



**BY-LAW NUMBER 2024 -**

**A By-law of The Corporation of The City of Barrie to expropriate the lands described as Part of Lot 11, Concession 10, Innisfil, Being Part 5 On 51R-43576 and Part of PIN 58096-0244 (LT) and to repeal By-law 2023-083.**

**WHEREAS** Section 6 of the *Municipal Act, 2001*, S.O. 2001, c. 25 ("the *Municipal Act, 2001*"), provides that the power of a Municipality to acquire land under the Act or any other Act includes the power to expropriate land in accordance with the *Expropriations Act*,

**AND WHEREAS** Section 10 of the *Municipal Act, 2001*, provides that a single-tier municipality may pass by-laws respecting matters set out therein including, *inter alia*, public assets of the municipality acquired for the purpose of exercising its authority under the *Municipal Act, 2001* or any other Act;

**AND WHEREAS** by Motion 22-G-157 the Council of The Corporation of The City of Barrie authorized the commencement of the expropriation of the lands described as Part of Lot 11, Concession 10, Innisfil, Being Part 5 On 51R-43576 and Part of PIN 58096-0244 (LT) for the purpose of road widening;

**AND WHEREAS** application was made by The Corporation of The City of Barrie to the Council of The Corporation of The City of Barrie for approval to expropriate the lands described as Part of Lot 11, Concession 10, Innisfil, Being Part 5 On 51R-43576 and Part of PIN 58096-0244 (LT);

**AND WHEREAS** a Notice of Application was served on the registered owners of the lands described above, and was published once a week for 3 successive weeks in the Barrie Advance, commencing December 21, 2023;

**AND WHEREAS** the Council of the Corporation of the City of Barrie passed By-Law 2023-083 approving the Expropriation of the Lands, which by-law must be repealed and replaced due to process requirements of the Expropriations Act;

**AND WHEREAS** The Council of The Corporation of The City of Barrie deems it appropriate to expropriate the lands described as Part of Lot 11, Concession 10, Innisfil, Being Part 5 On 51R-43576 and Part of PIN 58096-0244 (LT) for the purpose of road widening.

**NOW THEREFORE**, the Council of The Corporation of The City of Barrie enacts as follows:

1. **THAT** By-Law Number 2023-083, be repealed.
2. **THAT** The Corporation of The City of Barrie expropriate the fee simple interest in the lands described as Part of Lot 11, Concession 10, Innisfil, Being Part 5 On 51R-43576 and Part of PIN 58096-0244 (LT) for the purpose of road widening.
3. **THAT** the Mayor and the City Clerk are authorized to execute the Certificate of Approval with respect to the expropriation of the lands.
4. **THAT** an Expropriation Plan of the said lands be prepared and registered in accordance with Section 9 of the *Expropriations Act*, R.S.O. 1990, c. E.26.
5. **THAT** the City Clerk is authorized, empowered, and directed to have the land appraised and to execute and have served, the Notice of Expropriation, Notice of Election, Notice of Possession, Offer of Compensation and Appraisal.
6. **THAT** this By-law shall come into force and have effect immediately on the final passing thereof.

**READ** a first and second time this 31<sup>st</sup> day of January, 2024.

**READ** a third time and finally passed this 31<sup>st</sup> day of January, 2024.

**THE CORPORATION OF THE CITY OF BARRIE**

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**MAYOR –ALEX NUTTALL**

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**CITY CLERK – WENDY COOKE**

**FINAL APPROVAL STAMP**

Approved under Section 50 of the *Planning Act*.

Dated this 31st day of January, 2024.

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**MAYOR –ALEX NUTTALL**

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**CITY CLERK – WENDY COOKE**