

NOTICE OF MOTION**Proposed Acquisition of 77 Whitbread Crescent from Toronto Hydro – Ward 9 – York Centre****Moved by: Councillor****Maria C. Augimeri****Seconded by: Councillor****SUMMARY:**

It is noted by the Local Ward Councillor that the Jane Sheppard Community is one of the neediest and most challenged in the City of Toronto and in need of parkland. A property at 77 Whitbread Crescent, a former Toronto Hydro transformer site with a small structure, situated adjacent to a new library branch on the north side of Sheppard Avenue West, has been identified as a desirable location for a small park by the Ward Councillor.

The subject property, owned by Toronto Hydro (“Hydro”), was declared surplus to their needs and placed for sale on the open market at an asking price of \$525,000.00. Upon receipt of an offer from the City of Toronto, Hydro advised that they would remove the property from the open market and would negotiate directly with the City. The City presented Hydro with an offer in the amount of \$258,000.00, based on market value, for a clean site. Hydro will remediate the subject site to current industrial/commercial standards. However, should further remediation be required to meet the new standards for parkland, and Hydro does not remediate to the City’s satisfaction, then the City has the option to terminate the agreement.

Funding is not available in the 2010 Parks Capital Budget to acquire the property, nor is funding available in Parks Operating Budget for building out a park, ongoing maintenance and the possible demolition of the existing structure on the site. In order for the City to acquire this property, it is necessary to transfer funding in the amount of \$300,000.00, which includes Land Transfer Tax and applicable HST, from a Reserve Fund entitled Ward 9 XR2212 into 2010 Parks Capital Budget. Additionally, 2010 Ward 9 Clean and Beautiful Funds will be used for the possible demolition and building out the new park.

RECOMMENDATIONS:

It is recommended that:

1. City Council approve the transfer of funding into 2010 Parks Capital Budget from a Reserve Fund entitled Ward 9 XR2212 for the acquisition of 77 Whitbread Crescent; and
2. Staff from Real Estate and Parks Forestry and Recreation bring forward a report to City Council on the required funding for maintenance as the Local Ward Councillor will fund the possible demolition and building out the new park from the 2010 Ward 9 Clean and Beautiful funds.

3. City Council approve the transfer of remaining funds, if any, from the 2010 Parks Capital Budget into the Reserve Fund entitled Ward 9 XR2212 after acquisition is complete.

According to Chapter 27, Council Procedures:

Fiscal Impact Statement provided	
Should have Fiscal Impact Statement prior to debate Requires two-thirds to waive requirement if Council wishes to debate	*
Should be referred to Committee/Community Council Requires two-thirds vote to consider at this meeting	
Motion Recommendations are Urgent – (e.g. Health and Safety)	

* Deputy City Manager and Chief Financial Officer to advise.

Members should discuss their Motions with appropriate City staff to ensure the correct information is included.

Motions Without Notice:

According to Chapter 27, Council Procedures:

Fiscal Impact Statement provided	
Should have Fiscal Impact Statement prior to debate Requires two-thirds to waive requirement if Council wishes to debate	*
Should be referred to the Committee/Community Council Requires two-thirds vote to consider at this meeting	
City Clerk, in consultation with the Chair, agrees that the Motion Recommendations are Urgent – (e.g. Health and Safety)	

* Deputy City Manager and Chief Financial Officer to advise.