



## STAFF REPORT ACTION REQUIRED

### Proposed Permanent Closure of a Portion of the Public Highway Eglinton Avenue East Abutting 1075 Leslie Street

<b>Date:</b>	December 13, 2011
<b>To:</b>	North York Community Council
<b>From:</b>	Director, Transportation Services, North York District
<b>Wards:</b>	<b>Ward 25 – Don Valley West</b>
<b>Reference Number:</b>	<i>ny12021</i>

#### SUMMARY

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The purpose of this report is to request City Council's approval to permanently close a portion of the public highway Eglinton Avenue East in the northeast corner of Leslie Street and Eglinton Avenue East. This portion of public highway is surplus to municipal requirements.

Notice advising the public of the City's intention to close this portion of public highway was given in accordance with the requirements of Chapter 162 of City of Toronto Municipal Code and the Municipal Class Environmental Assessment.

#### RECOMMENDATIONS

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Transportation Services recommends that City Council:

1. Permanently close the portion of public highway Eglinton Avenue East being Part of Lot 1 in Concession 3, EYS designated as Parts 3 and 6 on Plan 66R-24855, in the City of Toronto, and shown as Parts 2 and 3 on Sketch PS-2010-033 on Attachment 1 (the "Highway").
2. Enact a by-law substantially in the form of the draft by-law attached as Attachment 2.

## **Financial Impact**

The closing of the Highway will not result in any costs to the City as the potential purchaser will be responsible for all costs associated with closing the Highway.

## **DECISION HISTORY**

In accordance with the City's Real Estate Disposal By-law No. 814-2007, the Highway was declared surplus on October 14, 2011 (DAF No. 2011-290) conditional upon Council approving the permanent closure of the Highway with the intended manner of disposal to be by way of inviting an offer to purchase from Rowbry Holdings Limited (the owner of land adjoining the Highway).

The Chief Corporate Officer authorized the General Manager of Transportation Services to give notice to the public of a proposed by-law to close the Highway in accordance with the requirements of the City of Toronto Municipal Code Chapter 162 and the Municipal Class Environmental Assessment for Schedule A+ activities (DAF No. 2011-391) on December 9, 2011.

## **ISSUE BACKGROUND**

Transportation Services was requested to investigate the feasibility of closing the Highway by Rowbry Holdings Limited ("Rowbry") along with other City land, for incorporation into its adjoining site on the northeast corner of Eglinton Avenue East and Leslie Street. Part of the Highway is currently used by Rowbry as part of its driveway and pedestrian sidewalk, partially by way of a right of way and partially through a licence agreement with the City. The parties are currently negotiating final details and the City anticipates receiving an acceptable offer to purchase the Highway and other adjoining City land from Rowbry.

## **COMMENTS**

Transportation Services staff has reviewed the feasibility of closing the Highway and have determined that the Highway can be permanently closed.

Transportation Services has conducted a circulation to utility companies and determined that existing utilities are located within the Highway. Enbridge Gas Distribution Inc., Bell Canada and Rogers Cable Communications Inc. have advised that they have existing plant in the Highway and will each require an easement.

The requirement of the Municipal Class Environmental Assessment for Schedule "A+" activities will be met during the posting of the public notice on the notice page of the City's Web site for at least five working days prior to the North York Community Council meeting at which the proposed by-law to close the Highway will be considered.

## **CONTACT**

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## **SIGNATURE**

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Myles Currie  
Director

## **ATTACHMENTS**

Attachment 1: Sketch No. PS-2010-033

Attachment 2: Draft By-law