

Authority: Executive Committee Item 7.1, as adopted by City of Toronto Council on July 12, 13 and 14, 2011; Policy and Finance Committee Report 7, Clause 21, as adopted by City of Toronto Council on September 25, 26 and 27, 2006 and Section 169-26A of City of Toronto Municipal Code Chapter 169, Officials, City Enacted by Council: September 22, 2011

CITY OF TORONTO

BY-LAW No. 1128-2011

To amend By-law No. 94-2007, being a By-law "To authorize the entering into of an agreement for the provision of a municipal capital facility at 400 Kipling Avenue".

WHEREAS at its meeting of February 6, 2007, City Council enacted By-law No. 94-2007, being a By-law to authorize the entering into of an agreement for the provision of a municipal capital facility at 400 Kipling Avenue (the "Premises") for recreational purposes and authorizing that the Premises be exempt from taxation for municipal and school purposes; and

WHEREAS on October 29, 2007, the City and the Lakeshore Lions Arena Incorporated (LLAI) entered into a municipal capital facility agreement for the provision of a municipal capital facility at the Premises for recreational purposes and exempting the Premises from taxation for municipal and school purposes (the "MCF Agreement"); and

WHEREAS by Assignment and Amendment Agreement dated September 8, 2011, LLAI assigned the MCF Agreement to the Lakeshore Arena Corporation (LAC) as part of an assignment of its leasehold interest in the Premises to the LAC; and

WHEREAS LAC will not necessarily operate the Premises for charitable and not-for-profit purposes; and

WHEREAS it is necessary to amend By-law No. 94-2007 to delete the requirement that the Premises continue to be operated for charitable and not-for-profit purposes;

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

1. By-law No. 94-2007 is amended by deleting subsection 3(b).

ENACTED AND PASSED this 22nd day of September, A.D. 2011.

FRANCES NUNZIATA,
Speaker

ULLI S. WATKISS,
City Clerk

(Corporate Seal)