STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPMENT

MOTIONS

Minute No. 290
Moved by Councillor Fielding,
Seconded by Councillor Wyatt,

WHEREAS

(a) Pursuant to its By-law No. 180/2008, The City of Winnipeg authorized the expropriation of the lands described therein and made a Declaration of Expropriation dated the 17th day of December, 2008; and

(b) The Lieutenant Governor in Council has deemed it necessary or expedient in the public interest to direct the confirming authority to make its order confirming the Declaration of Expropriation without an inquiry being conducted under Schedule "A" to The Expropriation Act;

THEREFORE BE IT RESOLVED that the Declaration of Expropriation dated the 17th day of December, 2008, made pursuant to By-law No. 180/2008 and expropriating the following lands:

Firstly: The lands taken for Works and shown as Parcels A, B, C, D, E, F, G, H, J, K, L and M on Plan Deposit 1448/2008 WLTO, prepared by Albert Gerhard Degner, of the City of Winnipeg, Manitoba Land Surveyor, hereto attached, and

Secondly: A right-of-way for all purposes as appurtenant to firstly: Lot 2 and Lots 27 to 36, Block 13, Plan 208 WLTO (W Div) exc out of said Lots 2, 35 and 36 all those portions taken for Pembina Highway in RL 31 to 35 Parish of St Boniface and secondly: all that portion of RL 32 of the Parish of St Boniface lying between the Eastern limit of said Lot 2 and the Western limit of said Lot 36 and bounded on the South by the straight production Ely of the southern limit of said Lot 2 and on the Northwest by the Southeastern limit of Pembina Highway, over and upon all those portions of Lots 25 and 26, in said Block 13, bounded as follows: on the Southeast by the Northwestern limit of the land taken for Railway Right-of-Way Plan 357 WLTO on the West by the Western limit of said Lot 26 on the South by a straight line drawn from the Southwest angle of said Lot 26 to a point in the said Northwestern limit distant Northerly thereon 21 feet from the Southern limit of said Lot 26 on the North by a straight line drawn from a point in the Western limit of said Lot 26 distant Northerly thereon 40 feet from the Southwest corner of said Lot 26 to the intersection of the Eastern limit of said Lot 25 with the said Northwestern limit,

is hereby confirmed.

The aforesaid lands are expropriated free of encumbrances.

Standing Policy Committee on Property and Development - Motions (continued):

The aforesaid lands except mines, minerals and named substances which are excepted from or not included in the Certificate of Title of the registered owner of the surface under The Real Property Act or are not owned by the owner of the surface under The Registry Act, and except reservations in favour of the Crown as excepted from the Title of the owner of the surface, or to which Title is subject by implication under the provisions of The Real Property Act.

Carried

Minute No. 291
Moved by Councillor Fielding,
Seconded by Councillor Wyatt,

WHEREAS

(a) Pursuant to its By-law No. 181/2008, The City of Winnipeg authorized the expropriation of the temporary interest in land described therein and made a Declaration of Expropriation dated the 17th day of December, 2008; and

(b) The Lieutenant Governor in Council has deemed it necessary or expedient in the public interest to direct the confirming authority to make its order confirming the Declaration of Expropriation without an inquiry being conducted under Schedule "A" to The Expropriation Act;

THEREFORE BE IT RESOLVED that the Declaration of Expropriation dated the 17th day of December, 2008, made pursuant to By-law No. 181/2008 and expropriating the following temporary interest in land:

> The Easement taken for Work Space as the same is shown bordered on Plan Deposition 1504/2008 WLTO, prepared by Albert Gerhard Degner, Manitoba Land Surveyor,

is hereby confirmed.

The aforesaid interest in land is expropriated free of encumbrances.

The aforesaid interest in land excepts mines, minerals and named substances which are excepted from or not included in the Certificate of Title of the registered owner of the surface under The Real Property Act or are not owned by the owner of the surface under The Registry Act, and excepts reservations in favour of the Crown as excepted from the Title of the owner of the surface, or to which Title is subject by implication under the provisions of The Real Property Act.

Carried