



STAFF REPORT ACTION REQUIRED

Assumption of Services – Mattamy (Neilson) Limited Phase 2, Registered Plan of Subdivision 66M-2396 West of Neilson Road, South of Passmore Avenue Morningside Heights Community

Date:	August 14, 2009
To:	Scarborough Community Council
From:	City Solicitor
Wards:	Ward No. 42 – Scarborough Rouge-River
Reference Number:	RSA1-700-092-01 (SCT-1999009)

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 Registered Plan 66M-2396 be assumed and that the City formally assume the roads within the Plan of Subdivision;
2. the Legal Services Division be authorized to release the portion of the performance guarantee held with respect to this development Plan 66M-2396;
3. an assumption By-law be prepared to assume the public highways and municipal services in Subdivision Plan 66M-2396;
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;

5. the City Clerk and Treasurer be authorized to sign any release or other documentation necessary to give effect thereto; and
6. the appropriate City officials be authorized to transfer ownership of the street lighting system constructed with Plan of Subdivision No. 66M-2396 to Toronto Hydro.

FINANCIAL IMPACT

The Recommendations have no financial impact beyond what has already been approved in the current year's budget.

ISSUE BACKGROUND

Mattamy (Neilson) Limited entered into a Subdivision Agreement dated September 25, 2002, with the City of Toronto. The performance guarantee for this development 66M-2396 has been submitted.

COMMENTS

All obligations of the Subdivision Agreement have been completed, all relevant City Divisions 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 portion of the performance guarantee in respect of this Subdivision.

CONTACT

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SIGNATURE

Anna Kinastowski, City Solicitor

ATTACHMENTS

1. Site Map.

Site Map – Phase 2

