



STAFF REPORT ACTION REQUIRED

Assumption of Services Umberto Cataudella and Catau Construction Limited 46 Scarborough Avenue

Date:	March 13, 2007
To:	Scarborough Community Council
From:	City Solicitor
Wards:	Ward No. 44 – Scarborough East
Reference Number:	RDA3-700-2001-28

SUMMARY

This report requests Council's authority for the City to assume the services with respect to the above development.

RECOMMENDATIONS

The City Solicitor recommends that:

1. the services installed for the above development be assumed;
2. the Legal Services Division be authorized to release the performance guarantee with the exception of a cash settlement in the amount of \$11,000.00 as set out in this report;
3. an assumption By-law be prepared to assume the municipal services in the above development;
4. the City Solicitor be authorized and directed to register the assumption By-law in the Land Registry Office, at the expense of the Owner; and
5. the City Clerk and Treasurer be authorized to sign any release or other documentation necessary to give effect thereto.

FINANCIAL IMPACT

There are no financial implications resulting from the adoption of this report.

ISSUE BACKGROUND

Umberto Cataudella and Catau Construction Limited entered into a Development Agreement dated April 9, 2001, with the City of Toronto.

COMMENTS

All obligations of the Servicing Agreement have been completed, all relevant City Departments have signed the Development Acceptance form and it is now appropriate for the City to assume the services and for Legal Services to authorize the release of the performance guarantee with the following exception:

- (1) a cash settlement in the amount of \$11,000.00 for the removal of the temporary turning circle pursuant to Clause 1(d) of the Development Agreement.

CONTACT

John Paton, Director
Planning and Administrative Tribunal law, Legal Services
Tel: (416) 392-7230
Fax: (416) 397-5625
E-mail jpaton@toronto.ca

SIGNATURE

Anna Kinastowski
City Solicitor