**Committee Report**

<table>
<thead>
<tr>
<th>To:</th>
<th>Warden Halliday and Members of Grey County Council</th>
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<tbody>
<tr>
<td>Committee Date:</td>
<td>June 14, 2018</td>
</tr>
<tr>
<td>Subject / Report No:</td>
<td>Addendum To Report TR-CW-28-18</td>
</tr>
<tr>
<td>Title:</td>
<td>Grey Road 17 Road Widening Acquisitions</td>
</tr>
<tr>
<td>Prepared by:</td>
<td>Lacey Thompson, Land Acquisition Specialist</td>
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<tr>
<td>Reviewed by:</td>
<td>Pat Hoy, Director of Transportation Services</td>
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<td>Lower Tier(s) Affected:</td>
<td>Township of Georgian Bluffs</td>
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<td>Status:</td>
<td>Recommendation adopted by Committee of the Whole as presented; Endorsed by County Council on June 28, 2018.</td>
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**Recommendation**

1. That Addendum to Report TR-CW-28-18 be received and that the County of Grey enter into Road Widening Acquisition Agreements to acquire additional lands for Grey Road 17 road widening and construction identified as:

   Part 4 of Lot 21 Concession 19 Township of Georgian Bluffs (in the former geographic Township of Keppel) Reference Plan 16R-10973; and

   Parts 14, 16 & 18 of Lot 22 Concession 19 Township of Georgian Bluffs (in the former geographic Township of Keppel) Reference Plan 16R-10973.

**Executive Summary**

Additional lands that were not identified in Report TR-CW-28-18 are required from two landowners on Grey Road 17 to accommodate road widening for construction.

**Background and Discussion**

Report TR-CW-28-18 was presented at the May 10, 2018 Committee of the Whole meeting regarding the acquisition of land adjacent to Grey Road 17 located in Georgian Bluffs. At the May 10, 2018 meeting, Council resolved to enter into Road Widening Acquisition Agreements to acquire properties identified as:
Part 1 of Lot 21 Concession 20 Township of Georgian Bluffs (in the former geographic Township of Keppel) Reference Plan 16R-10973, and;

Parts 2, 3 and 5 of Lot 21 Concession 19 Township of Georgian Bluffs (in the former geographic Township of Keppel) Reference Plan 16R-10973, and;

Parts 13, 15, 17 and 19 of Lot 22 Concession 19 Township of Georgian Bluffs (in the former geographic Township of Keppel) Reference Plan 16R-10973.

As indicated in the original report, a portion of Grey Road 17 was not constructed within the legally defined road right-of-way.

Since the original report was presented, Staff discovered that the initial engineering review of lands to be acquired did not include the parcels that are currently occupied by the existing travelled road, which are in the name of the adjacent landowners.

Section 65 of the Municipal Act states that:

(1) If, before January 1, 2003, a municipality by mistake opened a highway not wholly upon the original road allowance, the land occupied by the highway shall be deemed to have been expropriated by the municipality and no person on whose land the highway was opened may bring an action in respect of the opening of the highway or to recover possession of the land.

The additional lands are being transferred to the County for no consideration as the abutting landowners did not own the lands at the time the road was built.

Legal and Legislated Requirements

The property transfers and associated land plans will be deposited at the Registry Office.

The agreements follow the County’s standard land acquisition agreement and policy.

Financial and Resource Implications

The additional lands will be added to the transfer of the purchased lands outlined in the original report TR-CW-28-18 presented at the May 10, 2018 Committee of the Whole meeting. The financial implications set out in the original report will not be affected by the addition of these lands.

Relevant Consultation

☒ Internal
Grey County Committee of the Whole by way of this Report
Clerks Department

☒ External
Property 2 Owners
Property 3 Owners

Appendices and Attachments

TR-CW-28-18 Road Widening Acquisitions Grey Road 17
Property 2 Reference Plan 16R-10973 Additional Lands
Property 3 Reference Plan 16R-10973 Additional Lands
Property 2 Reference Plan 16R-10973 Additional Lands