

Expropriations Act, R.S.O. 1990, c. E.26.

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

IN THE MATTER OF an application by The Regional Municipality of Halton for approval to expropriate a fee simple, permanent easement and a 24-month temporary easement interest in the lands described in Schedule A set out herein, registered in the Land Registry Office for the Land Titles Division of Halton Region No. (20), for the purpose of facilitating the widening and reconstruction of Tremaine Road (Regional Road No. 22) between Derry Road (Regional Road No. 7) and Britannia Road (Regional Road No. 6) ("Tremaine Road Reconstruction"). In the case of the permanent easement interests, for the relocation, construction and maintenance of public utilities including, but not limited to, hydro poles, guy wires, anchors and tiebacks, ancillary and necessary to the reconstruction of Tremaine Road; for the construction and/or reconstruction and maintenance of bridges and drainage works including, but not limited to, the installation of a storm water management system and/or placement of pipes, culverts and other material, grading, access for the construction and/or reconstruction and maintenance of drainage works, bridges, ditches, and culverts ancillary and necessary to the Tremaine Road Reconstruction; and for the free, uninterrupted and unobstructed right and easement, to enter with all necessary vehicles, workmen, machinery, equipment, supply and other material required at all times for the purpose of facilitating the realignment of Indian Creek's watercourse to allow for efficient drainage to the reconstructed culvert on Tremaine Road to reconstruct both Indian Creek's banks and bed with the use of rifflepool sequencing to ensure the long-term stability of the watercourse, and the on-going monitoring, inspecting, patrolling, repairing, altering and maintenance of the realigned Creek, its water flow, and new and existing species. In the case of the 24-month temporary easement interest, to enter with all necessary vehicles, machinery, equipment and other material required to facilitate the construction and maintenance of the Tremaine Road reconstruction, including, but not limited to, grading, placement and storage of soil and other material, installation of a storm drainage system, construction staging and construction ingress and egress associated with the Tremaine Road Reconstruction, in the Town of Milton and works ancillary thereto.

NOTICE IS HEREBY GIVEN that application has been made for approval to expropriate a fee simple, permanent easement and a temporary easement interest in the lands described in Schedule A set out herein, registered in the Land Registry Office for the Land Titles Division of Halton Region No. (20), for the purpose of facilitating the widening and reconstruction of Tremaine Road (Regional Road No. 22) between Derry Road (Regional Road No. 7) and Britannia Road (Regional Road No. 6) ("Tremaine Road Reconstruction"). In the case of the permanent easement interests, for the relocation, construction and maintenance of public utilities including, but not limited to, hydro poles, guy wires, anchors and tiebacks, ancillary and necessary to the reconstruction of Tremaine Road; for the construction and/or reconstruction and maintenance of bridges and drainage works including, but not limited to, the installation of a storm water management system and/or placement of pipes, culverts and other material, grading, access for the construction and/or reconstruction and maintenance of drainage works, bridges, ditches, and culverts ancillary and necessary to the Tremaine Road Reconstruction; and for the free, uninterrupted and unobstructed right and easement, to enter with all necessary vehicles, workmen, machinery, equipment, supply and other material required at all times for the purpose of facilitating the realignment of Indian Creek's watercourse to allow for efficient drainage to the reconstructed culvert on Tremaine Road to reconstruct both Indian Creek's banks and bed with the use of rifflepool sequencing to ensure the long-term stability of the watercourse, and the on-going monitoring, inspecting, patrolling, repairing, altering and maintenance of the realigned Creek, its water flow, and new and existing species. In the case of the 24-month temporary easement interest, to enter with all necessary vehicles, machinery, equipment and other material required to facilitate the construction and maintenance of the Tremaine Road reconstruction, including, but not limited to, grading, placement and storage of soil and other material, installation of a storm drainage system, construction staging and construction ingress and egress associated with the Tremaine Road Reconstruction, in the Town of Milton and works ancillary thereto.

Any owner of lands in respect of which notice is given who desires an inquiry 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 (30) days after the registered owner is served with the notice, or, when the registered owner is served by publication, within thirty (30) days after the first publication of the notice;
- (b) in the case of an owner who is not a registered owner, within thirty (30) days after the first publication of the notice.

A copy of the draft plans referred to in Schedule A herein are available for viewing at the Clerk's Office of the Regional Municipality of Halton at 1151 Bronte Road, Oakville, Ontario L6M 3L1 during regular business hours.

The approving authority is:  
The Council of The Regional Municipality of Halton  
1151 Bronte Road, Oakville, Ontario L6M 3L1

The expropriating authority is:  
The Regional Municipality of Halton  
1151 Bronte Road, Oakville, Ontario L6M 3L1

**SCHEDULE A**

Those lands in the Town of Milton in the Regional Municipality of Halton described as follows:

