

Authority: Government Management Committee Item GM27.10, as adopted by City of Toronto Council on May 22, 23 and 24, 2018

CITY OF TORONTO

BY-LAW 754-2018

To authorize the entering into of an agreement for the provision of a municipal capital facility at 2975 Don Mills Road West.

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 subsection 2(1) of Ontario Regulation 598/06 prescribes municipal facilities related to the provision of social and health services; and

Whereas the City will be entering into a Lease (the "Lease") as the landlord with the North York Harvest Foodbank (the "Tenant") for the use of the premises particularly described in Schedule A (the "Premises") for the provision of social and health services; and

Whereas Council is desirous of entering into an agreement (the "Agreement") with the Tenant for the provision of a municipal capital facility at the Premises;

The Council of the City of Toronto enacts:

1. The City is authorized to enter into an Agreement under section 252 of the City of Toronto Act, 2006 with the Tenant for the provision of a municipal capital facility.
2. The Premises will be exempt from taxation for municipal and school purposes when the Agreement has been entered into.
3. This by-law shall be deemed repealed:
 - (a) if the City ceases to be the landlord without assigning the Lease to its successor;
 - (b) if the Premises cease to be used for the provision 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 this by-law is enacted; and
 - (b) another date as specified in the Agreement.

Enacted and passed on June 29, 2018.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)

SCHEDULE A
DESCRIPTION OF THE PREMISES

2975 Don Mills Road West

Approximately 621 square feet of space at 2975 Don Mills Road West comprised of Rooms 123 and 124.

Assessment Roll No.: 1908-11-2-740-00100