BY-LAW NO. 2017 - 176

A by-law to provide for the making of an application for approval to expropriate property in the City of Ottawa for the purposes of the Stage 2 Ottawa Light Rail Transit System project, as more particularly described in Schedules "A", "A-1", "B", "B-1", "C" and "C-1" attached hereto.

WHEREAS the City of Ottawa requires property described in Schedules "A", "A-1", "B", "B-1", "C" and "C-1" attached hereto for the purposes of the Stage 2 Ottawa Light Rail Transit System project (the "Stage 2 LRT") including, but not limited to, for the purposes of facilitating the construction, operation and maintenance of light rail infrastructure, tunnel guideway corridors, tunnel portals, at-grade guideway corridors, guideways, stations, station entrances and station to surface access points, platforms, multi-use pathways, bridges and bridge approaches and including temporary easements, varying in duration from 36 to 61 months as described in Schedules "A", "B" and "C" hereto, for purposes including, but not limited to, construction of station entrances, traffic management and detours, storage of excavated materials and construction materials and equipment, temporary power supply and to enter on the lands with all vehicles, machinery, workmen and material for construction, grading and relocation of utilities and for construction of berms, walking paths, multi-use pathways, fences, retaining walls, landscaping features and all other improvements and works ancillary to the Stage 2 LRT;

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.

NOW 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 Schedules "A", "A-1", "B", "B-1", "C" and "C-1", attached 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 Schedules "A", "A-1", "B", "B-1", "C" and "C-1" attached 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 Schedules "A", "A-1", "B", "B-1", "C" and "C-1" attached 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 includes Schedules "A", "A-1", "B", "B-1", "C" and "C-1" attached hereto and these Schedules form part of this By-law.
- 7. THAT this by-law comes into force on the day it is passed.

ENACTED and PASSED this 10th day of May, 2017.

CITY CLERK MAYOR

SCHEDULE "A"

Confederation Line – West

All right, title and interest in the following lands:

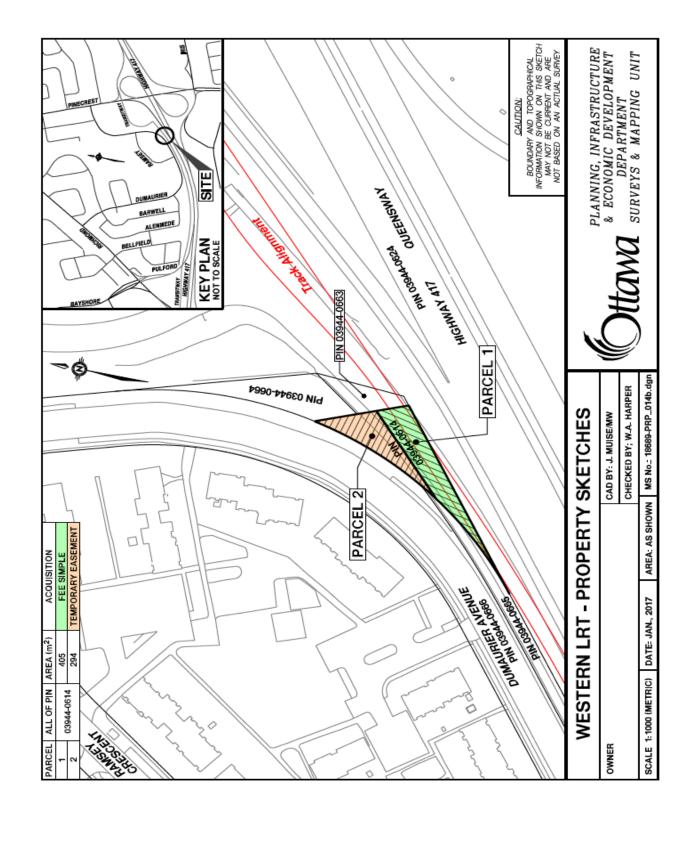
- Part of PIN 03944-0614 (LT), PART LOT 20, CONCESSION 2 OF, PART 11, PLAN 4R268 OTTAWA/NEPEAN TOWNSHIP designated as Parcel 1 on drawing 18689-PRP_014b.dgn
- 2. Part of PIN 03957-0526 (LT), PART LOT 329, PLAN 372212, PART 3 AND 4, 4R1473, SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486, OTTAWA/NEPEAN designated as Parcel 1 on drawing 18689-PRP_015b.dgn
- Part of PIN 03957-0524 (LT), LOT 326, PLAN 372212; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 1 on drawing 18689-PRP_016b.dgn
- 4. Part of PIN 03957-0523 (LT), LOT 325, PLAN 372212; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 5 on drawing 18689-PRP_016b.dgn
- Part of PIN 03957-0522 (LT), LOT 324, PLAN 372212; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 & CR369486; OTTAWA/NEPEAN designated as Parcel 1 on drawing 18689-PRP_017b.dgn
- 6. Part of PIN 03957-0521 (LT), LOT 323, PLAN 372212; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 2 on drawing 18689-PRP 017b.dgn
- 7. Part of PIN 03957-0520 (LT), PART LOT 322, PLAN 372212, AS IN N512074; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 3 on drawing 18689-PRP_017b.dgn
- 8. Part of PIN 03957-0519 (LT), PART LOT 321, PLAN 372212, AS IN N512074; SUBJECT TO INTEREST, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 4 on drawing 18689-PRP_017b.dgn
- All of PIN 04282-0677 (LT), PART LOT 24, CONCESSION 10F, PARTS 2 AND 3, 5R12409; OTTAWA/NEPEAN designated as Parcel 1 on drawing 18689-PRP_018a.dgn
- 10. All of PIN 04751-0121 (LT), PART OF LOT 27, CONCESSION 1 (OTTAWA FRONT) NEPEAN, BEING PARTS 1 AND 2 PLAN 5R10438; CITY OF OTTAWA designated as Parcel 1 on drawing 18689-PRP 055b.dgn

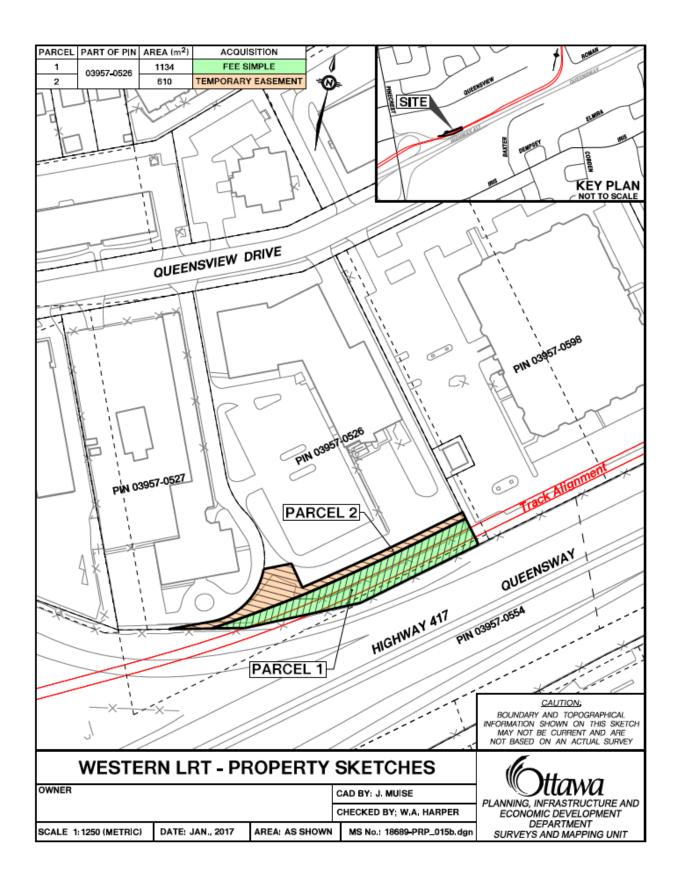
- 11. Part of PINs 15260-0001 (LT) through to 15260-0097 (LT) inclusive, being part of the common elements on CARLETON CONDOMINIUM PLAN NO. 260; PART LOT 27, CONCESSION 10F, PART 1 PLAN 4R4562, AS IN SCHEDULE 'A' OF DECLARATION LT389316; OTTAWA designated as Parcel 1 on drawing 18689-PRP_56a.dgn
- 12. Part of PINs 15168-0001 (LT) through to PIN 15168-0038 (LT) inclusive, being part of the common elements on CARLETON CONDOMINIUM PLAN NO. 168; PART BLOCK 104, PLAN 305, PART 1 4R2371, AS IN SCHEDULE 'A' OF DECLARATION LT212416, AMENDED BY LT291824; OTTAWA, SUBJECT TO AN EASEMENT IN FAVOUR OF BELL CANADA OVER PART 1 PLAN 4R16200 AS IN OC27304, designated as Parcel 1 on 18689-PRP_076a.dgn
 - An estate, right or interest, for a limited time in the nature of a permanent easement in the following lands:
- 13. Part of PIN 03957-0391 (LT), LOT 1039, PLAN 413452; SUBJECT TO INTEREST, IF ANY, IN CR369486, CR384866; SUBJECT TO CR414377, CR430760E; OTTAWA/NEPEAN; SUBJECT TO EXECUTION 95-005519, IF ENFORCEABLE designated as Parcel 1 on drawing 18689-PRP_093.dgn
- 14. Part of PIN 03957-0311 (LT), LOT 970, PLAN 413452; SUBJECT TO INTEREST, IF ANY, IN CR369486, CR384866; SUBJECT TO CR414377 OTTAWA/NEPEAN designated as Parcel 1 on drawing 18689-PRP_097.dgn
 - An estate, right or interest, for a limited time in the nature of a temporary easement for a period of sixty-one (61) months in the following lands:
- 15. Part of PIN 03944-0614 (LT), PART LOT 20, CONCESSION 2 OF, PART 11, PLAN 4R268 OTTAWA/NEPEAN TOWNSHIP designated as Parcel 2 on drawing 18689-PRP_014b.dgn
- 16. Part of PIN 03957-0526 (LT), PART LOT 329, PLAN 372212, PART 3 AND 4, 4R1473, SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486, OTTAWA/NEPEAN designated as Parcel 2 on drawing 18689-PRP_015b.dgn
- 17. Part of PINs 15168-0001 (LT) through to PIN 15168-0038 (LT) inclusive, being part of the common elements on CARLETON CONDOMINIUM PLAN NO. 168; PART BLOCK 104, PLAN 305, PART 1 4R2371, AS IN SCHEDULE 'A' OF DECLARATION LT212416, AMENDED BY LT291824; OTTAWA, SUBJECT TO AN EASEMENT IN FAVOUR OF BELL CANADA OVER PART 1 PLAN 4R16200 AS IN OC27304, designated as Parcel 2 on 18689-PRP_076.dgn

