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<b>TO:</b>	<p><b>THE COUNCIL OF THE CORPORATION OF THE CITY OF LONDON</b></p> <p><b>AS THE APPROVING AUTHORITY UNDER THE <i>EXPROPRIATIONS ACT</i></b></p> <p><b>MEETING ON MAY 20, 2014</b></p>
<b>FROM:</b>	<p><b>JOHN BRAAM, P. ENG. MANAGING DIRECTOR AND CITY ENGINEER ENVIRONMENTAL AND ENGINEERING SERVICES</b></p>
<b>SUBJECT:</b>	<p><b>EXPROPRIATION OF LANDS HYDE PARK ROAD WIDENING PROJECT – PHASE II – TS1477-2</b></p>

<b>RECOMMENDATION</b>
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That, on the recommendation of the Managing Director and City Engineer, Environmental and Engineering Services, on the advice of the Manager of Realty Services, with the review and concurrence of the Director, Roads and Transportation, with respect to the expropriation of lands for the a project known as Hyde Park Road Widening and Improvements Project - Phase II, between South Carriage Road and Fanshawe Park Road, the following actions be taken:

- a) The Council of The Corporation of the City of London, as Approving Authority pursuant to the *Expropriations Act, R.S.O. 1990, c. E.26*, as amended, **HEREBY APPROVES** the proposed expropriation of land, as described in Appendix "A" attached hereto, in the City of London, County of Middlesex, it being pointed out that the reasons for making this decision are as follows:
  - i) the subject lands are required by The Corporation of the City of London for the widening of Hyde Park Road;
  - ii) the design of the project will address the current and future transportation demands along the corridor; and,
  - iii) the design is in accordance with the Municipal Class Environmental Assessment Study Recommendations for the Hyde Park Road Widening and Improvements accepted by Council on January 10, 2012;
- b) that a certificate of approval **BE ISSUED** by the City Clerk on behalf of the Approving Authority in the prescribed form.
- c) it being noted that there were no requests for a Hearing of Necessity received for the parcels included in Appendix "A".

<b>PREVIOUS REPORTS PERTINENT TO THIS MATTER</b>
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Environment and Transportation Committee - June 22, 2009 - Appointment of Consulting Engineers; Class Environmental Assessments for Hyde Park Road, Sarnia Road, Sunningdale Road

Civic Works Committee - December 19, 2011 - Hyde Park Road Environmental Study Report, Notice of Completion

Civic Works Committee – August 21, 2012 - Hyde Park Road Widening Phase 1 Design Appointment of Consulting Engineer

Corporate Services Committee – March 4, 2014 – Expropriation of Lands Hyde Park Road Widening – Phase II – TS1477-2

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<b>BACKGROUND</b>
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At its meeting held on January 10, 2012, Municipal Council approved and accepted the Schedule "C" Municipal Class Environmental Assessment and Hyde Park Road Improvements Environmental Study Report. The Environmental Study Report was subsequently placed on public record for a 30-day review period during which no Part 2 Orders were received. The project Environmental Assessment is thereby complete. The report study area included properties fronting and backing onto the road allowance throughout the length of the corridor from south of Oxford Street to north of Sunningdale Road, as well as adjacent natural areas. The entire project is to follow a phased approach. The second phase of this project requires several partial property takings within the corridor along with easements associated with the relocation of utilities.

Negotiations commenced in the summer of 2013 and written offers have been rejected by several property owners. In March of 2014 the expropriation procedures were initiated and the outstanding owners were subsequently provided with the Notice of Expropriation. None of the affected owners of the parcels included on Appendix "A" have requested a Hearing of Necessity. It is necessary to continue with the appropriate expropriation procedures for the outstanding properties in order for the project to proceed.

Anticipated Construction Timeline

Property requirements for utility relocation to be secured for fall 2014. The balance of property requirements are to be secured for spring 2015 construction.

<b>SUBMITTED BY:</b>	<b>REVIEWED AND CONCURRED BY:</b>
<b>BILL WARNER MANAGER REALTY SERVICES</b>	<b>EDWARD SOLDO DIRECTOR ROADS AND TANSPORTATION</b>
<b>RECOMMENDED BY:</b>	
<b>JOHN BRAAM, P. ENG. MANAGING DIRECTOR AND CITY ENGINEER ENVIRONMENTAL AND ENGINEERING SERVICES</b>	

May 7, 2014  
Attach.

Doc. P-2350

cc:      David G. Munteer, Solicitor II  
         Doug MacRae, Division Manager  
         Gary Irwin, Division Manager & Chief Surveyor

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## APPENDIX "A"

### **DESCRIPTION OF LANDS TO BE EXPROPRIATED FOR HYDE PARK ROAD WIDENING AND IMPROVEMENTS - BETWEEN SOUTH CARRIAGE ROAD AND FANSHAWE PARK ROAD**

The following lands are required in fee simple:

- Parcel 1. Part of Lot 25, Concession 3, in the geographic Township of London, now in the City of London, County of Middlesex designated as Part 8 on Reference Plan 33R-18316 being part of PIN 08053-0508(LT).
- Parcel 2. Part of Lot 25, Concession 4, in the geographic Township of London, now in the City of London, County of Middlesex designated as Parts 4, 5 & 6 on Reference Plan 33R-18316 being part of PINs 08137-0194(LT), 08137-0195(LT) and 08137-0196(LT) respectively.
- Parcel 3. Part of Lot 25, Concession 4, in the geographic Township of London, now in the City of London, County of Middlesex designated as Part 3 on Reference Plan 33R-18316 being part of PIN 08137-0245(LT).
- Parcel 4. Part of Lot 15, Registered Plan 416(C), in the City of London, County of Middlesex designated as Part 2 on Reference Plan 33R-18316 being part of PIN 08137-0191(LT).
- Parcel 5. Part of Lot 14, Registered Plan 416(C), in the City of London, County of Middlesex designated as Part 1 on Reference Plan 33R-18316 being part of PIN 08137-0192(LT).