



**STAFF REPORT
ACTION REQUIRED**

**Assumption of Services – Neilson Road and Passmore Avenue – Mattamy (Neilson East) Limited
Registered Plan of Subdivision 66M-2407**

Date:	April 24, 2012
To:	Scarborough Community Council
From:	City Solicitor
Wards:	Ward No. 42 – Scarborough Rouge River
Reference Number:	RSA1-700-95-01 (SC-T19990015)

SUMMARY

This report requests Council’s authority for the City to assume the services with respect to the development at Neilson Road and Passmore Avenue.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council assume the services installed at Neilson Road and Passmore Avenue and that the City formally assume the roads within the Plan of Subdivision;
2. City Council authorize the Legal Services Division to release the portion of the performance guarantee held with respect to this Subdivision Plan;
3. City Council direct that an assumption By-law be prepared to assume the public highway and municipal services within this Subdivision Plan;
4. City Council authorize and direct the City Solicitor to register the assumption By-law in the Land Registry Office, at the expense of the Owner;
5. City Council authorize the City Clerk and Treasurer to sign any release or other documentation necessary to give effect thereto; and

6. City Council authorize the appropriate City officials to transfer ownership of the street lighting system constructed within Plan of Subdivision at Neilson Road and Passmore Avenue 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 East) Limited entered into a Subdivision Agreement dated October 17, 2003, with the City of Toronto. The performance guarantee for this development 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 performance guarantee in respect of this Subdivision.

CONTACT

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SIGNATURE

Anna Kinastowski, City Solicitor

ATTACHMENT

1. Site Map