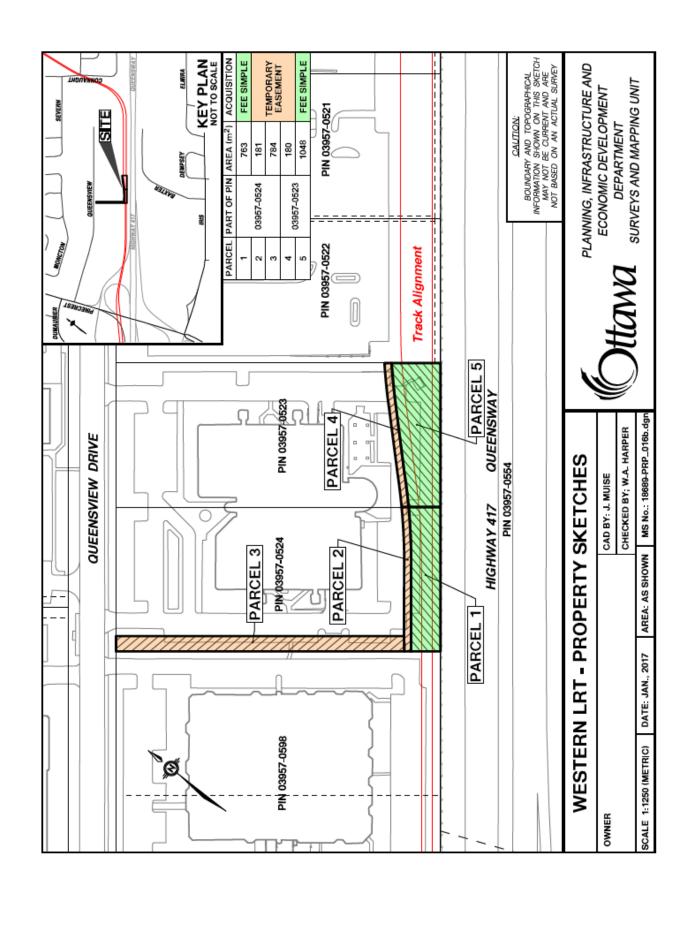
- An estate, right or interest, for a limited time in the nature of a temporary easement for a period of fifty-five (55) months in the following lands:
- Part of PIN 03957-0524 (LT), LOT 326, PLAN 372212; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcels 2 and 3 on drawing 18689-PRP_016b.dgn
- 19. Part of PIN 03957-0523 (LT), LOT 325, PLAN 372212; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 4 on drawing 18689-PRP_016b.dgn
- Part of PIN 03957-0522 (LT), LOT 324, PLAN 372212; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 & CR369486; OTTAWA/NEPEAN designated as Parcel 5 on drawing 18689-PRP_017b.dgn
- 21. Part of PIN 03957-0521 (LT), LOT 323, PLAN 372212; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 6 on drawing 18689-PRP_017b.dgn
- 22. Part of PIN 03957-0520 (LT), PART LOT 322, PLAN 372212, AS IN N512074; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 7 on drawing 18689-PRP_017b.dgn
- 23. Part of PIN 03957-0519 (LT), PART LOT 321, PLAN 372212, AS IN N512074; SUBJECT TO INTEREST, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 8 on drawing 18689-PRP_017b.dgn
- 24. Part of PINs 15260-0001 (LT) through to 15260-0097 (LT) inclusive, being part of the common elements on CARLETON CONDOMINIUM PLAN NO. 260; PART LOT 27, CONCESSION 10F, PART 1 PLAN 4R4562, AS IN SCHEDULE 'A' OF DECLARATION LT389316; OTTAWA designated as Parcel 2 on drawing 18689-PRP_56a.dgn
- 25. Part of PIN 03957-0527 (LT), PART LOT 329, PLAN 372212, PARTS 1 AND 2, PLAN 4R1473; SUBJECT TO INTERESTS, IF ANY, AS IN CR384866 AND CR369486; OTTAWA/NEPEAN designated as Parcel 1 on drawing 18689-PRP_096a.dgn
 - An estate, right or interest, for a limited time in the nature of a temporary easement for a period of thirty-six (36) months in the following lands:
- 26. Part of PIN 03957-0391 (LT), LOT 1039, PLAN 413452; SUBJECT TO INTEREST, IF ANY, IN CR369486 AND CR384866; SUBJECT TO CR414377 AND CR430760E; OTTAWA/NEPEAN; SUBJECT TO EXECUTION 95-005519, IF ENFORCEABLE, designated as Parcel 2 on drawing 18689-PRP_093.dgn

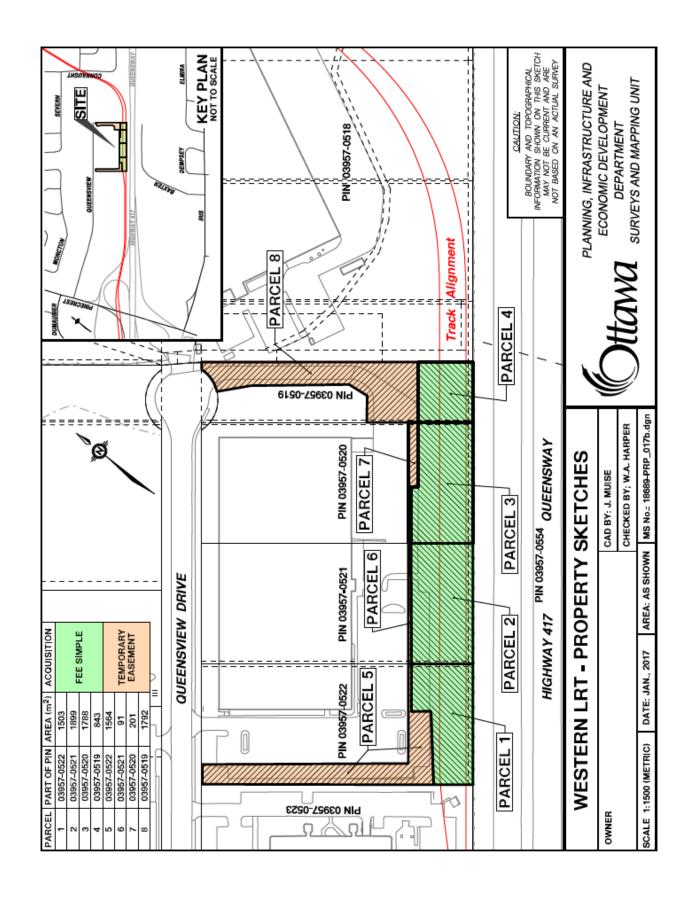
SCHEDULE "A-1"

