

DOCUMENT 1

BY-LAW NO. 2025- ____

A by-law of the City of Ottawa to approve the expropriation of certain property interests in the City of Ottawa for the purposes of the Stage 2 Ottawa Light Rail Transit System project including the Richmond Road Complete Street improvements.

WHEREAS the City of Ottawa requires the property interests described in Schedule "A" attached hereto (collectively the "**Property Interests**"), for the purposes of the Stage 2 Ottawa Light Rail Transit System project including the Richmond Road Complete Street improvements (the "**Project**") and related roadway improvements and modifications 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, multiuse pathways, bus stops and shelters, curbs, sidewalks, landscaping and streetscaping features, streetlight and traffic signal poles, protected intersection improvements, drainage improvements and related excavation including re-grading of the right-of way together with a temporary easement in support of the foregoing for a duration of Eighteen Months (18) months commencing on a minimum of three month's notice of possession and expiring no later than December 1, 2029 as described in Schedule "A" hereto for purposes including, but not limited to storage of excavated materials, construction materials and equipment, vehicular and pedestrian access and egress, 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, roadways, sidewalks, municipal utilities, landscaping and streetscaping features, grading, paving, installation, use and removal of concrete formwork, and all other improvements and works ancillary to the 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 a Notice of Application for Approval to Expropriate the Subject Property Interests was served and published, as required by the Expropriations Act;

AND WHEREAS the application has not been referred to the Ontario Land Tribunal for a hearing of necessity by any of the owners of the Property Interests and the applicable deadline for such has passed;

AND WHEREAS the City of Ottawa has been unable to reach an agreement with the registered owners to acquire the Property Interests;

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

1. THAT approval is hereby granted for the expropriation by the City of Ottawa of the Subject Property Interests described in Schedule "A" attached to this by-law, for the above-described purposes.
2. THAT the City Clerk is hereby authorized to execute on behalf of City Council the Certificate of Approval and the Expropriation Certificate and all other notices and documents which are necessary to carry out the provisions of this By-law.
3. THAT the City Clerk is hereby authorized to cause the Expropriation Plan to be registered in the Land Registry Office for the Land Titles Division of Ottawa (No. 4) and thereby effect the expropriation of the Subject Property Interests.
4. THAT a Notice of Expropriation be served upon the registered owners together with a copy of the Expropriation Plan and a Notice of Election relating to the date of assessment of compensation.
5. THAT an appraisal report estimating the market value of the Subject Property Interests be obtained from an accredited appraiser.
6. THAT a Notice of Possession be served requiring possession of the Property Interests at least three (3) months after the date of service of said notice.
7. THAT the City of Ottawa is hereby authorized to enter and take possession of the expropriated lands described in Schedule "A" hereto on the day permitted under the Expropriations Act, or pursuant to any Court Order thereunder, or pursuant to any agreement entered into between the relevant owner(s) and the City of Ottawa.
8. THAT an offer of an amount in full compensation for the registered owners' interests in the Property Interests, and an offer for immediate payment of 100% of market value as estimated by the expropriating authority, all in accordance with section 25 of the Expropriations Act, be served, together with a copy of the appraisal report on which the offer of compensation is based.
9. THAT the officers and authorized agents of the City of Ottawa be and hereby otherwise authorized and directed to do all things required arising from the authorizations provided for by this by-law.
10. THAT this by-law comes into force on the day it is passed.

ENACTED and PASSED this _____ day of _____, 2025.

CITY CLERK

MAYOR

SCHEDULE "A"

All right, title and interest in the following lands:

1. Part of PIN 04751-0107(LT) PART LOT 26, CONCESSION 1 (OTTAWA FRONT), designated as PART 1, 4R-36584; CITY OF OTTAWA

An estate, right or interest, for a limited time in the nature of a temporary easement for a period of Eighteen (18) Months Commencing on a Minimum of Three Month's Notice of Possession and Expiring no later than December 1, 2029 in the following lands:

2. Part of PIN 04751-0107(LT) PART LOT 26, CONCESSION 1 (OTTAWA FRONT), designated as PART 2, 4R-36584; CITY OF OTTAWA

