

Authority: Motion MM52.15, moved by Councillor Del Grande, seconded by Councillor Ainslie, as adopted by City of Toronto Council on August 25, 26 and 27, 2010  
Enacted by Council: August 27, 2010

## **CITY OF TORONTO**

### **BY-LAW No. 1143-2010**

#### **To authorize the entering into of an agreement for the provision of a municipal capital facility at 2900 Warden Avenue, the Bridlewood Branch Library.**

WHEREAS Section 252 of the *City of Toronto Act, 2006* provides that the City may exempt from taxation for municipal and school purposes land or a portion of it on which municipal capital facilities are, or will be, located and an agreement for municipal capital facilities may allow for the lease, operation or maintenance of the facilities; and

WHEREAS paragraph 11 of section 2 of Ontario Regulation 598/06 prescribes municipal facilities for public libraries as eligible municipal capital facilities; and

WHEREAS the Toronto Public Library Board (the "Board") will enter into a Lease with 1512691 Ontario Limited (the "Owner") 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 a municipal capital facility 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 252 of the *City of Toronto Act, 2006* with the Owner for the provision of municipal facilities for a public library at the Premises, in accordance with Ontario Regulation 598/06 (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 This by-law shall be deemed repealed: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 later of the following:
- (a) the day that the Agreement is entered into by the City and the Owner; and
  - (b) the commencement date of the Lease between the Toronto Public Library Board and the Owner.

ENACTED AND PASSED this 27th day of August, A.D. 2010.

DAVID R. MILLER,  
Mayor

ULLI S. WATKISS  
City Clerk

(Corporate Seal)

**SCHEDULE "A"**

**DESCRIPTION OF THE PREMISES**

Assessment Roll No. 1901-10-4-185-00100

Approximately 8,000 square feet of ground floor area, comprising Unit 157A, of the development known as Bridlewood Mall, 2900 Warden Road, Toronto.

Parcel P-5, Section M1391