

Authority: Policy and Finance Committee Report No. 7, Clause No. 21,
as adopted by City of Toronto Council on September 28, 29, 30 and
October 1, 2004

Enacted by Council: September 30, 2004

CITY OF TORONTO

BY-LAW No. 797-2004

To authorize the entering into of an agreement for the provision of municipal capital facilities respecting the property leased by the City at 150 Beecroft Road.

WHEREAS Section 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 by any person; and

WHEREAS paragraph 16 of section 2 of Ontario Regulation 46/94, as amended, prescribes municipal facilities for recreational purposes as eligible municipal capital facilities; and

WHEREAS the City leases the premises municipally known as 150 Beecroft Road in the City of Toronto from the Toronto General Burying Grounds; and

WHEREAS the City has granted a permit to the non-profit Willowdale Lawn Bowling Club for the use of the premises for the purposes of lawn bowling; and

WHEREAS as a result the City pays taxes for municipal and school purposes in respect of the Premises; and

WHEREAS at its meeting of September 28, 29, 30 and October 1, 2004, Council authorized the entering into of an agreement for the provision of municipal capital facilities;

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

1. The City of Toronto is authorized to enter into an agreement under section 110 of the *Municipal Act, 2001* with the property owner of the premises municipally known as 150 Beecroft Road in the City of Toronto (the "Premises") and any other necessary party, for the provision of a municipal capital facility at the Premises, namely for the recreational purpose of lawn bowling.
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 non-profit Willowdale Lawn Bowling Club as a recreational municipal capital facility.
3. The tax exemptions referred to herein are effective from the later of:
 - (a) the date this by-law is passed, and
 - (b) the date that the agreement referred to in paragraph 1 herein is fully executed.

4. This by-law shall be deemed repealed:

- (a) if the Willowdale Lawn Bowling Club or its successor in law ceases to occupy the Premises;
- (b) if the Willowdale Lawn Bowling Club or its successor in law ceases to use the Premises for purposes of lawn bowling;
- (c) if the Willowdale Lawn Bowling Club ceases to be a non-profit organization; and
- (d) if the Agreement is terminated for any reason whatsoever.

ENACTED AND PASSED this 30th day of September, A.D. 2004.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)