

By-Law No. 2017-361

A by-law of the City of Ottawa to provide for the making of an application for approval to expropriate property in the City of Ottawa as described in Schedules A and B to this by-law for the purposes of the Kanata South Link Project.

OttWatch.ca By-law Archival Project



OttWatch.ca has begun archiving copies of all by-laws passed by the City of Ottawa. After each City Council meeting we ask for copies of by-laws enacted at the meeting, add this title page, and upload them to ottwatch.ca.

Be aware though that you may not be looking at the most recent version of this by-law. It is very possible that it has been amended by Council by another by-law, or even by the Ontario Municipal Board. So, um, just know that before assuming anything.

This PDF contains a copy of the by-law as passed by Council on a certain date. It is a snapshot in time. It could still be in force. It might have been amended. It may have been repealed.

When in doubt, visit <https://ottawa.ca/en/residents/laws-licenses-and-permits/laws>

If you end up asking for a copy of a by-law OttWatch doesn't have yet, please ask the Clerk's office to cc: kevino@kevino.net when they email it to you. You'd be doing the entire community a favour!

Enacted On: 2017-11-22

OttWatch Bylaw Reference: <http://ottwatch.ca/bylaws/2017-361>

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BY-LAW NO. 2017 - 361

A by-law of the City of Ottawa to provide for the making of an application for approval to expropriate property in the City of Ottawa as described in Schedules "A" and "B" to this by-law for the purposes of the Kanata South Link Project.

WHEREAS the City of Ottawa requires a fee simple interest in the lands described in Schedules "A" and "B" attached hereto for the purposes of the Kanata South Link Project including the widening of Hope Side Road, Old Richmond Road and West Hunt Club Road from Eagleson Road to Highway 416 and including the construction and/or installation of an additional travel lane in each direction, multi-lane roundabouts, traffic signals, signalized trail crossings, improved lighting, paved shoulders, sidewalks, multi-use pathways, works to address drainage and water quality and minimize and mitigate impacts to the Greenbelt and all other works and improvements ancillary to the Kanata South Link Project including but not limited to utility relocations;

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, 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. The Council of the City of Ottawa hereby approves the making of an Application for Approval to Expropriate Lands by the City of Ottawa, in respect of the property described in Schedules "A" and "B", appended hereto.
2. The Mayor, the City Clerk, the Director of the 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" and "B", appended hereto.
3. The Mayor, the City Clerk, the Director of the Corporate Real Estate Office or any one of them are hereby authorized to execute, on behalf of the City of Ottawa, a Notice of Application for Approval to Expropriate Lands for the property described in Schedules "A" and "B", appended hereto and that such Notice be served and published, as required by the *Expropriations Act*.

4. 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. 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. This By-law comes into force on the day it is passed.

ENACTED and PASSED this 22nd day of November, 2017.

