

Authority: Toronto and East York Community Council Item TE34.41, as adopted by City of Toronto Council on August 25, 26, 27 and 28, 2014 and MM35.29, by Councillor Joe Cressy, seconded by Councillor Gord Perks, as adopted by City of Toronto Council on December 5, 6, 7 and 8, 2017

CITY OF TORONTO

Bill 119

BY-LAW -2018

To amend By-law 56-2015, designating the property at 300 King Street West, in order to correct the legal description.

Whereas By-law 56-2015 designated the property at 300 King Street West (The Princess of Wales Theatre) under Part IV of the Ontario Heritage Act as being of cultural heritage value or interest; and

Whereas by the adoption of Item TE33.8 at its meeting of July 8, 9, 10 and 11, 2014, City Council approved plans to permit two tall buildings at 260-270 King Street West and 274-322 King Street West, known as the Mirvish + Gehry Project; and

Whereas the design of the approved east tower of the Mirvish + Gehry Project includes portions that extend over 300 King Street West (The Princess of Wales Theatre), above a height of approximately 33.5 metres; and

Whereas in order to ensure there is no uncertainty in respect of matters of legal title, a correction to the legal description in By-law 56-2015 is required in order to exclude the area of the portion of the west tower extending over 300 King Street West from the application of the designating by-law; and

Whereas subsection 30.1(2) of the Ontario Heritage Act authorizes the Council of a municipality to amend designating by-laws to correct the legal description of the property; and

Whereas in accordance with subsection 30.1(3) of the Ontario Heritage Act, where Council proposes to amend a designation by law in accordance with subsection 30.1(2), Council shall give the owner of the designated property written notice of the proposed amendment; and

Whereas by letter dated January 26, 2018, the Owner has served notice upon the City Clerk advising that it waives the giving of notice in accordance with subsection 30.1(3) and further waives the right to object to the proposed amendment in accordance with subsection 30.1(6) of the Ontario Heritage Act; and

Whereas the legal description set out in Schedule A attached to this by-law excludes the area of the portion of the west tower extending over 300 King Street West from the application of By-law 56-2015;

The Council of the City of Toronto enacts:

1. By-law 56-2015 is amended by deleting Schedule A and substituting Schedule A attached to this by-law.

2. The City Solicitor is authorized to cause a copy of this by-law to be registered against the property described in Schedule A to this by-law in the proper Land Registry Office.
3. The City Clerk is authorized to cause a copy of this by-law to be served upon the owners of the property at 300 King Street West and upon the Ontario Heritage Trust.

Enacted and passed on February , 2018.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)

SCHEDULE A
REVISED LEGAL DESCRIPTION

PIN 21411-0297

PART OF BLOCK A, PLAN 216E, DESIGNATED AS PART 3 ON PLAN 66R-29395;
CITY OF TORONTO