

## **NOTICE OF MOTION**

**Motion to amend Sct 37 use as outlined in Agreement with Monarch Waterview Development Limited**

**Moved by: Councillor Grimes**



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### **SUMMARY:**

**In 2006 MONARCH WATERVIEW DEVELOPMENT LIMITED entered into an agreement with the City of Toronto** regarding the development of a develop eight mixed-use buildings the property comprises lands s now being redeveloped for a mixed use community known as Humber Bay Shores;

Under subsection 37(3) of the *Planning Act* provides that where an owner of land elects to provide facilities, services and matters in return for an increase in height or density of development, the municipality may require the owner to enter into one or more agreements with the municipality dealing with the facilities, services and matters;

The Owner has elected to provide facilities, services and matters as contained within the official plan and zoning amendment including but not limited to the following :

- (a) \$30,000 towards the Cruise Motel clock sign;
- (b) \$250,000 towards the improvement of and further acquisition requirements of Amos Waites Park and recreation facility;

As the Cruise Motel Clock has been assessed and it is determined that it cannot be restored, and as the facilities at Amos Waites Park have been upgraded and the total funds allocated are not required to complete the project, it is proposed to reallocated the funding to other projects within the community.

### **RECOMMENDATIONS:**

- 1. That Section 4 - PUBLIC PARK AND OTHER COMMUNITY BENEFITS be amended to read**

- 4.1 The Owner covenants and agrees to provide a cash contribution to the City in the amount of \$1,400,000 for the following public park and community improvements along the waterfront, broken down as follows:
  - (a) deleted
  - (b) \$480,000 towards finalization of park improvements south of Marine Parade Drive, including \$30,000 for improvements to the adjacent local park;

- (c) \$200,000 towards the improvement of and further acquisition requirements of Amos Waites Park and recreation facility;
- (d) \$500,000 towards the proposed outdoor ice skating oval facility at the Colonel Samuel Smith Park;
- (e) \$50,000 towards improvements to Mimico Memorial Park;
- (f) \$80,000 towards improvements to the waterfront parks along Lake shore Drive

To allow for a reallocation of \$80,000 in total.

**2.. That City Staff be directed to proceed with necessary amendments to implement the proposed refinements to the Section 37 agreements**

Date November 10, 2009