



**BY- LAW NUMBER 2018-**

**A By-law of The Corporation of the City of Barrie to repeal By-law 2018-105 for the expropriation of the lands described as Lot 104 West side of Bradford Street and Part Lot 4, East side of Graham Street, Robert Ross Unregistered Plan, City of Barrie, County of Simcoe being all of PIN 58797-0012 (R), and municipally referred to as 44 Bradford Street, Barrie ON.**

**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 18-G-107 the Council of The Corporation of the City of Barrie authorized the commencement of the expropriation of the lands described as Lot 104 West side of Bradford Street and Part Lot 4, East side of Graham Street, Robert Ross Unregistered Plan, City of Barrie, County of Simcoe being all of PIN 58797-0012 (R), and municipally referred to as 44 Bradford Street, Barrie ON, for the purposes of subsequently conveying the expropriated land to an adjacent landowner for the purposes of community improvement and redevelopment and to facilitate the re-development of Fisher Auditorium;

**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 Lot 104 West side of Bradford Street and Part Lot 4, East side of Graham Street, Robert Ross Unregistered Plan, City of Barrie, County of Simcoe being all of PIN 58797-0012 (R), and municipally referred to as 44 Bradford Street, Barrie ON;

**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 May 17, 2018;

**AND WHEREAS** The Council of The Corporation of the City of Barrie approved By-law 2018-105 on June 25, 2018, authorizing the expropriation of the lands described as Lot 104 West side of Bradford Street and Part Lot 4, East side of Graham Street, Robert Ross Unregistered Plan, City of Barrie, County of Simcoe being all of PIN 58797-0012 (R), and municipally referred to as 44 Bradford Street, Barrie ON, for the purposes of subsequently conveying the expropriated land to an adjacent landowner for the purposes of community improvement and redevelopment and to facilitate the re-development of Fisher Auditorium("By-law 2018-105");

**AND WHEREAS** The Council of The Corporation of the City of Barrie deems it expedient to repeal By-law 2018-105.

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

1. **THAT** By-law 2018-105 is hereby repealed.
2. **THAT** this By-law shall come into force and have effect immediately on the final passing thereof.

**READ** a first and second time this 17<sup>th</sup> day of September, 2018.

**READ** a third time and finally passed this 17<sup>th</sup> day of September, 2018.

**THE CORPORATION OF THE CITY OF BARRIE**

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**MAYOR –J. R. LEHMAN**

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**CITY CLERK – WENDY COOKE**