



Administrative Report

Office of the Director of Infrastructure Services

To: Warden McNamara and Members of County Council

**From: Jane Mustac, P. Eng.
Director of Infrastructure Services/County Engineer**

Date: Wednesday, March 04, 2020

Subject: County Road 42 – Expropriation Phases 2, 3, and 5

Report #: 2020-0304-IS-R008-JM

Purpose

The purpose of this report is to provide County Council information and recommendation pertaining to the widening of County Road (CR) 42 and required land acquisitions.

Background

Preliminary and Detailed Design of County Road 42 and County Road 43 Diversion has commenced with construction planned with the following phasing schedule:

- **Phase 1** (2020/2021)– Construction of a multi-lane roundabout at the CR 42/CR 19 intersection.
- **Phase 2** (2021/2022)– Underground works to accommodate the widening of CR 42 from CR 19 to the newly aligned CR 43
- **Phase 3** (2022/2023)- Aboveground works to accommodate lane capacity and urban design features on CR 42 from CR 19 to the newly aligned CR 43
- **Phase 4** (2024) – CR 43 (Banwell Diversion), including the construction of the roundabout at CR 42/CR 43; and

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- **Phase 5** (2025) – Widening of CR 42 from 2 lanes to 4 lanes from the newly aligned CR 43 to the City/County boundary

Discussion

In order to accommodate the roadway improvements it is necessary for several parcels of land to be acquired by the County of Essex. County Council approved the commencement of the Expropriation Process to acquire the lands in January, 2020. The County made an “Application for Approval to Expropriate” dated January 16, 2020 to expropriate the required parcels. Since then, a number of property owners have indicated they are interested in willingly selling their portions of the affected lands. The County is working with these individuals, as well as the remaining property owners, to enter into Agreements of Purchase and Sale.

It is now appropriate for the County of Essex to grant approval to expropriate, through adoption of By-law No. 2020-10, the properties identified in the County Solicitors report to Council.

Negotiations with the property owners have commenced, however given the timelines required under the Expropriation Process it is necessary to commence the formal process in order to be in a position to acquire the land allowing preliminary works for construction to begin in early 2020.

Financial Implications

Funds are included in the 2020 Infrastructure Services budget to complete negotiations with each of these property owners for the purposes of acquiring the parcels of land for CR 42 widening.

Recommendation

That County Council authorize the execution of By-law 2020-10 for the expropriation of certain lands for the widening of a portion of County Road 42 (Phases 2,3, and 5).

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Respectfully Submitted

Jane Mustac

Originally Signed by

Jane Mustac, P.Eng, Director of Infrastructure Services/County Engineer

Concurred With,

Robert Maisonville

Originally Signed by

Robert Maisonville, Chief Administrative Officer

Appendix No.	Title of Appendix
A	County Road 42 Phasing Plan
B	Reference Plan 12R7999 Phase 2
C	Reference Plan 12R28003 Phase 3
D	Reference Plan 12R28000 Phase 5