

BY-LAW NO. 2024-059

OF

THE CORPORATION OF THE TOWNSHIP OF UXBRIDGE

BEING A BY-LAW TO PROVIDE FOR THE MAKING OF AN APPLICATION FOR APPROVAL TO EXPROPRIATE CERTAIN LANDS IN THE TOWNSHIP OF UXBRIDGE, AS MORE PARTICULARLY DESCRIBED IN THIS BY-LAW

WHEREAS The Corporation of the Township of Uxbridge (the “**Township**”) deems it necessary to expropriate lands described as follows:

All Right, Title and Interest (Fee Simple)

All of PIN 26845-0072 (LT)

Legally described as PT LT 227 BLK CC PL 83 AS IN CO118922 EXCEPT CO139709 & D396786 ; *S/TCO139709*; UXBRIDGE

Municipal Address: 47 Brock Street West, and any other address by which the lands legally described above are municipally known or referred to.

All Right, Title and Interest (Fee Simple)

All of 26845-0073 (LT)

Legally described as PT LT 227 BLK CC PL 83 AS IN CO139709 *T/W CO139709* , S/T CO139709 ; UXBRIDGE

Municipal Address: 45 Brock Street West, and any other address by which the lands legally described above are municipally known or referred to.

All Right, Title and Interest (Fee Simple)

All of PIN 26845-0074 (LT)

Legally described as PT LT 227 BLK CC PL 83 AS IN D396786; S/T D396786; T/W D396786 ; UXBRIDGE

Municipal Address: 43 Brock Street West, and any other address by which the lands legally described above are municipally known or referred to.

Collectively, the “**Subject Lands**”.

for the purposes of economic and social development of Downtown Uxbridge in furtherance of the Township’s Downtown Community Improvement Plan, the Township’s Official Plan, the 2020 Downtown Uxbridge Vision, and all activities ancillary thereto.

AND WHEREAS Section 11 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended (the “**Municipal Act**”) confers on the Township jurisdiction in respect of economic, social and environmental well-being of the municipality;

AND WHEREAS Section 28(3) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended (the “**Planning Act**”) confers on the Township the power to acquire land within the community improvement project area where a by-law has been passed under Section 28(2) of the *Planning Act*.

AND WHEREAS Section 6 of the *Municipal Act* confers on the Township the power to expropriate land in accordance with the *Expropriations Act*, R.S.O. 1990, c. E.26, as amended;

NOW THEREFORE The Council of The Corporation of the Township of Uxbridge hereby enacts as follows:

1. That the Council of the Corporation of the Township of Uxbridge hereby approves the making of an Application for Approval to Expropriate the Subject Lands by the Corporation of the Township of Uxbridge for the purposes of economic and social development of Downtown Uxbridge in furtherance of the Township’s Downtown Community Improvement Plan, the Township’s Official Plan, the 2020 Downtown Uxbridge Vision, and all activities ancillary thereto.
2. That an Application for Approval to Expropriate Land be made by the Township in respect of the Subject Lands and that an Application be executed by the Mayor

and Director of Legislative Services & Township Clerk, attached as **Schedule "A"**.

3. That a Notice of Application for Approval to Expropriate Land be executed on behalf of the Township by the Mayor and Director of Legislative Services & Township Clerk, attached as **Schedule "B"**, and that the Notice be served and published in accordance with the *Expropriations Act*, R.S.O. 1990, c. E.26, as amended (the "**Expropriations Act**").

4. That the Director of Legislative Services & Township Clerk be authorized to forward to the Ontario Land Tribunal (the "OLT") any requests for an inquiry that are received, and that the Township be represented at any such inquiry ("**Hearing of Necessity**") or proceeding held under the *Expropriations Act*.

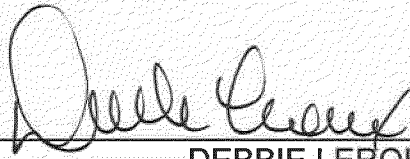
5. That Staff report back to Council in the event a report is received from the OLT pursuant to any Hearing of Necessity held under the *Expropriations Act*.

