF OF LOT 3 CONCESSION 2, PART 5 ON PLAN 4R11469, KANATA designated as Parcels 1 and 4 on drawing 17355-5B-Rev05.dgn
2. Part of PIN 04507-0129 (LT) PART OF LOT 3 CONCESSION 2, BEING PART 3 ON PLAN 4R11469, KANATA designated as Parcels 2 and 3 on drawing 17355-5B-Rev05.dgn
3. Part of PIN 04507-0034 (LT) BLOCK 6, PLAN 4M941, KANATA. SUBJECT TO AN EASEMENT IN FAVOUR OF HYDRO OTTAWA LIMITED, OVER PART 8 ON PLAN 4R13548 AND PARTS 1 AND 2 ON PLAN 4R15429, AS IN OC200379 designated as Parcel 1 on drawing 17355-6B-Rev02.dgn
4. Part of PIN 04507-0039(LT) BLOCK 11, PLAN 4M941, T/W LT803072, LT832184 ; KANATA; SUBJECT TO AN EASEMENT AS IN LT975151 designated as Parcel 1 on drawing 17355-7-Rev04.dgn
5. Part of PIN 04507-0001(LT) PCL 1-1, SEC 4M-921 ; BLK 1, PL 4M-921 ; S/T & T/W LT803072; T/W LT832184 ; SUBJECT TO AN EASEMENT IN FAVOUR OF KANATA HYDRO-ELECTRIC COMMISSION AS SET OUT IN LT958627, KANATA; S/T EASE OVER PT 2 ON PL 4R11853 AS IN LT1119818 designated as Parcel 1 on drawing 17355-11-Rev02.dgn
6. Part of PIN 04507-0048(LT) PART LOT 3 CONCESSION 2 PART 1 PLAN 4R11469, KANATA; SUBJECT TO AN EASEMENT IN GROSS OVER PART 1 PLAN 4R19332 AS IN OC1431960 designated as Parcel 1 on drawing 17355-12-Rev02.dgn

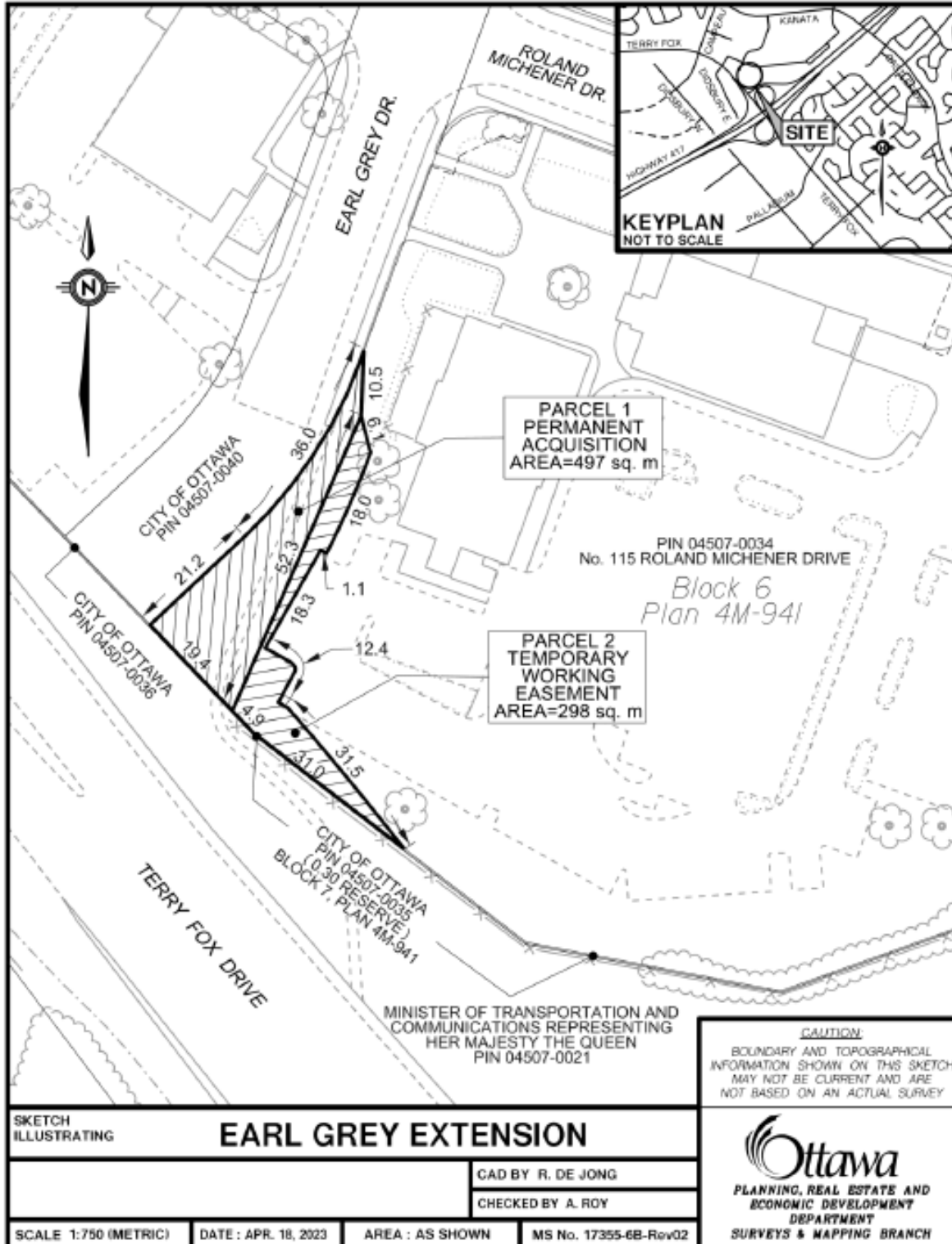
### **An estate, right or interest, for a limited time in the nature of a temporary easement for a period of 24 months in the following lands:**