CITY CLERK

MAYOR

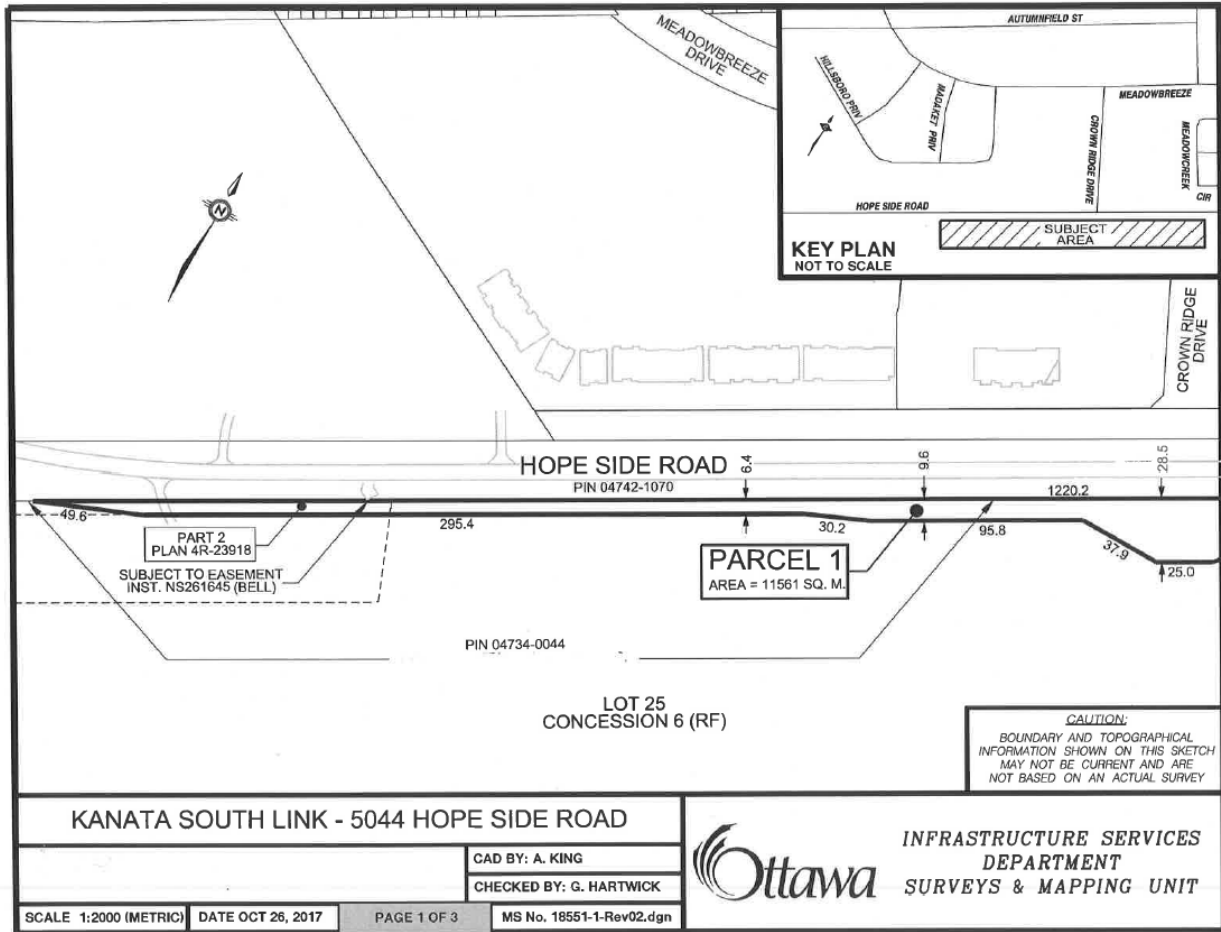
SCHEDULE "A"

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

- 1) Part of PIN 04734-0044 (LT) being part of Lots 24 and 25, Concession 6, Rideau Front, Nepean, Parts 1, 2, 3, 4 and 5 on Plan 4R-23918, except Parts 1 and 2 on plan 4R-27136, subject to an easement over Part 2 on Plan 4R-23918, except Part 2 on plan 4R-27136 as in NS261645 geographic Township of Nepean, City of Ottawa, designated as Parcel 1 on Property Sketch B-1 (No. 18551-1-Rev02.dgn), Parcel 1 on Property Sketch B-2 (No. 18551-2-Rev01.dgn), and Parcels 1 and 2 on Property Sketch B-3 (No. 18551-3 Rev02.dgn) all in Schedule "B" hereto.

- 2) Part of PIN 04632-0261 (LT) being part of Lots 24 and 25, Concession 5, Rideau Front, being part 1 on plan 4R-21040, geographic Township of Nepean, City of Ottawa, designated as Parcel 1 on Property Sketch B-4 (No. 18551-4-Rev03.dgn) in Schedule "B" hereto.

