

A by-law to authorize the execution and issuance of a Certificate of Approval under the *Expropriations Act*, R.S.O. 1990, c. E.26

WHEREAS The Corporation of the City of Mississauga (the “City”) through its BRT Project Office is responsible for the design and construction of the Dundas Bus Rapid Transit Project (the “Project”);

AND WHEREAS the BRT Project Office through a preliminary 30% design have determined a requirement for a temporary limited interest in property in the form of a temporary easement from the owners of 435 Hensall Circe in Ward 7, in order to effectively construct the Project;

AND WHEREAS the temporary easement lands which are required for constructing the Project form a part of the common elements of Peel Standard Condominium Corporation No. 738 (“PCC 738”);

AND WHEREAS the City and the Board of Directors for PCC 738 have agreed that the temporary limited property interest can be acquired by the City expeditiously through expropriation proceedings under the *Expropriations Act*, R.S.O. 1990, c E 26;


AND WHEREAS the City and the Board of Directors for PCC 738, have finalized and executed a Settlement and Release Agreement, as amended, to settle all the compensation issues;

AND WHEREAS the Mayor and City Clerk executed By-law 0012-2024 authorizing the commencement of expropriation proceedings against PCC 738 and the City thereafter served PCC 738 with a Form 2 Notice of Application for Approval to Expropriate Land, as prescribed by the *Expropriations Act*, R.S.O. 1990, c. E.26;

NOW THEREFORE the Council for The Corporation of the City of Mississauga ENACTS as follows:

1. That City Council, sitting as the Approval Authority under the *Expropriations Act*, R.S.O. 1990, c. E.26, hereby approves the expropriation of the temporary limited property interest as described in the Certificate of Approval, being legally described as Part of the Common Elements, Peel Standard Condominium Plan 738 in the City of Mississauga, in the Regional Municipality of Peel, designated as Part 1 on Reference Plan 43R-41177, comprising an area of 29 square metres.
2. That the Mayor and the City Clerk are hereby authorized to execute the Certificate of Approval on behalf of the Approving Authority, in the form attached to the Corporate Report dated January 22, 2024, and hereby delegate authority to the City Solicitor or her designate to register same on title.

ENACTED and PASSED this day of , 2024.

Approved by Legal Services City Solicitor City of Mississauga

Maja Mitrovic
Date: March 4, 2024
File: PO.12-23.BRT.11

MAYOR

CLERK