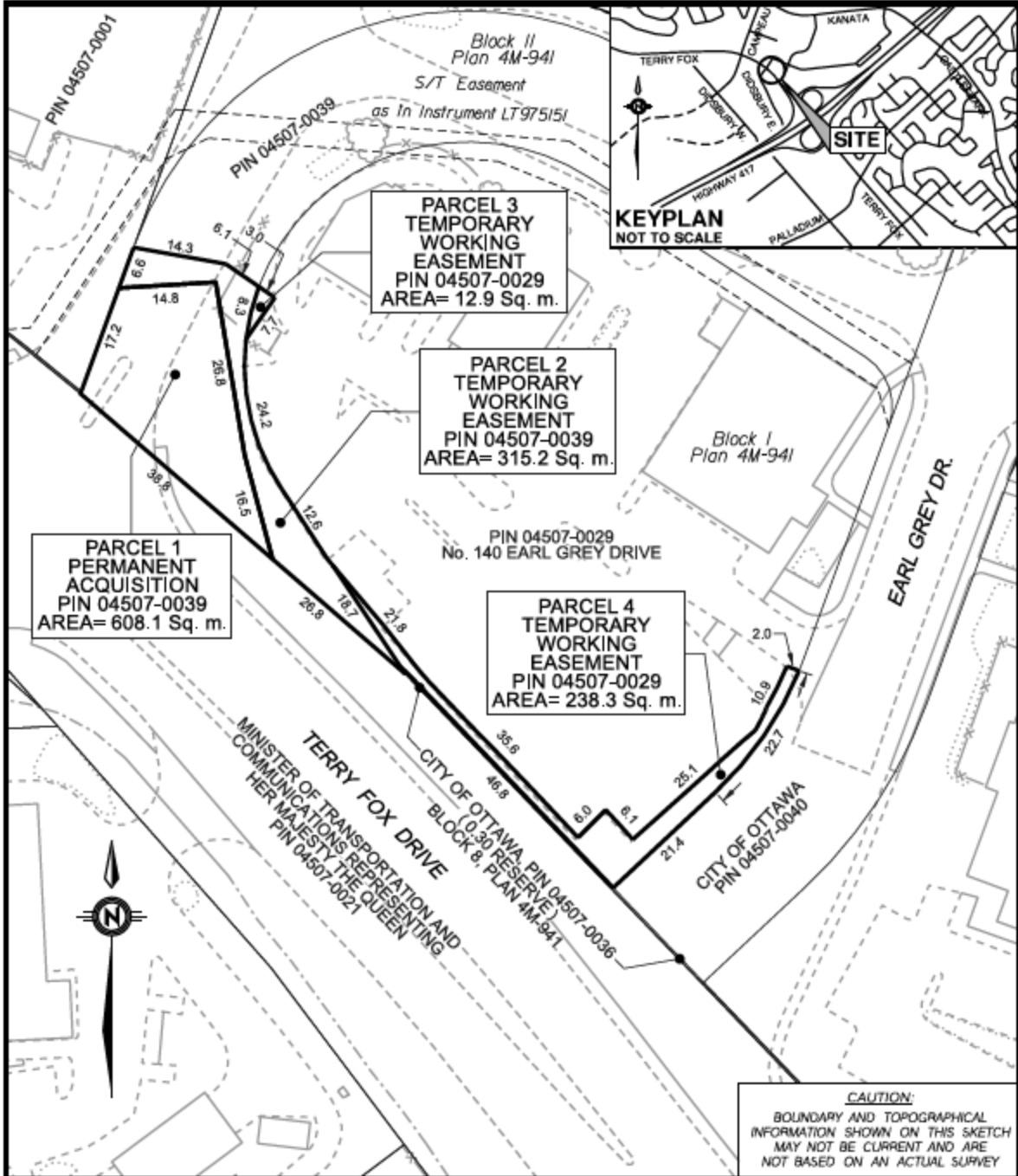
7. Part of PIN 04507-0044 (LT) PART OF THE WEST HALF OF LOT 3 CONCESSION 2, PART 5 ON PLAN 4R11469, KANATA designated as Parcels 5, 7 and 8 on drawing 17355-5B-Rev05.dgn
8. Part of PIN 04507-0129 (LT) PART OF LOT 3 CONCESSION 2, BEING PART 3 ON PLAN 4R11469, KANATA designated as Parcel 6 on drawing 17355-5B-Rev05.dgn


