

Authority: Government Management Committee Item 14.12,  
as adopted by City of Toronto Council on June 6, 7 and 8, 2012  
Enacted by Council: June 8, 2012

**CITY OF TORONTO**

**BY-LAW No. 795-2012**

**To authorize the entering into of an agreement for the provision of a municipal capital facility at 325 Milner Avenue.**

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 10 of section 2 of Ontario Regulation 598/06 prescribes municipal facilities related to the provision of social and health services, including long-term care homes under Part VIII of the *Long-Term Care Homes Act, 2007*, as eligible municipal capital facilities; and

WHEREAS the City has entered into an Offer to Lease dated May 7, 2012 for the use of the premises particularly described in Schedule "A" hereto (the "Premises") for the provision of social and health services, namely an employment and social services office (the "Lease"); and

WHEREAS Council is desirous of entering into an agreement with the Landlord for the provision of a municipal capital facility 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 landlord under the Lease (the "Landlord") for the provision of municipal facilities for the provision of social and health services 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 This by-law shall be deemed repealed: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 Landlord ceases to own or manage the Premises without having assigned the Agreement to the new landlord of the Premises;
  - (b) if the City ceases to use the Premises for the purposes of social and health services;
  - (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 date the tax exemption by-law is enacted; and
  - (b) the day that the Agreement is entered into by the City and the Landlord.

ENACTED AND PASSED this 8th day of June, A.D. 2012.

FRANCES NUNZIATA,  
Speaker

ULLI S. WATKISS,  
City Clerk

(Corporate Seal)

**SCHEDULE "A"**

**DESCRIPTION OF THE PREMISES**

Assessment Roll No. 1901 122 010 00400

47,874 square feet of rentable area on a portion of the 9<sup>th</sup>, 10<sup>th</sup> and 12<sup>th</sup> floors of the building at 325 Milner Avenue.

Legal Description: Part Lot 18, Con 2, Scarborough