

Authority: Policy and Finance Committee Report 7, Clause 9,
as adopted by City of Toronto Council on September 25, 26 and 27, 2006
Enacted by Council: September 27, 2006

CITY OF TORONTO

BY-LAW No. 1022-2006

To authorize the entering into of an agreement for the provision of a municipal capital facility at 1571 Sandhurst Circle, the Woodside Square Branch Library.

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 may pass by-laws exempting from property taxation for municipal and school purposes land, or a portion of it, on which municipal capital facilities are located; 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 the Toronto Public Library Board (“the “Board”) has entered into a lease with Woodside Square Holdings Inc. (the “Owner”), dated June 7, 2006, for the use of the premises particularly described in Schedule “A” hereto (the “Premises”) as a public library; and

WHEREAS Council is desirous of entering into an agreement with the Owner for the provision of municipal facilities for a public library at 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 section 110 of the *Municipal Act, 2001* with the Owner for the provision of municipal facilities for a public library at the Premises, in accordance with O.Reg. 46/94 (the “Agreement”).
2. The Premises are exempt from taxation for municipal and school purposes.
3. This by-law shall be deemed repealed: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 Board or its successor in law ceases to use the Premises for purposes of a public library;
 - (c) When the Lease, or any renewal or extension of the Lease, expires;
 - (d) If the Lease, 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.
4. (1) Sections 1, 3 and 4 of this by-law shall come into force on the day that the by-law is enacted.

- (2) Section 2 of this by-law shall come into force on the latter of the following:
- (a) the day that the Agreement is entered into by the City and the Owner; and
 - (b) the day the Lease commences.

ENACTED AND PASSED this 27th day of September, A.D. 2006.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)

SCHEDULE "A"**DESCRIPTION OF PREMISES**

Nine Thousand, Nine Hundred Forty Four (9,944) square feet of space, designated as Unit No. 207C, at Woodside Square known municipally as 1571 Sandhurst Circle, being Parcels LL-2, 1' Res-3 and 1' Res-4, Section M1487, Block LL on Plan 66M1487 and Part of Block GX on Plan 66M1487, being Part 1 on 66R8842 and Part 1 on 66R11308, City of Toronto (formerly City of Scarborough)

Being the whole of PIN06031-0008 (LT)

Assessment Roll No. 1901-12-4-110-00100