9. Part of PIN 04507-0034 (LT) BLOCK 6, PLAN 4M941, KANATA. SUBJECT TO AN EASEMENT IN FAVOUR OF HYDRO OTTAWA LIMITED, OVER PART 8 ON PLAN 4R13548 AND PARTS 1 AND 2 ON PLAN 4R15429, AS IN OC200379 designated as Parcel 2 on drawing 17355-6B-Rev02.dgn.
10. Part of 04507-0029(LT) BLOCK 1, PLAN 4M941, T/W LT803072, LT832184 ; KANATA designated as Parcels 3 and 4 on drawing 17355-7-Rev04.dgn
11. Part of PIN 04507-0039(LT) BLOCK 11, PLAN 4M941, T/W LT803072, LT832184 ; KANATA; SUBJECT TO AN EASEMENT AS IN LT975151 designated as Parcel 2 on drawing 17355-7-Rev04.dgn
12. Part of PIN 04507-0001(LT) PCL 1-1, SEC 4M-921 ; BLK 1, PL 4M-921 ; S/T & T/W LT803072; T/W LT832184 ; SUBJECT TO AN EASEMENT IN FAVOUR OF KANATA HYDRO-ELECTRIC COMMISSION AS SET OUT IN LT958627, KANATA; S/T EASE OVER PT 2 ON PL 4R11853 AS IN LT1119818 designated as Parcel 2 on drawing 17355-11-Rev02.dgn
13. Part of PIN 04507-0048(LT) PART LOT 3 CONCESSION 2 PART 1 PLAN 4R11469, KANATA; SUBJECT TO AN EASEMENT IN GROSS OVER PART 1 PLAN 4R19332 AS IN OC1431960 designated as Parcel 2 on drawing 17355-12-Rev02.dgn