SCHEDULE "B"
PROPERTY SKETCH B-1



KANATA SOUTH LINK - 5044 HOPE SIDE ROAD

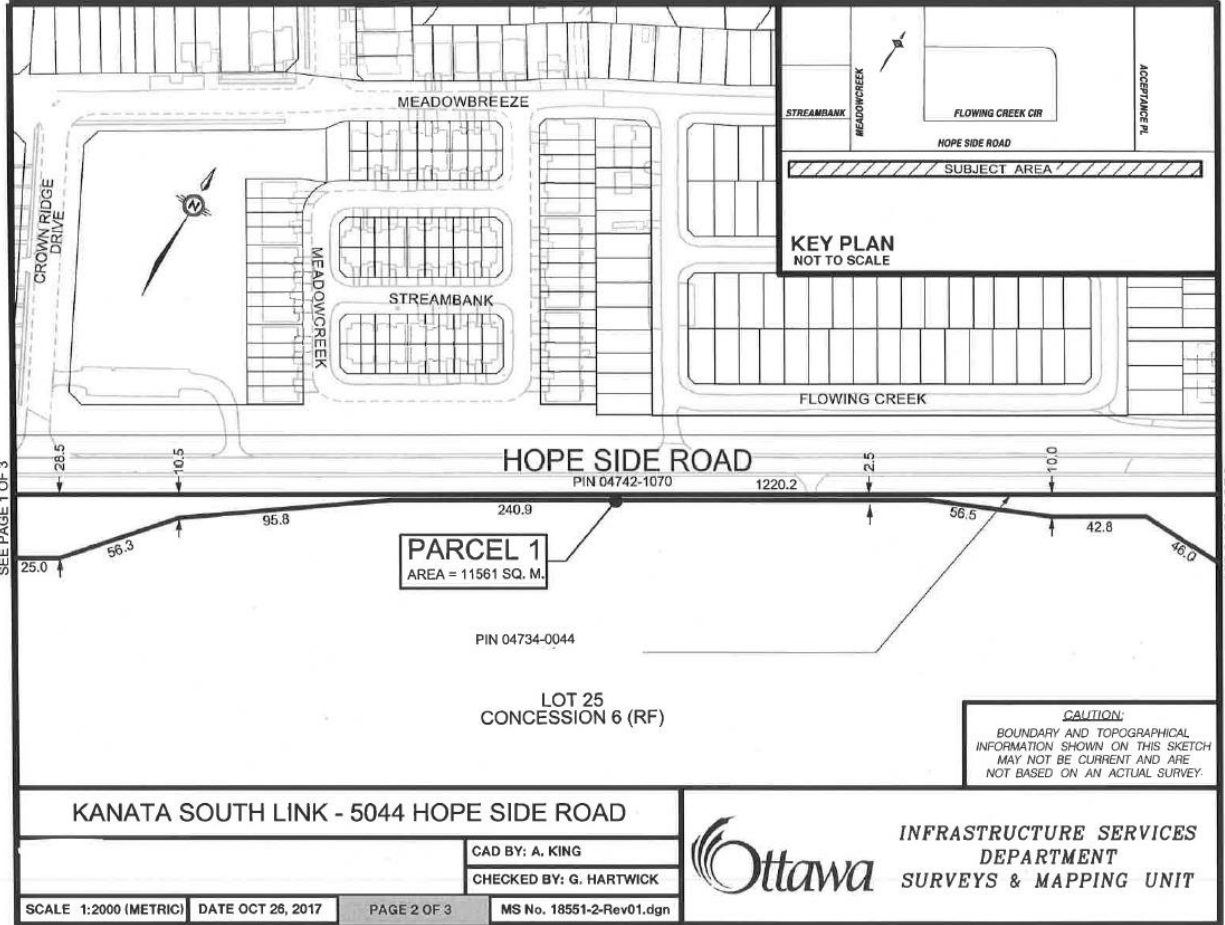
CAD BY: A. KING
 CHECKED BY: G. HARTWICK