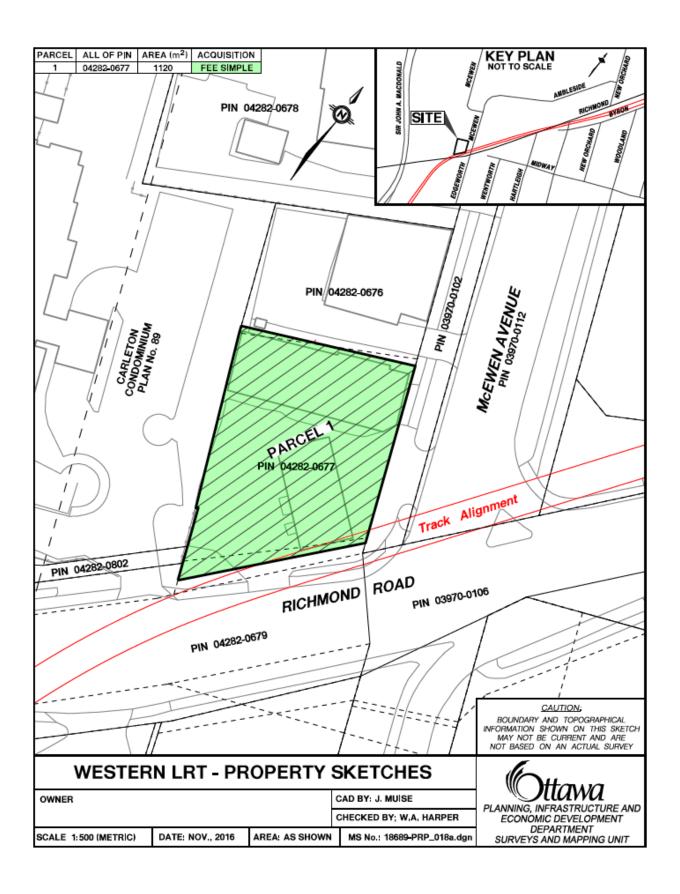
Confederation Line - West

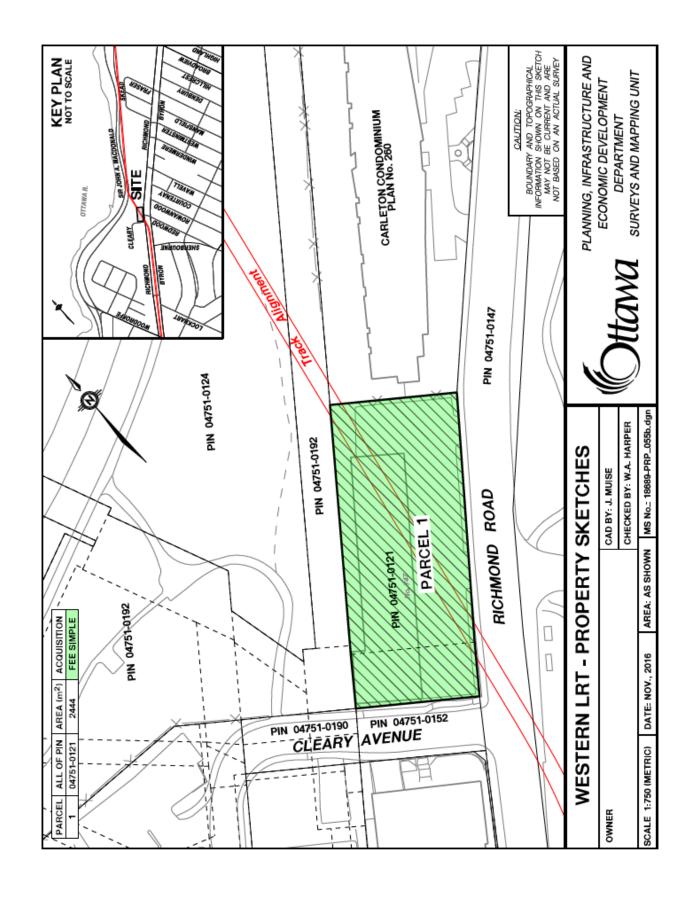


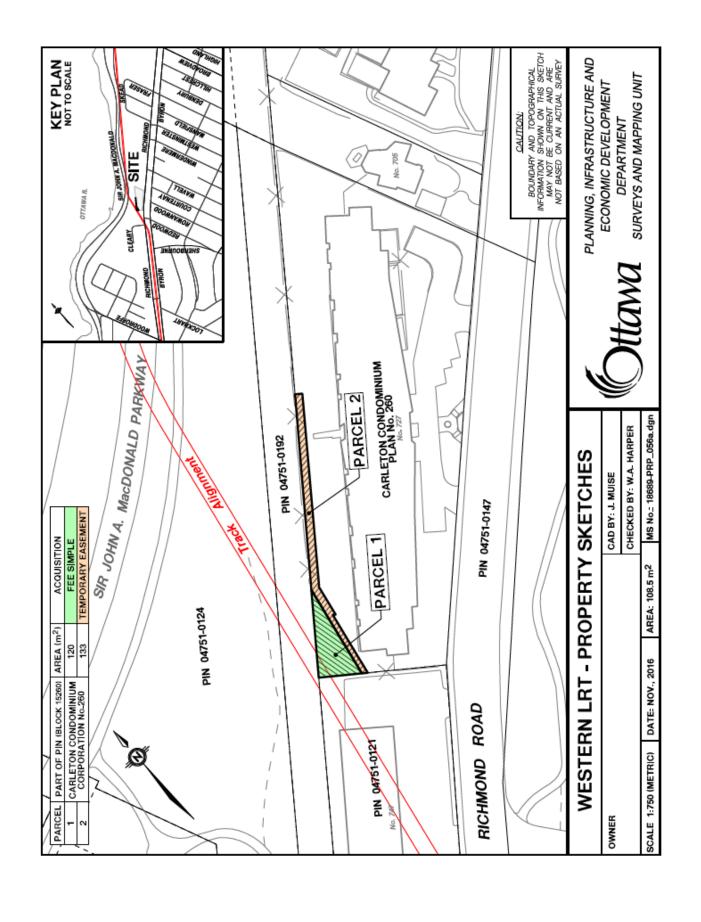


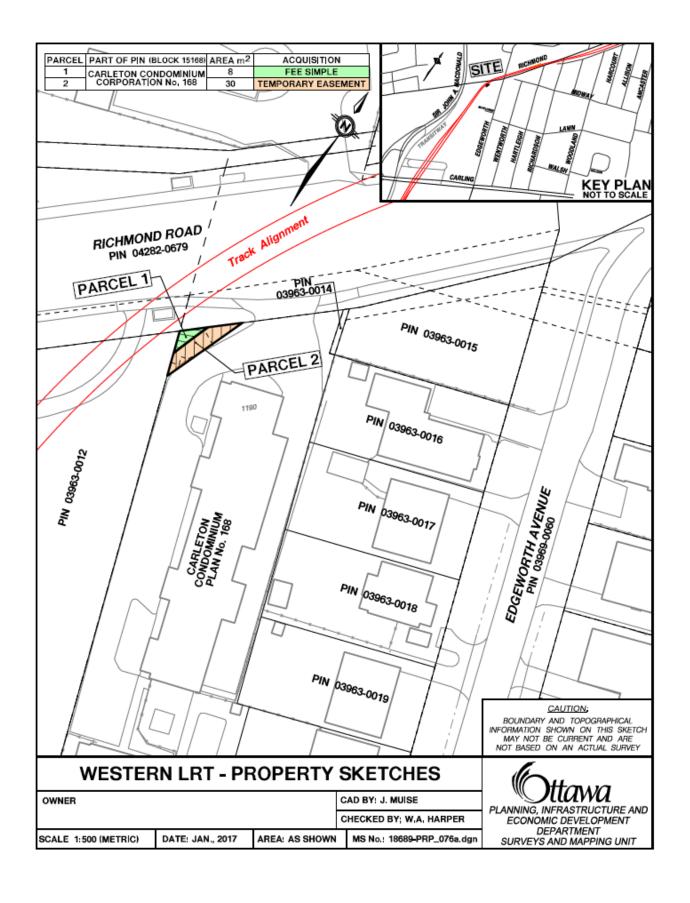


