

## **Ontario Municipal Board Hearing - Ontario Hydro Corridor (Disbursement of Funds)**

*(City Council on November 23, 24 and 25, 1999, adopted this Clause, without amendment.)*

**The Scarborough Community Council recommends that:**

- (1) Recommendation No. (2) in the following report not be approved; and**
- (2) consideration of the request by the North Bridlewood Residents' Association for additional funding be deferred until the Ontario Municipal Board has issued its final orders, and further, that the uncommitted portion of the defence fund not be returned to General Revenue but be retained until the final disbursement has been made.**

The Scarborough Community Council reports having tabled Recommendations Nos. (1) and (2) in the following report.

Purpose:

To advise the Community Council on the payments to Community and Ratepayers' Associations, in conjunction with the Ontario Municipal Board hearing, regarding the proposal for the Ontario Hydro Corridor by Graywood Investments Limited from McNicoll Avenue to Lawrence Avenue.

Financial Implications and Impact Statement:

None.

Recommendations:

It is recommended that:

- (1) the additional funds, in the amount of \$917.00 for the South Bridlewood Residents' Association and \$1,560 for the North Bridlewood Residents' Association be approved;
- (2) the request by the North Bridlewood Residents' Association for additional funding be approved in the amount of \$7349.00;
- (3) the total of all expenses paid including those for any additional hearing not exceed in total the \$50,000 approved by Council in June 1998.

Background:

A \$50,000 grant was authorized by City Council, at its meeting held on June 3, 4 and 5, 1998, from the Contingency Fund “to the Community in order that the Community may be a party to and participate in the Ontario Municipal Board hearing and fully present its position regarding the Ontario Hydro development proposal, subject to the Community Associations be requested to raise an equal amount”. It was further specified that these funds were to be used only for expenses for the hearing, such as legal counsel and expert witnesses. Council, at its meeting of October 1, 1998, specified that the \$50,000 grant be divided among six Community Associations on a matching basis to a maximum of \$8,333.00 for each group. The six Community Associations were:

1. North Bridlewood Residents’ Association.
2. South Bridlewood Residents’ Association.
3. Wishing Well Acres Community Association.
4. York Condominium Corp. No. 337 (1351 Bridletowne Circle).
5. Terraview / Willowfield Residents’ Association.
6. Dorset Park Community Residents’ Association.

Council also directed that the Treasurer, in consultation with the City Solicitor, report to the Scarborough Community Council respecting the amount left over, together with information as to how much in the way of matching funds each organization raised.

Comments:

The firm of Michael Izzard & Associates, Environmental Law & Consulting, was retained by the South Bridlewood Residents’ Association, the Wishing Well Acres Community Association and the York Condominium Corp. # 337 to assist in the hearing. Terraview / Willowfield Residents’ Association and Dorset Park Community Residents’ Association engaged Joseph F. Castrilli, Solicitor, Golden Associates and Steven Rowe, Environmental Planner to represent them at the hearing. North Bridlewood Residents’ Association was represented by Gowling, Strathy & Henderson, Barristers & Solicitors.

To date we have paid out \$37,992.13 as follows:

<b>ASSOCIATION</b>	<b>AMOUNT \$</b>
North Bridlewood Residents’ Association	9,893.00
South Bridlewood Residents’ Association	9,250.00
Wishing Well Acres Community Association	3,500.00
York Condominium Corp.	1,000.00
Terraview / Willowfield Residents’ Association	7,174.56
Dorset Park Community Residents’ Association	7,174.57
	<b>37,992.13</b>

In addition, North Bridlewood Residents' Association advises that they have raised \$17,242 in funds representing an additional \$7,349 above the \$9,893 in funds matched by the City.

All the other associations have matched the funds provided by the City. Except for the North Bridlewood Residents' Association, there has been no communication received from the associations indicating that they have any outstanding fees payable by them.

Conclusions:

The OMB hearing has been completed and it is believed that all requests for payment of fees incurred to date have been received from the associations. However, there is still an outstanding planning issue that may require a short hearing. It should be noted that staff inadvertently has paid the South Bridlewood Residents' Association \$917.00 and the North Bridlewood Residents' Association \$1,560.00 in excess of the amount approved by Council for each association. The full grant allocation was not required by the other associations leaving a balance of \$12,007.87 of the original allocation. Therefore Council is requested to approve the additional funds paid to the North Bridlewood Residents' Association and the South Bridlewood Residents' Association. The North Bridlewood Residents' Association has requested additional funding to help finance their unpaid bills. If further hearings are necessary North Bridlewood Residents' Association would incur further expenditures and likely seek additional funding.

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*(City Council on November 23, 24 and 25, 1999, had before it, during consideration of the foregoing Clause, a communication (undated) from Mr. Phil Egginton, President, South Bridlewood Community Association, requesting that Council defer its decision with respect to providing funds to the North Bridlewood Residents' Association to assist this organization to be a party in the Ontario Municipal Board hearing regarding the Ontario Hydro Corridor lands.)*