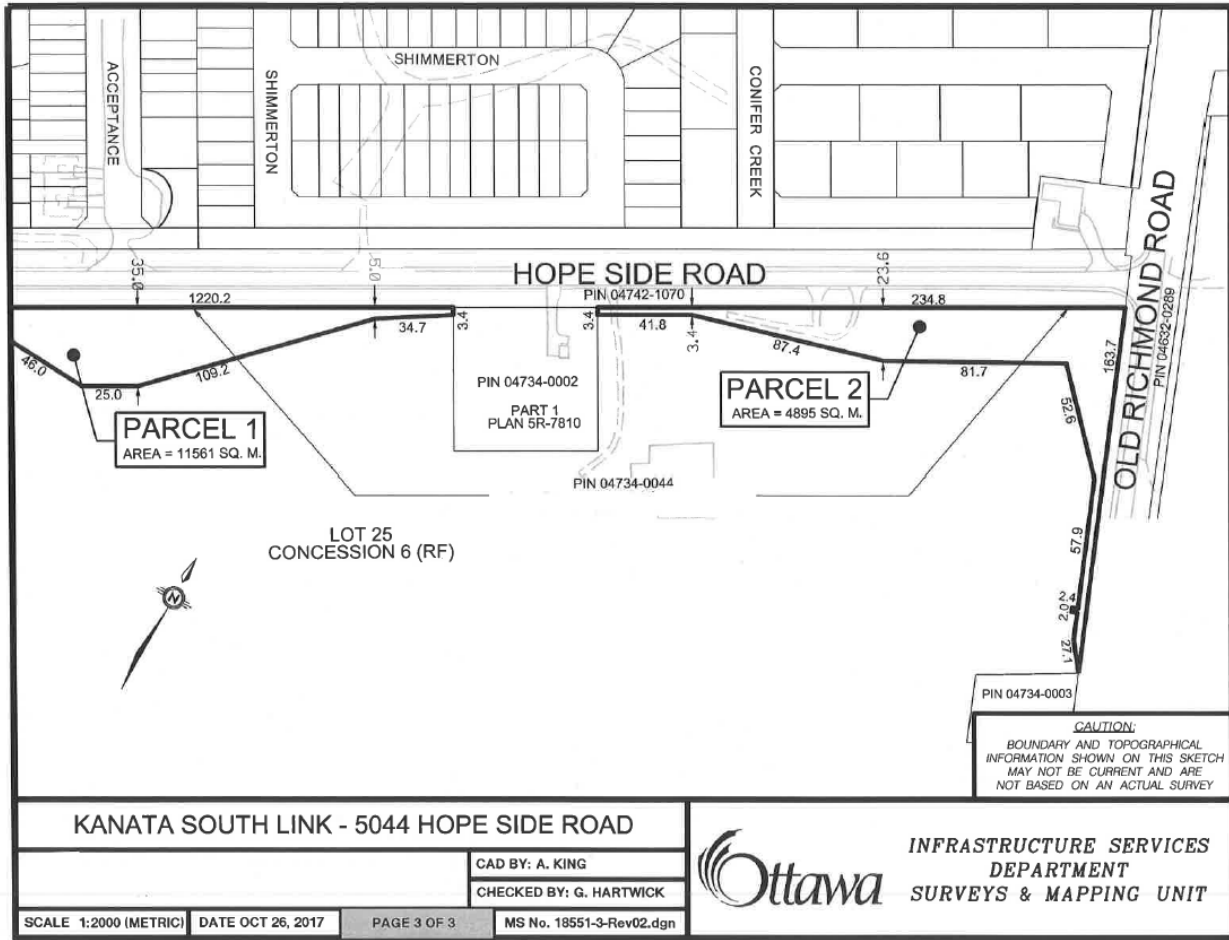
INFRASTRUCTURE SERVICES
 DEPARTMENT
 SURVEYS & MAPPING UNIT

