THE CITY OF WINNIPEG

BY-LAW NO. 32/2015

A By-law of THE CITY OF WINNIPEG to acquire land for the purpose of extending and widening St. Matthews Avenue and widening St. James Street for Polo Park Area Infrastructure Improvements, in the City of Winnipeg, in Manitoba and to repeal By-Law No. 47/2014.

WHEREAS pursuant to The City of Winnipeg Charter and in particular sections 204 and 205, the City may expropriate land and improvements considered necessary for its purposes;

NOW THEREFORE THE CITY OF WINNIPEG, in Council assembled, enacts as follows:

1 The City hereby expropriates the following land:

Firstly,

The lands taken for Works and shown as Parcels A, B, C, D, E, H, J, K, N and P on Plan Deposit 522/2014 WLTO, prepared by Donald Neil Bourgeois, of the City of Winnipeg, Manitoba Land Surveyor, hereto attached,

Secondly,

The lands taken for St. James Street as shown on Plan Deposit 567/2014 WLTO, prepared by Donald Neil Bourgeois, of the City of Winnipeg, Manitoba Land Surveyor, hereto attached,

for the purpose of extending and widening St. Matthews Avenue and widening St. James Street for Polo Park Area Infrastructure Improvements, in the City of Winnipeg, in Manitoba.

2 The lands described in section 1 are expropriated free of encumbrances, except for Instrument Nos. **2587830/1, 3267550/1, 2568855/1**.

3 The land described in section 1 excepts:

a) 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

b) 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.

4 The proper officers of the City are hereby authorized, instructed and empowered to do all things necessary to complete the expropriation of all land referred to in this By-law in accordance with the provisions of The City of Winnipeg Charter and The Expropriation Act.

5 By-law No. 47/2014 is repealed.

DONE AND PASSED this 25th day of March, 2015.

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Mayor

_____
City Clerk

ADMINISTRATIVE APPROVALS:

Approved as to legal description:

_____
Donald Neil Bourgeois, M.L.S.
for Marc Pittet, Acting Director
Planning, Property and Development Department

Approved as to details:

_____
Brad Sacher, Director,
Public Works Department

Approved as to form:

_____
Angela Czarnecki, Solicitor
for Krista Boryskavich,
Acting Director of Legal Services and City Solicitor

_____
Michael Jack,
Acting Chief Administrative Officer