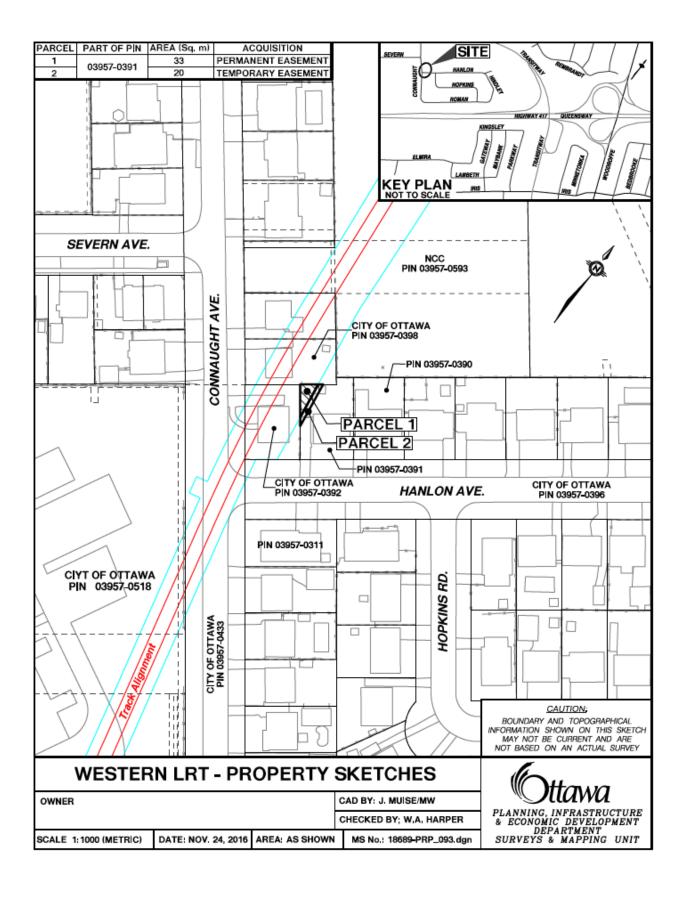


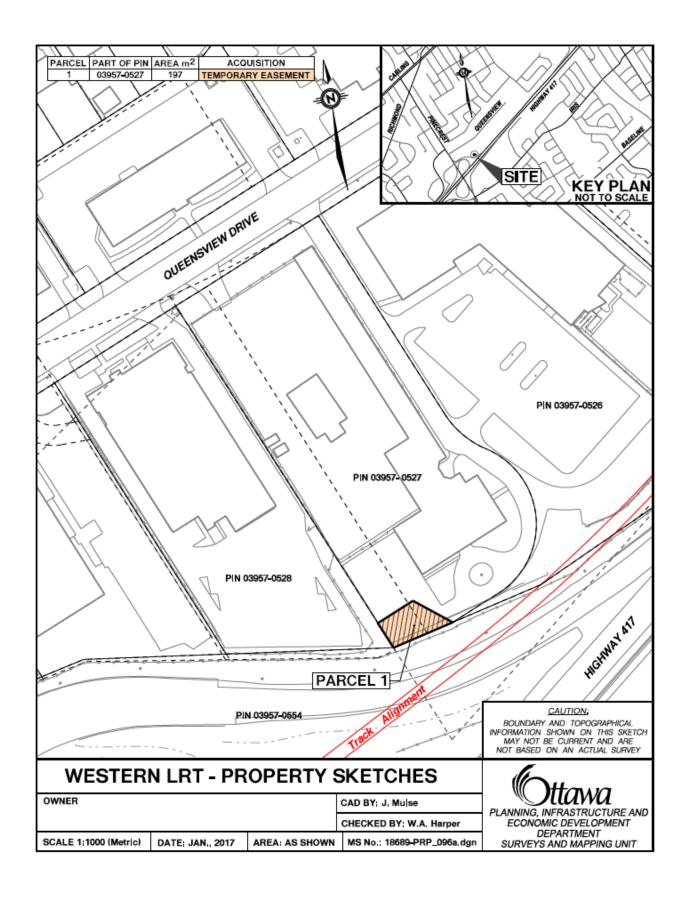


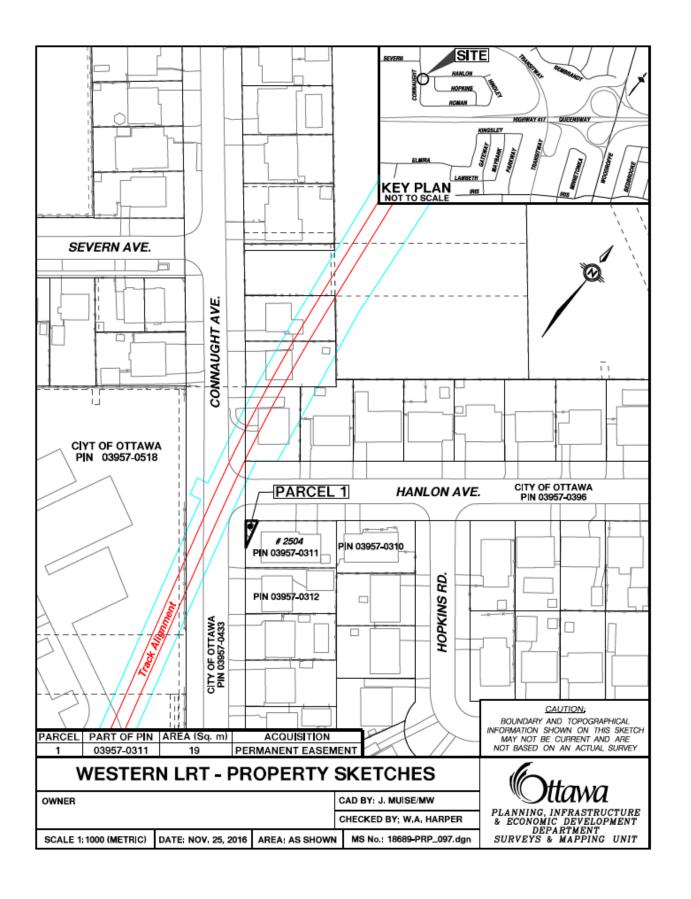












SCHEDULE "B"

Trillium Line

All right, title and interest in the following lands:

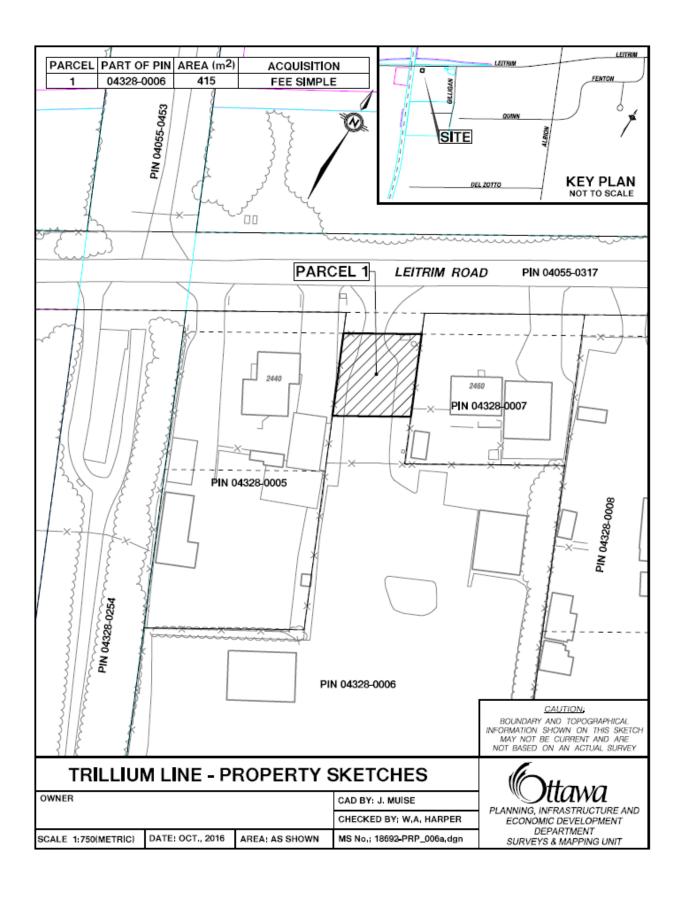
- 27. Part of PIN 04328-0006 (LT), PART LOT 16 CONCESSION 3 RIDEAU FRONT GLOUCESTER PART 1, 5R2241; GLOUCESTER designated as Parcel 1 on drawing 18692-PRP_006a.dgn
- 28. Part of PIN 04328-0008 (LT), PART LOT 16 CONCESSION 3 RIDEAU FRONT, GLOUCESTER, PARTS 1, 2, 3, 4, 5, 6, 5R2150; GLOUCESTER designated as Parcel 1 on drawing 18692-PRP_008a.dgn
- 29. Part of PIN 04328-0011 (LT), PART NORTH 1/2 LOT 16 CONCESSION 3 RIDEAU FRONT GLOUCESTER PART 2, 5R5704; GLOUCESTER designated as Parcel 1 on drawing 18692-PRP_009a.dgn
- 30. Part of PIN 04069-0641 (LT), PART LOT 14, PLAN 31, OF LOT 22, CONCESSION JG; PART 6 4R8109; OTTAWA/GLOUCESTER designated as Parcel 1 on drawing 18692-PRP_052.dgn
- 31. Part of PIN 04065-0115 (LT), PART OF LOT A, CONCESSION 3, RIDEAU FRONT, GLOUCESTER, BEING PARTS 1 TO 10 AND 14 TO 16 ON PLAN 4R-26193. TOGETHER WITH AN EASEMENT AS IN CT228448. TOGETHER WITH AS IN NS77745: TOGETHER WITH AN EASEMENT OVER PART 5 ON PLAN 5R-284 AS IN OC56030; TOGETHER WITH AN EASEMENT OVER PART 6 ON PLAN 5R-284 AS IN OC56038; SUBJECT TO AN EASEMENT OVER PARTS 1, 2 AND 5 ON PLAN 4R-26193 IN FAVOUR OF HYDRO OTTAWA LIMITED AS IN OC9564; SUBJECT TO AN EASEMENT IN GROSS OVER PARTS 2 AND 3 ON PLAN 4R-26193 AS IN OC1351818; SUBJECT TO AN EASEMENT IN GROSS OVER PART 9 ON PLAN 4R-26193 AS IN OC1351819: SUBJECT TO AN EASEMENT IN GROSS OVER PARTS 9. 10 AND 16 ON PLAN 4R-26193 AS IN OC1351820; SUBJECT TO AN EASEMENT OVER PARTS 1, 2, 3, 4, 5 AND 6 ON PLAN 4R-26193 IN FAVOUR OF PART OF LOT A. CONCESSION 3. RIDEAU FRONT. GLOUCESTER, BEING PARTS 11, 12, 13 AND 17 TO 23 ON PLAN 4R-26193 AS IN OC1397616; SUBJECT TO AN EASEMENT OVER PARTS 8, 9, 10, 15 AND 16 ON PLAN 4R-26193 IN FAVOUR OF PART OF LOT A, CONCESSION 3, RIDEAU FRONT, GLOUCESTER, BEING PARTS 11, 12, 13 AND 17 TO 23 ON PLAN 4R-26193 AS IN OC1397616; TOGETHER WITH AN EASEMENT OVER PART OF LOT A, CONCESSION 3, RIDEAU FRONT, GLOUCESTER, BEING PARTS 11 AND 12 ON PLAN 4R-26193 AS IN OC1397616: TOGETHER WITH AN EASEMENT OVER PART OF LOT A, CONCESSION 3, RIDEAU FRONT, GLOUCESTER, BEING PARTS 17, 18, 19, 22 AND 23 ON PLAN 4R-26193 AS IN OC1397616: TOGETHER WITH AN EASEMENT OVER PART OF LOT A. CONCESSION 3, RIDEAU FRONT, GLOUCESTER, BEING PART 22 ON PLAN 4R-26193 AS IN OC1397616; SUBJECT TO AN EASEMENT OVER PARTS 1, 2, 3 AND 4

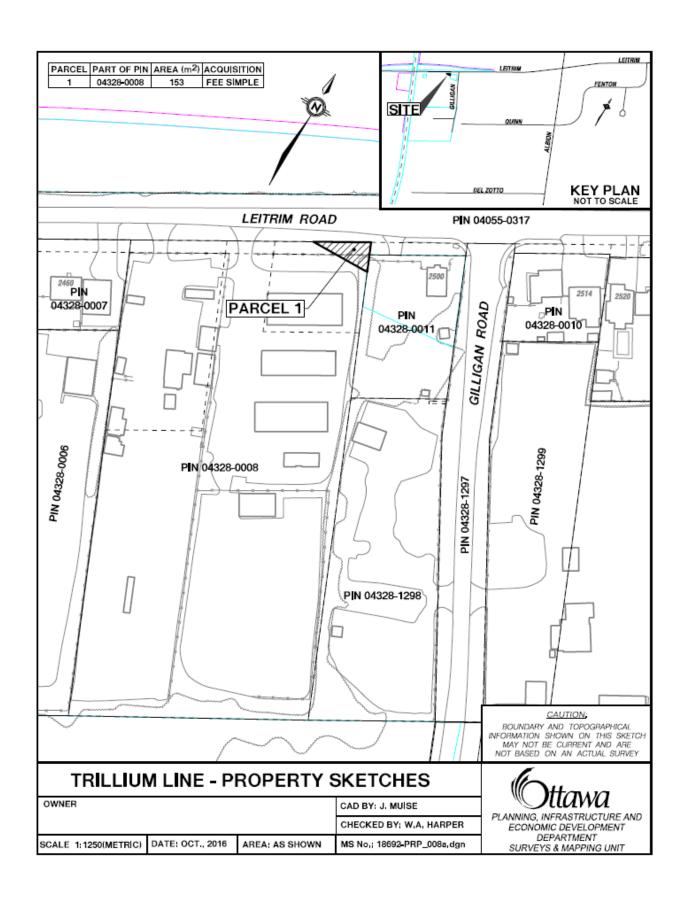
- ON PLAN 4R26193 IN FAVOUR OF PART LOT A CONCESSION 3RF GLOUCESTER AS IN N705355 AND OT36783, EXCEPT PART 18 ON 5R284, EXCEPT PART 1 ON 5R213, EXCEPT PARTS 19 AND 21 ON EXPROPRIATION PLAN NS275909, EXCEPT PARTS 1 AND 2 ON 4R23974 AS IN OC1604515; SUBJECT TO AN EASEMENT IN GROSS OVER PARTS 1 TO 10 AND 14 TO 16 PLAN 4R26193 AS IN OC1709561; SUBJECT TO AN EASEMENT AS IN OC1721440; CITY OF OTTAWA designated as Parcel 1 on drawing 18692-PRP_053.dgn
- 32. Part of PINs 15975-0001 (LT) to 15975-0232 (LT) being part of the common elements on OTTAWA-CARLETON STANDARD CONDOMINIUM PLAN NO. 975 AND ITS APPURTENANT INTEREST; SUBJECT TO AND TOGETHER WITH EASEMENTS AS SET OUT IN SCHEDULE A AS IN OC1726177; CITY OF OTTAWA designated as Parcel 1 on drawing 18692-PRP_054.dgn
- 33. Part of PIN 04055-0160 (LT), PART LOT 6 CONCESSION 3 RIDEAU FRONT GLOUCESTER AS IN CT222630, EXCEPT THE SUBJECT TO THEREIN; TOGETHER WITH CT222630; GLOUCESTER designated as Parcel 1 on drawing 18692-PRP_058c.dgn
- 34. Part of PIN 04055-0161 (LT), PART LOT 6 CONCESSION 3RF GLOUCESTER AS IN N477925; TOGETHER WITH N477925; GLOUCESTER designated as Parcel 1 on drawing 18692-PRP_059b.dgn
- 35. Part of PIN 04055-0159 (LT), PART LOT 6 CONCESSION 3 RIDEAU FRONT GLOUCESTER AS IN CT160457 AND GL73833, EXCEPT AS IN CT222630, N477925, CT198296, N566618, N439357, N314150, N711427, CT115669 AND CT135137; TOGETHER WITH CT160457; GLOUCESTER designated as Parcel 1 on drawing 18692-PRP_075.dgn
 - An estate, right or interest, for a limited time in the nature of a permanent easement in the following lands:
- 36. Part of PIN 04055-0169 (LT), PART LOT 6 CONCESSION 3RF GLOUCESTER PART 1, 5R1022 (ALSO KNOWN AS MAC STREET); SUBJECT TO CT140679, GL78966, CT121531, CT135137, GL78361, GL83079; SUBJECT TO N755440, N755447, N755457 GLOUCESTER designated as Parcel 2 on drawing 18692-PRP_075.dgn
 - An estate, right or interest, for a limited time in the nature of a temporary easement for a period of thirty-six (36) months in the following lands:
- 37. Part of PIN 04055-0161 (LT), PART LOT 6 CONCESSION 3RF GLOUCESTER AS IN N477925; TOGETHER WITH N477925; GLOUCESTER designated as Parcel 2 on drawing 18692-PRP_059b.dgn
- 38. Part of PIN 04055-0169 (LT), PART LOT 6 CONCESSION 3RF GLOUCESTER PART 1, 5R1022 (ALSO KNOWN AS MAC STREET); SUBJECT TO CT140679, GL78966,