SCALE 1:2000 (METRIC) DATE OCT 26, 2017 PAGE 1 OF 3 MS No. 18551-1-Rev02.dgn

PROPERTY SKETCH B-2



PROPERTY SKETCH B-3



KANATA SOUTH LINK - 5044 HOPE SIDE ROAD

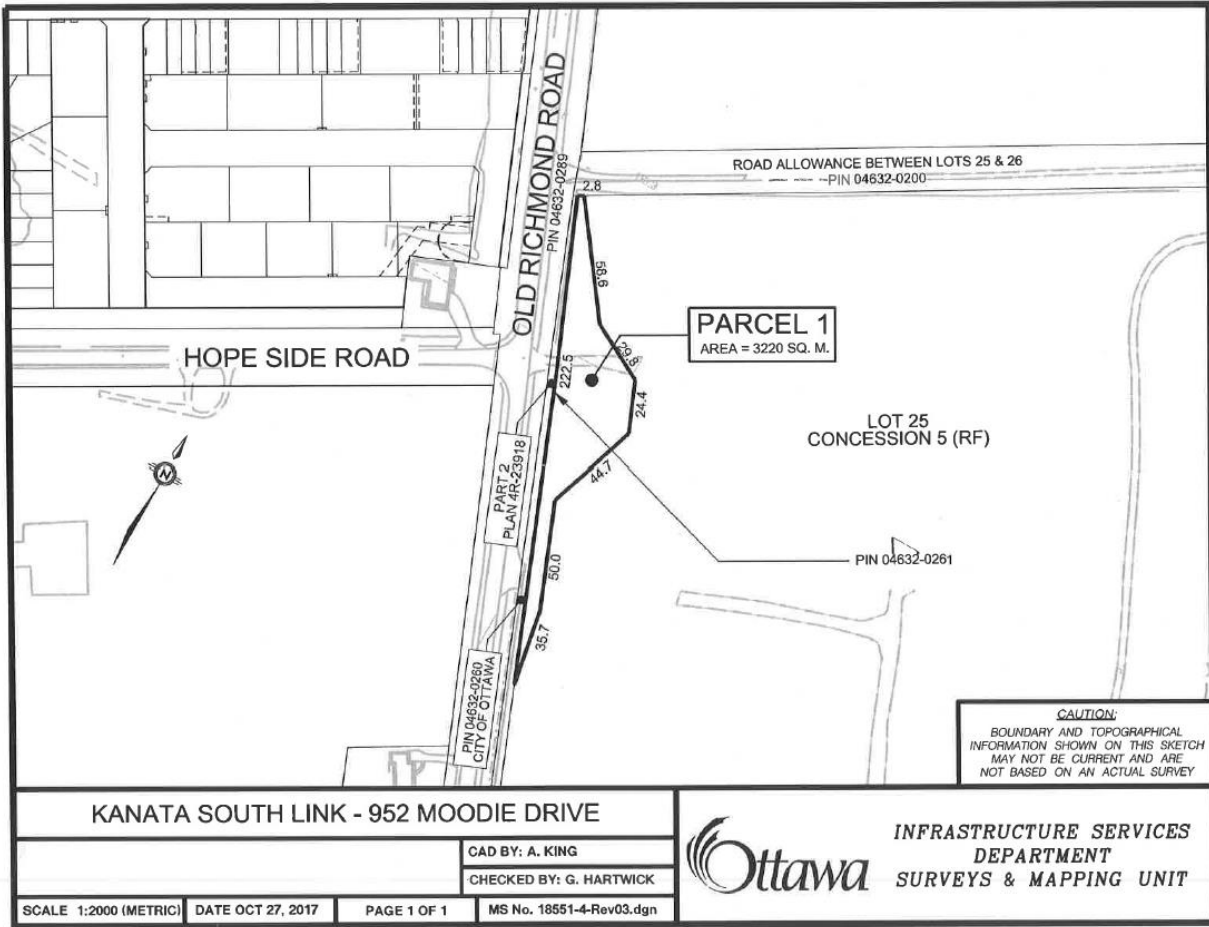
CAD BY: A. KING

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Ottawa INFRASTRUCTURE SERVICES
DEPARTMENT
SURVEYS & MAPPING UNIT

PROPERTY SKETCH B-4



KANATA SOUTH LINK - 952 MOODIE DRIVE

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INFRASTRUCTURE SERVICES
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SCALE 1:2000 (METRIC) | DATE OCT 27, 2017 | PAGE 1 OF 1 | MS No. 18551-4-Rev03.dgn

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A by-law of the City of Ottawa to provide for the making of an application for approval to expropriate property in the City of Ottawa as described in Schedules “A” and “B” to this by-law for the purposes of the Kanata South Link Project.

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Enacted by City Council at its meeting of November 22, 2017.

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LEGAL SERVICES

TN/eb

COUNCIL AUTHORITY:

City Council November 22, 2017
Council Agenda Item 6
(FEDCO Report No. 29)