

MOTION by Councillor Mark Grimes:

Re: Legal action by 570840 Ontario Ltd. and Aw-Rite Mini Storage Inc. v. City of Toronto

#### Recommendation

Staff and the City Solicitor report to Etobicoke York Community Council on the issues referred to in this action and possible settlement of this claim, and further that Staff report on the status of a \$25,000 Contribution for Public Art from the townhouse development at 21 & 24 Fleeceline Road

#### Background

The City was served with a notice of legal action by 570840 Ontario Ltd. and Aw-Rite Mini Storage Inc. on March 19, 2009 related to the City holding a \$375,000 Letter of Credit since 1997. This Letter of Credit was posted as security to the City of Etobicoke for various matters related to a townhouse development at 21 & 24 Fleeceline Road. The development was completed and has been occupied for a decade now. Certain issues related to the assumption of lands and release of the Letter of Credit have never been resolved and have now resulted in legal action against the City.

Respectfully submitted,

A handwritten signature in dark ink, appearing to be 'M. Grimes', is written below the text 'Respectfully submitted,'.