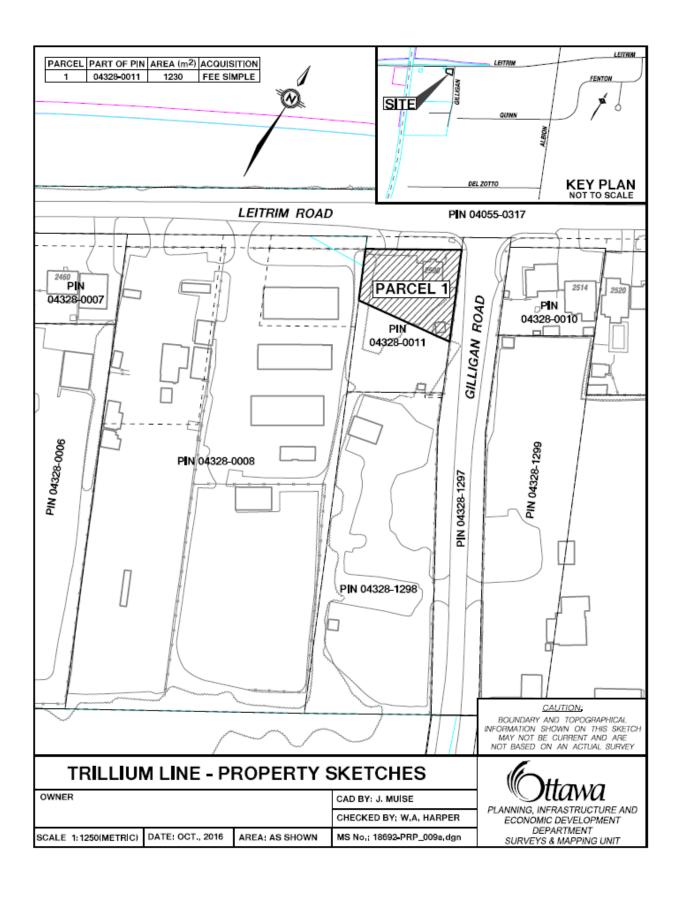
CT121531, CT135137, GL78361, GL83079; SUBJECT TO N755440, N755447, N755457 GLOUCESTER designated as Parcel 3 on drawing 18692-PRP_075.dgn

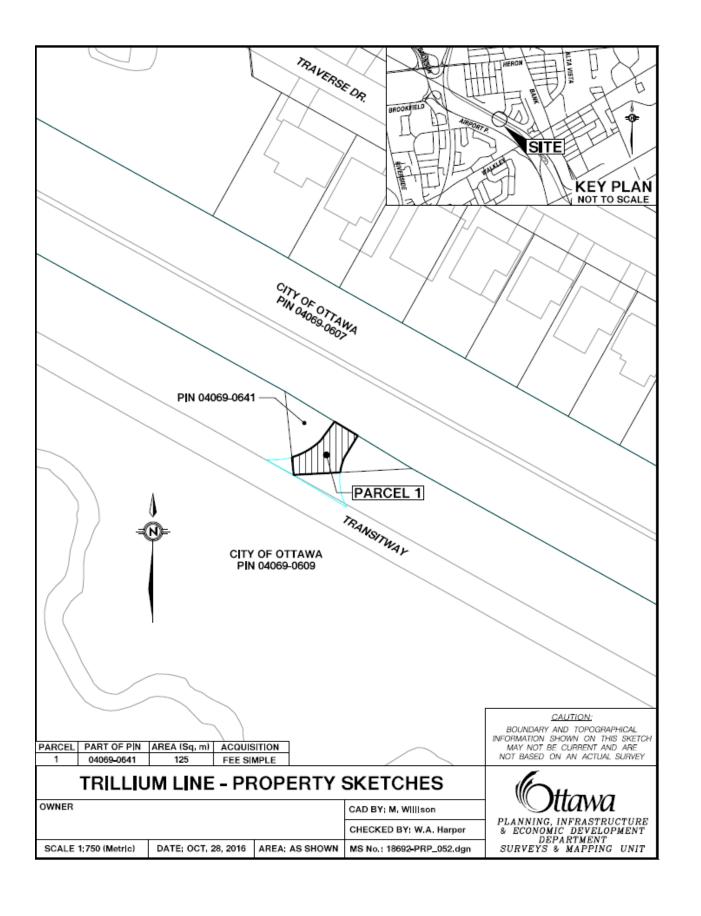
SCHEDULE "B-1"