**Fee Simple**

- Part of Lot 10, Concession 7 New Survey (Nelson) designated as Part 1 on Draft Reference Plan O.L.S. # 13-47-3D prepared by Cunningham McConnell Limited (Part of PIN 24935-0126 (LT));
- Part of Lot 9, Concession 7 New Survey (Nelson) designated as Parts 1, 2 and 3 on Draft Reference Plan O.L.S. #13-47-2C prepared by Cunningham McConnell Limited (Part of PIN 24935-5007 (LT));
- Part of Lot 8, Concession 7 New Survey (Nelson) designated as Parts 1 and 7 on Draft Reference Plan O.L.S. #13-47-1B prepared by Cunningham McConnell Limited (Part of PINs 24935-5009 (LT) and 24935-5010 (LT));
- Part of Lots 7 and 8, Concession 1 New Survey (Trafalgar) designated as Part 9 on Draft Reference Plan O.L.S. #13-47-1B prepared by Cunningham McConnell Limited (Part of PIN 24935-0119 (LT));
- Part of Lot 7, Concession 7 New Survey (Nelson) designated as Part 1 on Draft Reference Plan O.L.S. #13-47-4D prepared by Cunningham McConnell Limited (Part of PIN 24935-3181 (LT));
- Part of Lot 7, Concession 1 New Survey (Trafalgar) designated as Parts 4 and 6 on Draft Reference Plan O.L.S. #13-47-4D prepared by Cunningham McConnell Limited (Part of PIN 24935-3795 (LT));
- Part of Lot 6, Concession 7 New Survey (Nelson) designated as Parts 3 and 5 on Draft Reference Plan O.L.S. #13-47-6D prepared by Cunningham McConnell Limited (Part of PIN 24935-0021 (LT));
- Part of Lot 5, Concession 7 New Survey (Nelson) designated as Part 1 on Draft Reference Plan O.L.S. #13-47-7B prepared by Cunningham McConnell Limited (Part of PIN 24934-0007 (LT));
- Part of Lot 5, Concession 1 New Survey (Trafalgar) designated as Part 3 on Draft Reference Plan O.L.S. #13-47-7B prepared by Cunningham McConnell Limited (Part of PIN 24934-0136 (LT)); and
- Part of Lot 6, Concession 1 New Survey (Trafalgar) designated as Parts 1 and 2 on Draft Reference Plan O.L.S. #13-47-5B prepared by Cunningham McConnell Limited (Part of PIN 24935-4514 (LT)).

**Permanent Easements**

- Part of Lot 10, Concession 7 New Survey (Nelson) designated as Part 4 on Draft Reference Plan O.L.S. # 13-47-3D prepared by Cunningham McConnell Limited (Part of PIN 24935-0126 (LT));
- Part of Lot 8, Concession 7 New Survey (Nelson) designated as Parts 2, 3, 4 and 8 on Draft Reference Plan O.L.S. #13-47-1B prepared by Cunningham McConnell Limited (Part of PIN 24935-5009 (LT));
- Part of Lots 7 and 8, Concession 1 New Survey (Trafalgar) designated as Parts 10, 11, 12, 13 and 14 on Draft Reference Plan O.L.S. #13-47-1B prepared by Cunningham McConnell Limited (Part of PIN 24935-0119 (LT));
- Part of Lot 7, Concession 7 New Survey (Nelson) designated as Part 2 on Draft Reference Plan O.L.S. #13-47-4D prepared by Cunningham McConnell Limited (Part of PIN 24935-3181 (LT));
- Part of Lot 7, Concession 1 New Survey (Trafalgar) designated as Parts 5, 7, 8, 9, 10 and 11 on Draft Reference Plan O.L.S. #13-47-4D prepared by Cunningham McConnell Limited (Part of PIN 24935-3795 (LT));
- Part of Lot 6, Concession 7 New Survey (Nelson) designated as Parts 1, 2 and 4 on Draft Reference Plan O.L.S. #13-47-6D prepared by Cunningham McConnell Limited (Part of PIN 24935-0021 (LT));
- Part of Lot 6, Concession 1 New Survey (Trafalgar) designated as Parts 3 and 4 on Draft Reference Plan O.L.S. #13-47-5B prepared by Cunningham McConnell Limited (Part of PIN 24935-4514 (LT));
- Part of Lot 9, Concession 7 New Survey (Nelson) designated as Parts 4, 5, 6 and 7 on Draft Reference Plan O.L.S. #13-47-2C prepared by Cunningham McConnell Limited (Part of PIN 24935-5007 (LT)).

**Temporary Easement**

- Part of Lot 10, Concession 7 New Survey (Nelson) designated as Part 5 on Draft Reference Plan O.L.S. # 13-47-3D prepared by Cunningham McConnell Limited (Part of PIN 24935-0126 (LT));
- Part of Lot 8, Concession 7 New Survey (Nelson) designated as Part 5 on Draft Reference Plan O.L.S. #13-47-1B prepared by Cunningham McConnell Limited (Part of PIN 24935-5009 (LT));
- Part of Lot 6, Concession 1 New Survey (Trafalgar) designated as Part 5 on Draft Reference Plan O.L.S. #13-47-5B prepared by Cunningham McConnell Limited (Part of PIN 24935-0042 (LT));
- Part of Lot 5, Concession 7 New Survey (Nelson) designated as Part 2 on Draft Reference Plan O.L.S. #13-47-7B prepared by Cunningham McConnell Limited (Part of PIN 24934-0007 (LT)); and
- Part of Lot 7, Concession 7 New Survey (Nelson) designated as Part 3 on Draft Reference Plan O.L.S. #13-47-4D prepared by Cunningham McConnell Limited (Part of PIN 24935-3181 (LT)).