

By-law Number 50-2022
of The Regional Municipality of Durham

Being a by-law to expropriate all estate, right, title and interest in Part of Lots 33 and 34, Concession 7, designated as Part 3 and 5, 6 subject to DN19324, and 7 on Reference Plan 40R-31092, Darlington; in the Municipality of Clarington, in the Regional Municipality of Durham.

Whereas the Expropriations Act, R.S.O. 1990, c. E.26 requires an expropriating authority to seek approval from its approving body to expropriate property.

And whereas under the Expropriations Act, The Regional Municipality of Durham is the expropriating authority, and the approving body is Regional Council.

And whereas the authority for such approval to expropriate is obtained by Regional Council's passing of the required by-law.

Now therefore, the Council of The Regional Municipality of Durham hereby enacts as follows:

1. That an estate in fee simple in the lands described as Part of Lots 33 and 34, Concession 7, designated as Part 3 and 5, 6 subject to DN19324, and 7 on Reference Plan 40R-31092, Darlington; in the Municipality of Clarington is hereby taken and expropriated for the purposes of construction of Regional Road 3 in the Municipality of Clarington, in the Regional Municipality of Durham, and for all related construction activities as ancillary to the construction.
2. That Regional Council authorize all steps necessary to comply with the Expropriations Act, including, but not limited to, the preparation and registration of expropriation plans and the service of notices of expropriation, notice of election as to a date for compensation and notices of possession.
3. That Regional Council grants authority to the Regional Chair and Regional Clerk to prepare, execute and register any notices and forms as may be statutorily mandated by the Expropriations Act, R.S.O. 1990, c. E.26, to give effect to clause 1, including the notices of expropriation, notices of election as to a date for compensation and notices of possession, including the certificate of approval to be affixed to the expropriation plan.

This By-law Read and Passed on the 28th day of September, 2022.

J. Henry, Regional Chair and CEO

A. Harras, Regional Clerk