

# DECISION/DIRECTION NOTE

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**Title:** Expropriation of the bulb on Fort Amhersts Road

**Date Prepared:** November 15, 2023

**Report To:** Regular Meeting of Council

**Councillor and Role:** Councillor Carl Ridgeley

**Ward:** Ward 5

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## Decision/Direction Required:

That Council approve the expropriation of a portion of the bulb on Fort Amherst Road, as shown on the attached plot plan.

## Discussion – Background and Current Status:

The Legal Department was contacted by the Roads Division last year to acquire the remainder of the bulb in Fort Amherst Road. Since then, the Legal Department has been in negotiations with the property owner, or their representative, regarding the acquisition of same. This property has been valued by the City's Assessment Division at \$9.00-\$11.00 per square foot. The property owner's representative has come back with a counter-offer of \$30.00 per square foot. Given how far apart the City and property owners is, and the urgency to have this bulb acquired prior to the winter season starting, expropriation of this property, with compensation to be settled after the fact would be the appropriate course of action.

The City will also prepare the required surveys and pay reasonable legal fees associated with the acquisition of this property.

## Key Considerations/Implications:

1. Budget/Financial Implications: City to pay a negotiated rate per square foot, plus reasonable legal fees.
2. Partners or Other Stakeholders: Property owner at 59 Fort Amherst Road
3. Alignment with Strategic Directions:

An Effective City: Ensure accountability and good governance through transparent and open decision making.

Choose an item.

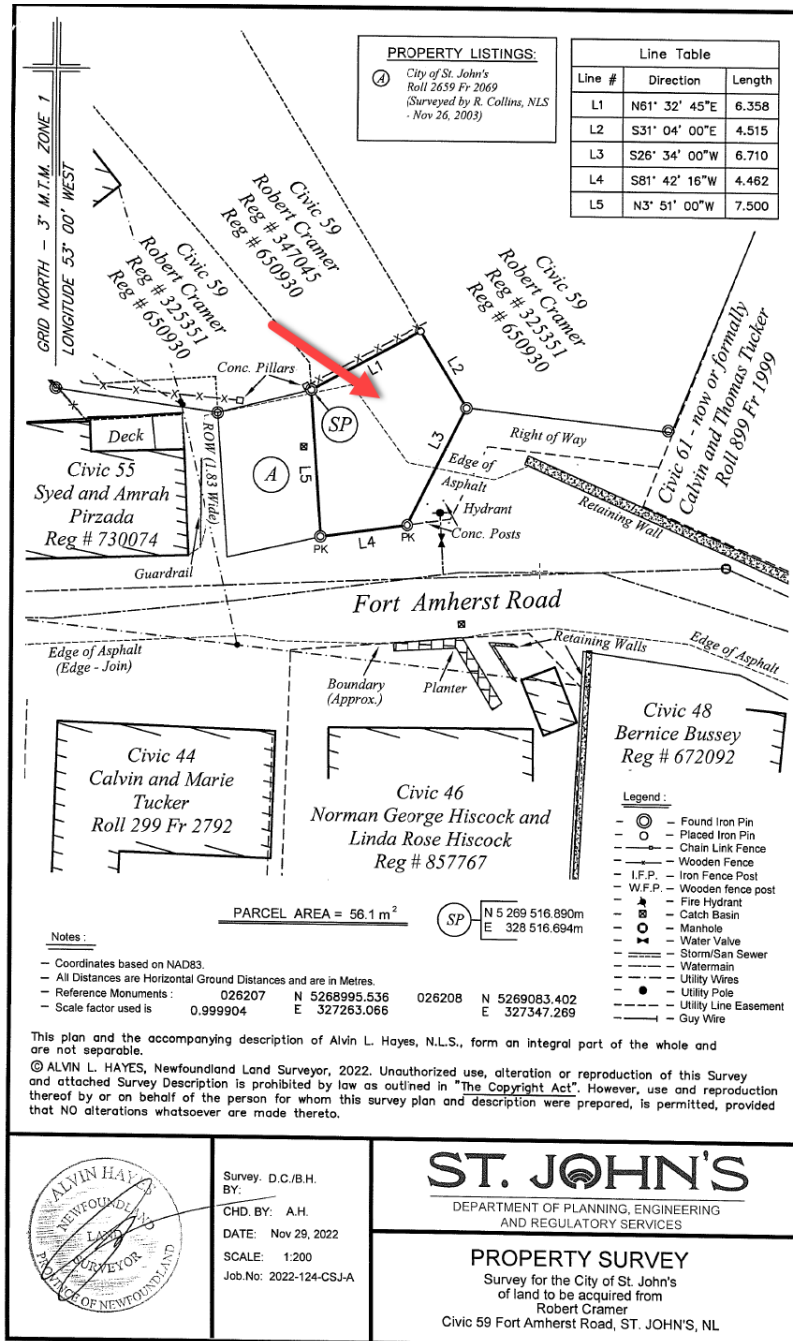
# ST. JOHN'S

4. Alignment with Adopted Plans: An Effective City
5. Accessibility and Inclusion: N/A
6. Legal or Policy Implications: N/A
7. Privacy Implications: N/A
8. Engagement and Communications Considerations: N/A
9. Human Resource Implications: N/A
10. Procurement Implications: N/A
11. Information Technology Implications: N/A
12. Other Implications: N/A

**Recommendation:**

That Council approve the expropriation of a portion of the bulb on Fort Amherst Road, as shown on the attached plot plan.

**Prepared by:** Linda S. Bishop, K.C. – Senior Legal Counsel  
**Approved by:** Cheryl Mullett – City Solicitor



**Report Approval Details**

Document Title:	Expropriation of bulb on Fort Amherst Road.docx
Attachments:	
Final Approval Date:	Nov 15, 2023

This report and all of its attachments were approved and signed as outlined below:

**Cheryl Mullett - Nov 15, 2023 - 11:13 AM**