



# ROTHESAY COUNCIL

SPECIAL SESSION  
Friday, April 29, 2011  
MINUTES



PRESENT: MAYOR WILLIAM J. BISHOP  
DEPUTY MAYOR BLAIR MacDONALD  
COUNCILLOR SCOTT COCHRANE  
COUNCILLOR TERRY KILFOIL  
COUNCILLOR NORMA MULLETT  
COUNCILLOR DON SHEA  
TOWN MANAGER JOHN JARVIE

ABSENT: COUNCILLOR PAT GALLAGHER JETTE  
COUNCILLOR TOM YOUNG  
TOWN CLERK MARY JANE BANKS  
DIRECTOR OF OPERATIONS (DO) SCOTT HATCHER  
DIRECTOR OF DEVELOPMENT SERVICES (DDS) GAY DRESCHER

Mayor Bishop called the Special Session to order at 12:16 p.m.

**PID# 30189617 (portion of) Property Expropriation, Parcel 2011-1, Hampton Road**  
19 April 2011 Letter from Expropriations Advisory Officer  
Draft Motion

**MOVED** by Counc. Cochrane and seconded by Counc. Shea:

WHEREAS Council by Resolution dated February 14, 2011, authorized the commencement of expropriation proceedings and the filing with the Expropriations Advisory Officer of a Notice of Intention to Expropriate the lands and premises hereinafter described;

AND WHEREAS a Notice of Intention to Expropriate the hereinafter described lands and premises was filed with the Expropriations Advisory Officer on March 14, 2011;

AND WHEREAS no Notice of Objection to the proposed expropriation was filed with the Expropriations Advisory Officer within the time prescribed by statute;

AND WHEREAS Council wishes to confirm the Notice of Intention to Expropriate.

NOW THEREFORE BE IT RESOLVED that Council does hereby confirm the Notice of Intention to Expropriate and does hereby authorize the expropriation of the lands and premises described as:

Parcel 2011-1 – Portion of PID 30189617

and the registration of a Notice of Expropriation of the lands and premises herebefore described in the New Brunswick Land Titles Office, subject to a six (6) metre wide public utility easement in favor of Aliant Telecom Inc. and New Brunswick Power Distribution and Customer Service Corporation;

AND FURTHER that Council has by resolution immediately preceding these presents authorized the expropriation of certain lands and premises and whereas Section 22(1) of the *Expropriation Act*, Chapter E-14 of the Revised Statutes of New Brunswick 1973 as amended, allows an Expropriating Authority to take physical possession of expropriated lands and premises and occupation as an owner as of the date of registration of the Notice of Expropriation, if at that time no owner is in occupation of the land;

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AND WHEREAS the following lands and premises:

Parcel 2011-1 – Portion of PID 30189617

are not occupied by the owners;

NOW THEREFORE Council does hereby authorize the taking of physical possession by  
Rothesay, the Expropriating Authority, of the following lands and premises:

Parcel 2011-1 – Portion of PID 30189617

on the date of registration of the Notice of Expropriation.

**CARRIED.**

**ADJOURNMENT**

**MOVED** by Counc. Kilfoil and seconded by Deputy Mayor MacDonald the meeting be  
adjourned.

**CARRIED.**

The meeting adjourned at 12:31 p.m.

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MAYOR

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ASSISTANT CLERK