6. That Staff report back to Council for approval to expropriate the Subject Lands where no Hearing of Necessity is required, or such request is withdrawn in accordance with the *Expropriations Act*, or if an amicable transaction is negotiated with the property owners.

READ a FIRST, SECOND and THIRD Time and finally passed this 24th day of June, 2024.



DAVE BARTON
MAYOR



DEBBIE LEROUX
CLERK

Schedule "A" – Application for Approval to Expropriate Land

**APPLICATION FOR APPROVAL TO EXPROPRIATE LAND
Form 1**

Expropriations Act, R.R.O. 1990, Reg. 363

To: The Council of the Corporation of the Township of Uxbridge
51 Toronto Street South
Uxbridge, Ontario L9P 1T1

IN THE MATTER OF the proposed expropriation of lands by The Corporation of the Township of Uxbridge being:

All Right, Title and Interest (Fee Simple)

All of PIN 26845-0072 (LT)

Legally described as PT LT 227 BLK CC PL 83 AS IN CO118922 EXCEPT CO139709 & D396786 ; *S/TCO139709*; UXBRIDGE

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for the purposes of economic and social development of Downtown Uxbridge in furtherance of the Township's Downtown Community Improvement Plan, the Township's Official Plan, the 2020 Downtown Uxbridge Vision, and all activities ancillary thereto.

APPLICATION IS HEREBY MADE for approval to expropriate the lands and interests described herein.

The expropriating authority is:
The Corporation of the Township of Uxbridge
51 Toronto Street South
Uxbridge, Ontario L9P 1T1

Dated at the Township of Uxbridge this ____ day of _____, 2024.

The Corporation of the Township of Uxbridge

Dave Barton, Mayor

Debbie Leroux, Director of Legislative Services & Township Clerk
I/we have authority to bind the Corporation.

Schedule "B" – Notice of Application for Approval to Expropriate Land

**NOTICE OF APPLICATION FOR APPROVAL TO EXPROPRIATE LAND
Form 2**

Expropriations Act, R.R.O. 1990, Reg. 363

IN THE MATTER OF AN APPLICATION by **The Corporation of the Township of Uxbridge** for approval to expropriate lands described as follows:

All Right, Title and Interest (Fee Simple)

All of PIN 26845-0072 (LT)

Legally described as PT LT 227 BLK CC PL 83 AS IN CO118922 EXCEPT CO139709 & D396786 ; *S/TCO139709*; UXBRIDGE

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for the purposes of economic and social development of Downtown Uxbridge in furtherance of the Township's Downtown Community Improvement Plan, the Township's Official Plan, the 2020 Downtown Uxbridge Vision, and all activities ancillary thereto.

NOTICE IS HEREBY GIVEN that application has been made for approval to expropriate the lands and interests described herein.

Any owner of land in respect of which notice is given who desires a hearing into whether the taking of such land is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority shall so notify the approving authority in writing,

- a) In the case of a registered owner, served personally or by registered mail within thirty days after the registered owner is served with the notice, or, when the registered owner is served by publication, within thirty days after the first publication of the notice;

b) In the case of an owner who is not a registered owner, within thirty days after the first publication of the notice.

The approving authority is:

The Council of the Corporation of the Township of Uxbridge
51 Toronto Street South
Uxbridge, Ontario L9P 1T1

The expropriating authority is:

The Corporation of the Township of Uxbridge
51 Toronto Street South
Uxbridge, Ontario L9P 1T1
Attention: Debbie Leroux, Township Clerk

Dated at the Township of Uxbridge this ____ day of _____, 2024.

The Corporation of the Township of Uxbridge

Dave Barton, Mayor

Debbie Leroux, Director of Legislative Services & Township Clerk

I/we have authority to bind the Corporation.