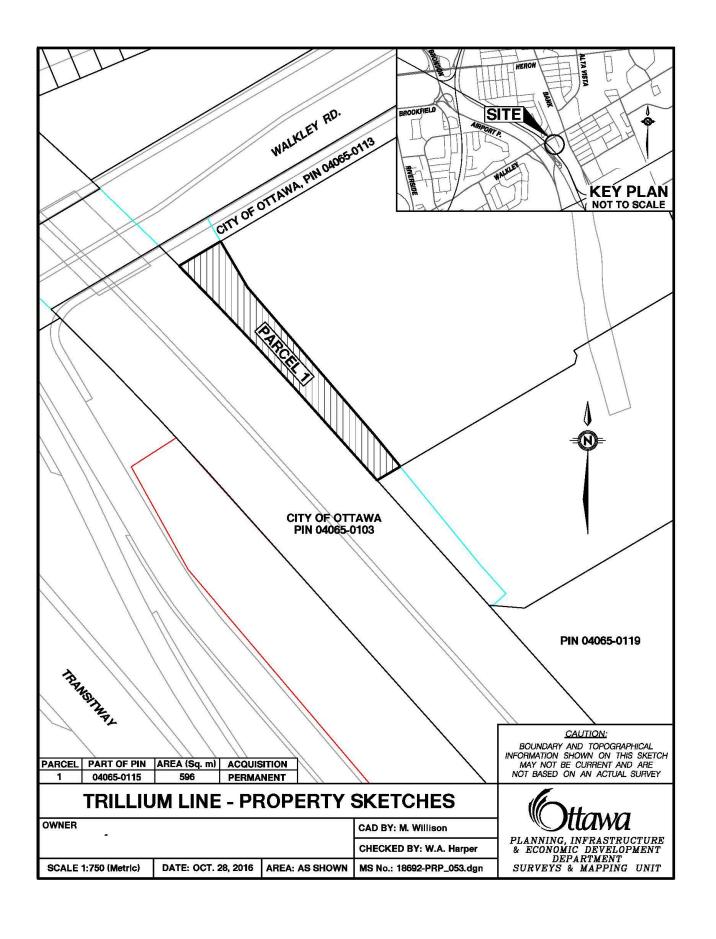
Trillium Line

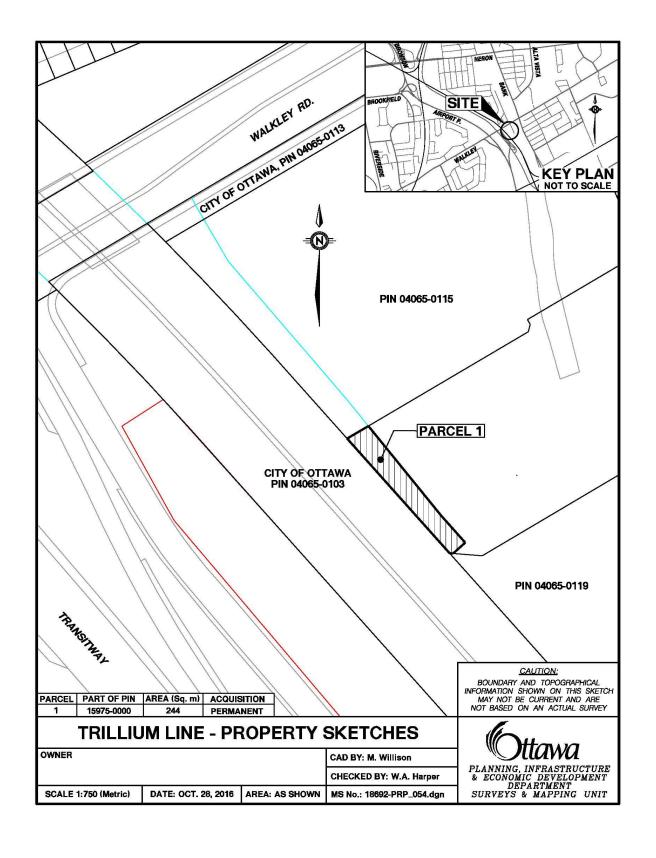


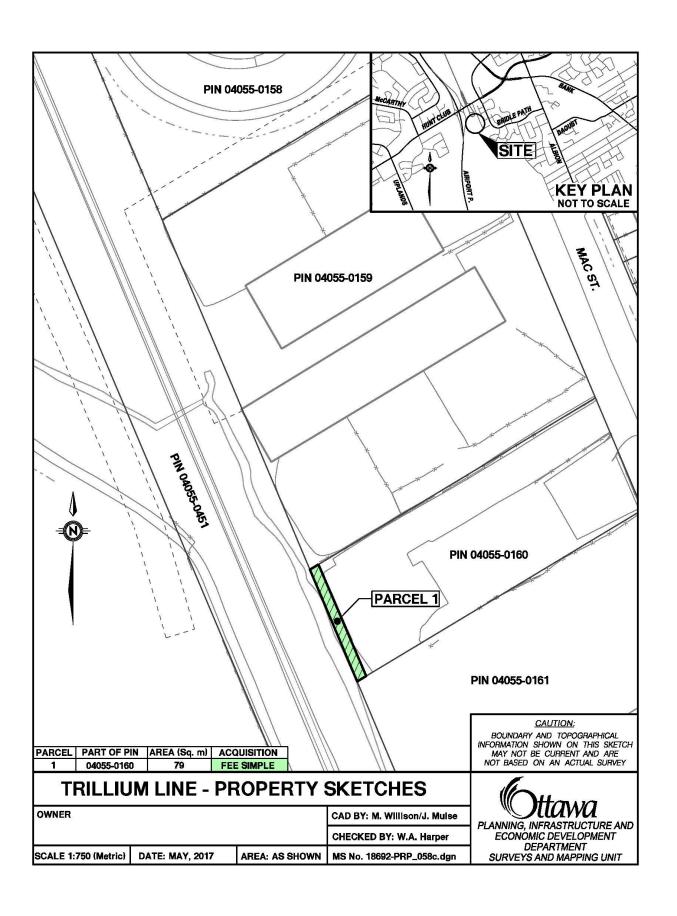


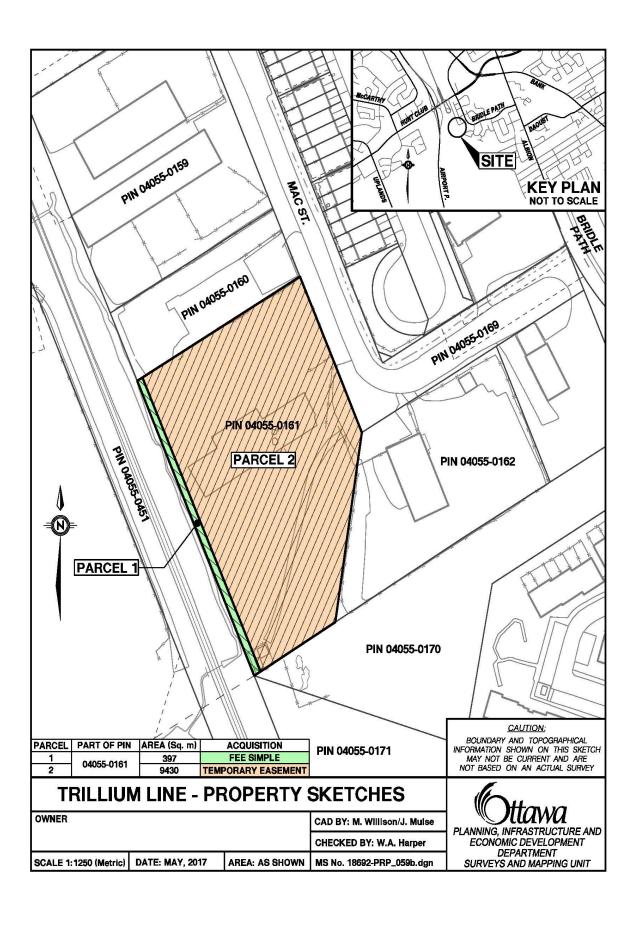


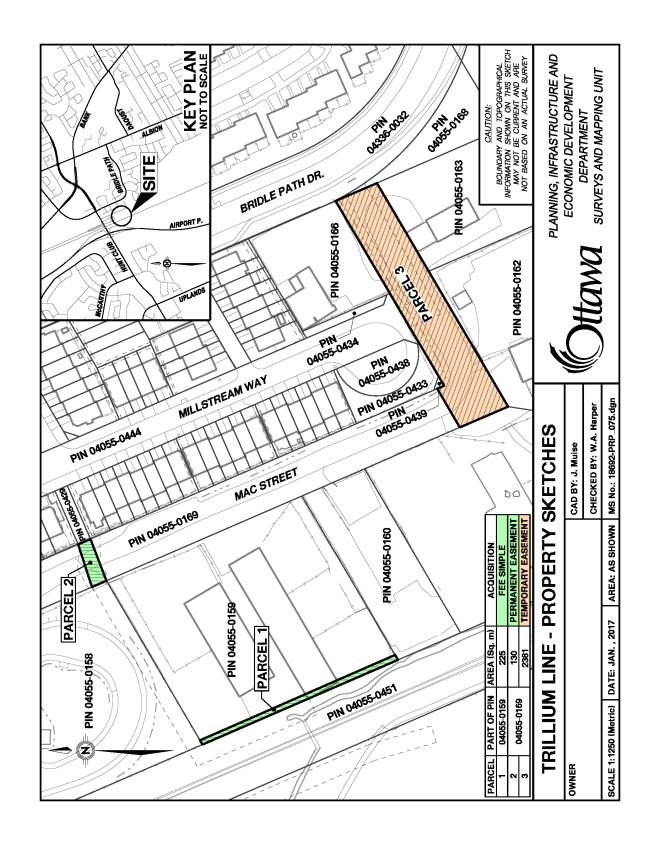












Schedule "C"

