

Authority: Policy and Finance Committee Report No. 6, Clause No. 8,
as adopted by City of Toronto Council on July 20, 21 and 22, 2004
Enacted by Council: July 22, 2004

CITY OF TORONTO

BY-LAW No. 721-2004

To authorize the entering into of an agreement for the provision of municipal capital facilities respecting the Woodview Park Neighbourhood Branch Library and to authorize an exemption from taxation for municipal and school purposes.

WHEREAS subsection 110(1) of the *Municipal Act, 2001* provides that the council of a municipality may enter into agreements for the provision of municipal capital facilities with any person; and

WHEREAS paragraph 11 of section 2 of Ontario Regulation 46/94, as amended, prescribes municipal facilities for public libraries as eligible municipal capital facilities; and

WHEREAS Section 110(6) of the *Municipal Act 2001*, provides that the council of a municipality may pass by-laws exempting property, or a portion of it, from taxation for municipal and school purposes on which municipal capital facilities are located; and

WHEREAS Council is desirous of entering into an agreement for the provision of municipal capital facilities with the landlord of the Woodview Park Plaza at 2-20 Bradstock Road, in respect of the land leased by the Toronto Public Library Board for its Woodview Park Neighbourhood Branch Library and in providing the said exemption from taxation for the premises;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. The City of Toronto is authorized to enter into an agreement under subsection 110(1) of the *Municipal Act, 2001* (the "Agreement") with the landlord of the Woodview Park Plaza for the provision of a municipal capital facility for the Woodview Park Neighbourhood Branch Library with respect to the land leased by the Toronto Public Library Board at the Woodview Park Plaza at 2-20 Bradstock Road (the "Premises").
2. The Premises are exempt from taxation for municipal and school purposes while this by-law is in force and so long as it is used by the Toronto Library Board as a public library.
3. The tax exemptions referred to herein are effective from later of the date of the passing of this by-law and the execution of the Agreement.
4. This by-law shall be deemed repealed:
 - (a) If the Owner ceases to own the Premises without having assigned the Agreement to the new owner of the Premises;
 - (b) If the Toronto Library Board or its successor in law ceases to use the Premises for purposes of a public library;

- (c) When the Lease referred to in the Agreement or any renewal or extension of the Lease expires;
- (d) If the Lease referred to in the Agreement or any renewal or extension of the Lease is terminated, for any reason whatsoever; or
- (e) If the Agreement is terminated for any reason whatsoever.

ENACTED AND PASSED this 22nd day of July, A.D. 2004.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)