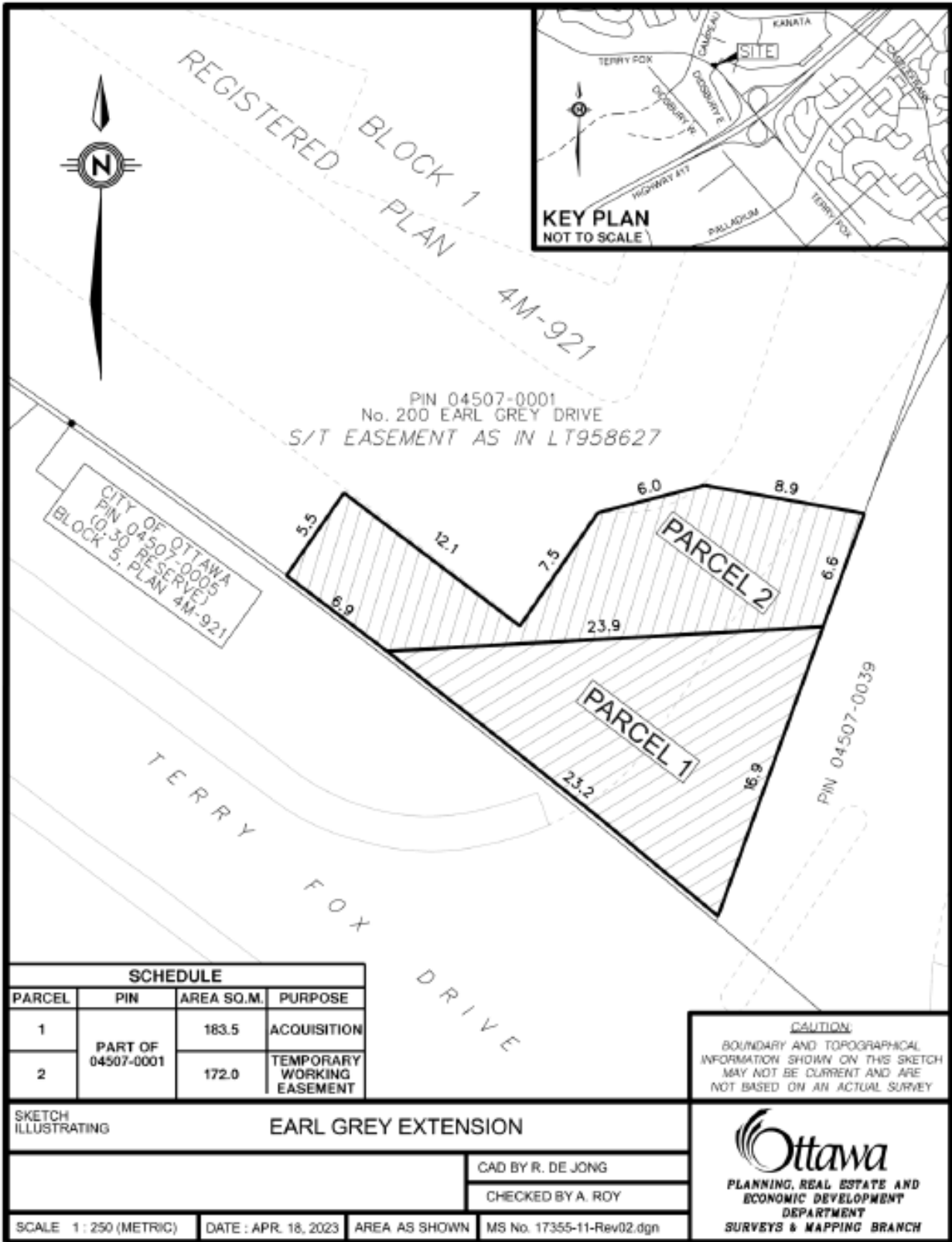
SCHEDULE "B" – PROPERTY SKETCHES



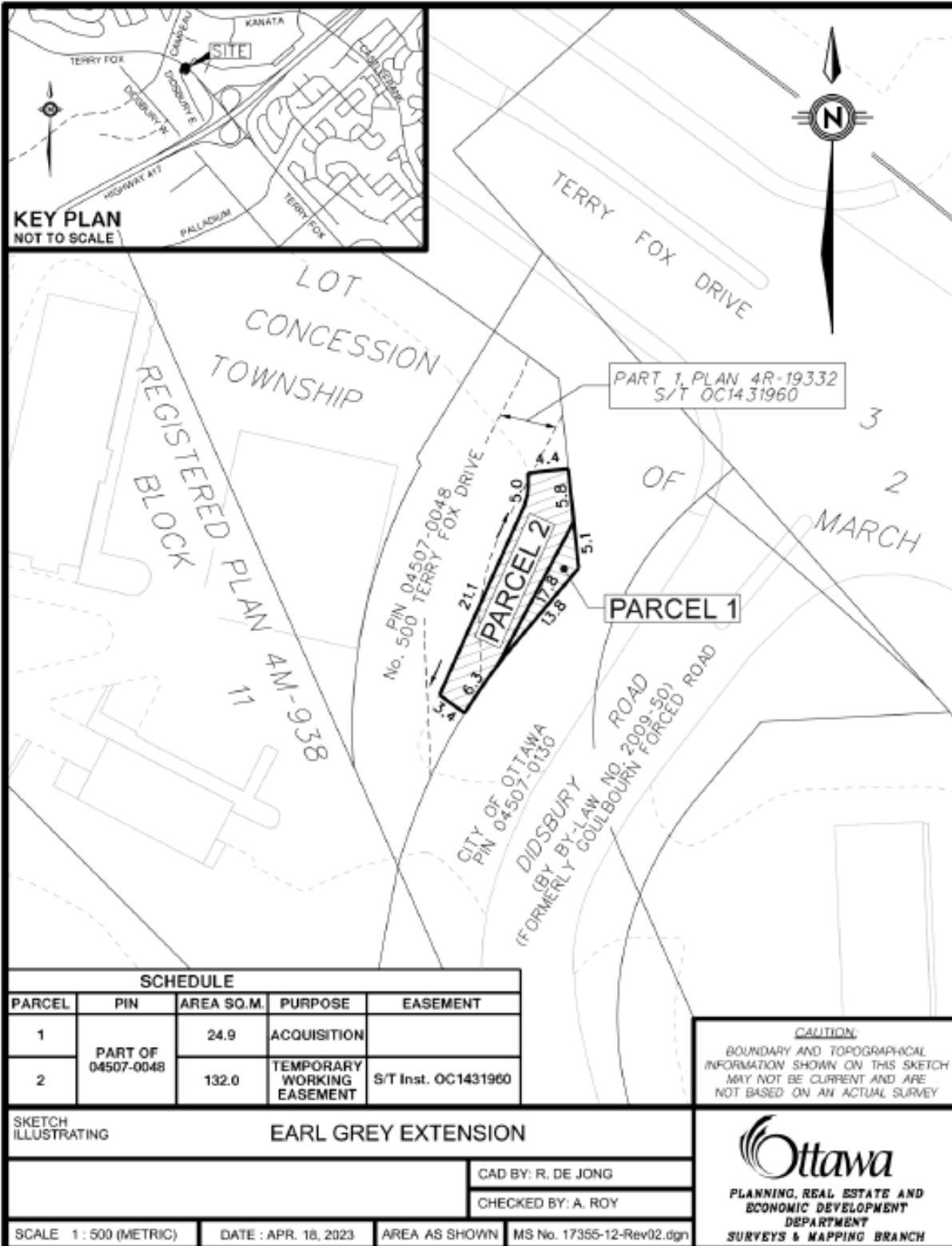




SKETCH ILLUSTRATING		<b>EARL GREY EXTENSION</b>		 <b>PLANNING, REAL ESTATE AND ECONOMIC DEVELOPMENT DEPARTMENT</b> <b>SURVEYS &amp; MAPPING BRANCH</b>
		CAD BY R. DE JONG CHECKED BY A. ROY		
SCALE 1:750 (METRIC)	DATE : MAY 02, 2023	AREA : AS SHOWN	MS No. 17355-7-Rev04.dgn	







BY-LAW NO. 2023

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A by-law to provide for the making of an application for approval to expropriate certain property in the City of Ottawa for the purposes of the Earl Grey Drive Extension project

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Enacted by City Council at its meeting of

**NTD.**

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CORPORATE REAL ESTATE OFFICE,  
PLANNING, INFRASTRUCTURE AND  
ECONOMIC DEVELOPMENT:

**[NTD: Initial]**

COUNCIL AUTHORITY:

City Council February 2023

Agenda Item [NTD]