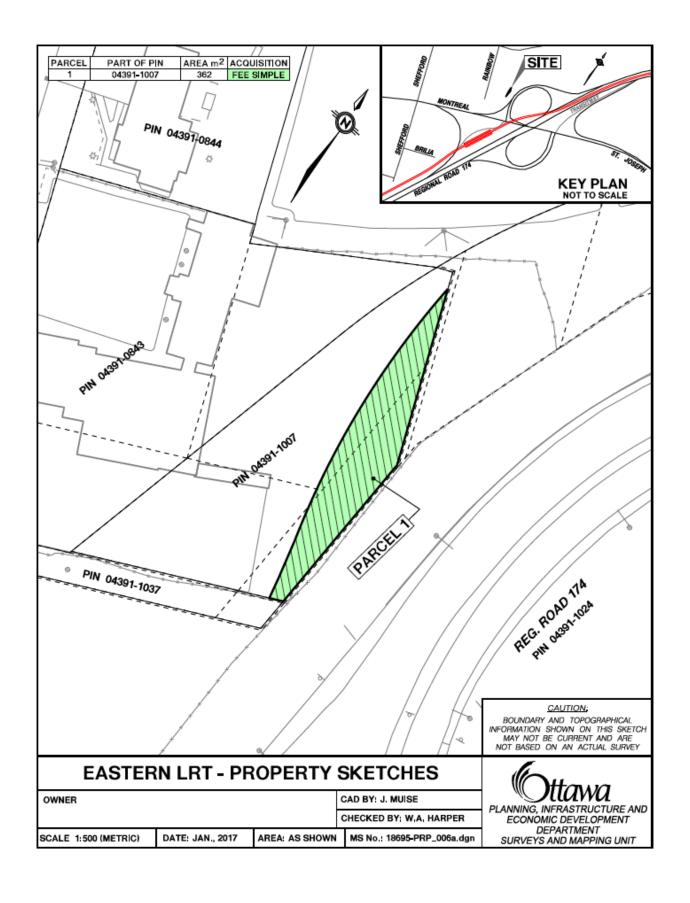
Confederation Line - East

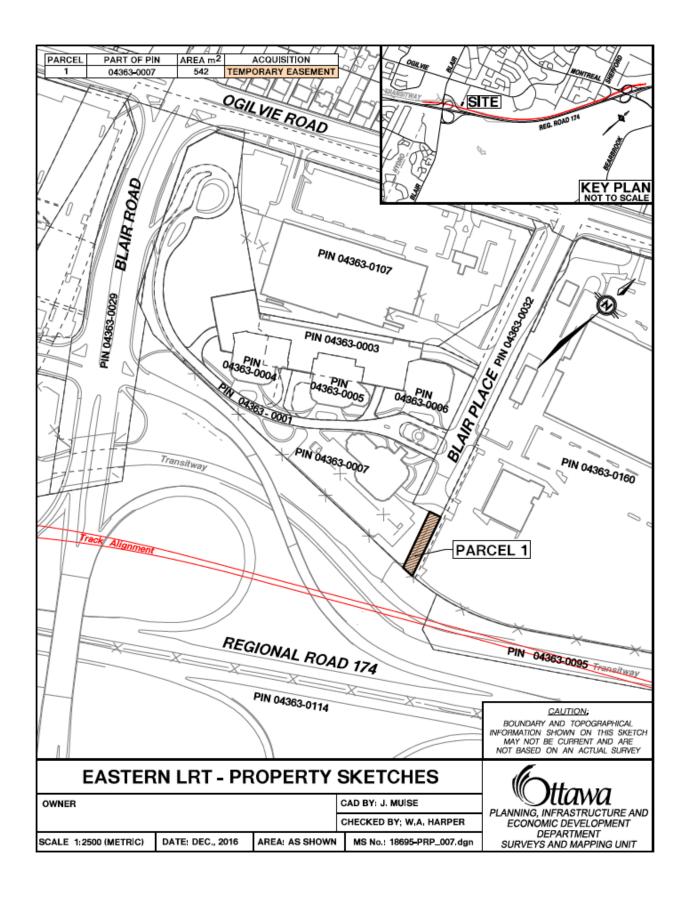
All right, title and interest in the following lands:

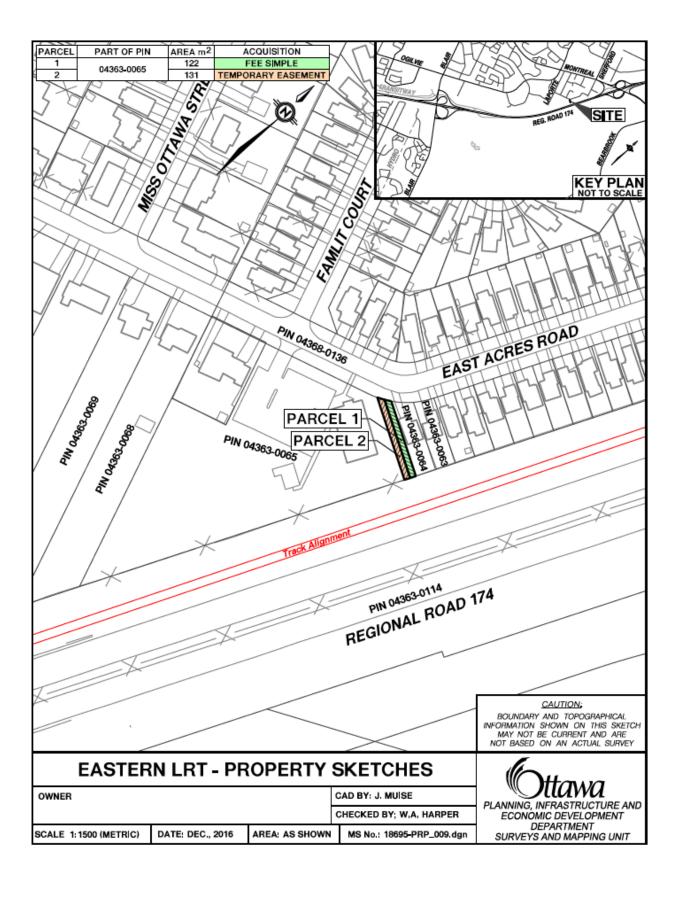
- 39. Part of PIN 04391-1007 (LT), PART OF LOT 15 CONCESSION 1, OTTAWA FRONT, GLOUCESTER, PART 1 PLAN 4R18846; CLOSED BY OC282644; OTTAWA; SUBJECT TO AN EASEMENT IN GROSS OVER PART OF LOT 15 CONCESSION 1, OTTAWA FRONT, GLOUCESTER, PART 6 PLAN 4R27933 CLOSED BY BYLAW OC282644 AS IN OC1599052 designated as Parcel 1 on drawing 18695-PRP_006a.dgn
- Part of PIN 04363-0065 (LT), PCL 42-1, SEC 4M-422; BLK 42, PLAN 4M-422, SUBJECT TO NS222573 (LT356142); GLOUCESTER designated as Parcel 1 on drawing 18695-PRP_009.dgn
- 41. Part of PINs 15353-0001 (LT) through to 15353-0045 (LT) inclusive, being part of the common elements on CARLETON CONDOMINIUM PLAN NO. 353; PART LOT 15, CONCESSION 10F, PARTS 1 AND 2 4R5402, AS IN SCHEDULE 'A' OF DECLARATION LT481561, SUBJECT TO LT483009; GLOUCESTER, designated as Parcels 1 and 2 on drawing 18695-PRP_013b.dgn
 - An estate, right or interest, for a limited time in the nature of a temporary easement for a period of sixty-one (61) months in the following lands:
- 42. Part of PIN 04363-0007 (LT) PCL 21-25, SEC GL-2OF; PART LOT 21, CONCESSION 2OF, PT RDAL BTN LTS 20, 21, CONCESSION 2OF, CLOSED BY BYLAW CT129546 (LT430246), PART 1, 4R7647; TOGETHER WITH LT744156; GLOUCESTER designated as Parcel 1 on drawing 18695-PRP_007.dgn
- 43. Part of PIN 04363-0065 (LT) PCL 42-1, SEC 4M-422; BLK 42, PLAN 4M-422, SUBJECT TO NS222573 (LT356142); GLOUCESTER designated as Parcel 2 on drawing 18695-PRP_009.dgn

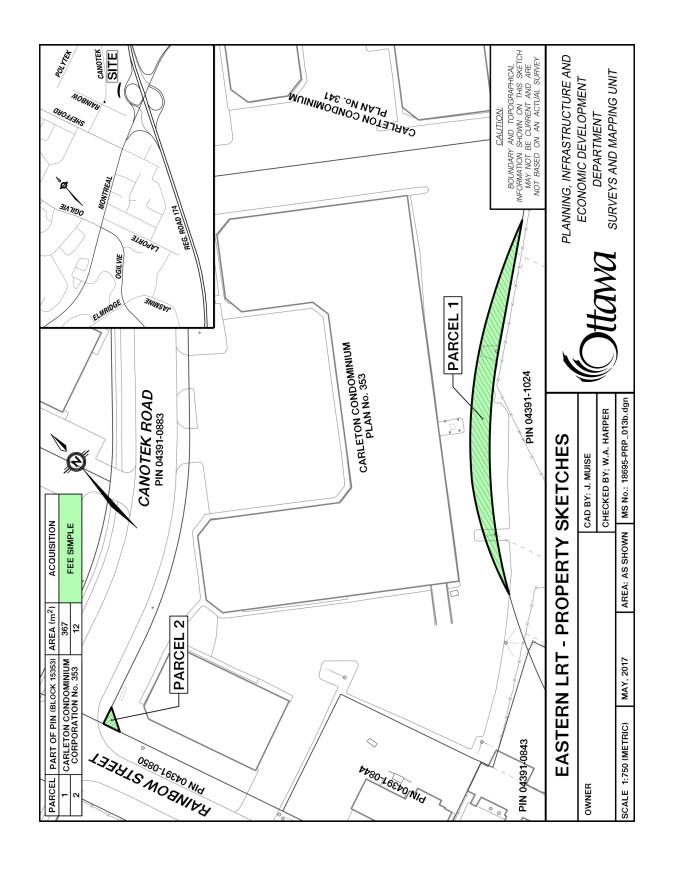
SCHEDULE "C-1"

Confederation Line - East









BY-LAW NO. 2017 - 176

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A by-law to provide for the making of an application for approval to expropriate property in the City of Ottawa for the purposes of the Stage 2 Ottawa Light Rail Transit System project, as more particularly described in Schedules "A", "A-1", "B", "B-1", "C" and "C-1" attached hereto.

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Enacted by City Council at its meeting of May 10, 2017.

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LEGAL SERVICES TN/eb

COUNCIL AUTHORITY: City Council May 10, 2017 Agenda Item (ARAC Report No.)