



STAFF REPORT ACTION REQUIRED

Permanent Closure of the Portion of Don Jail Roadway Extending Southerly to Gerrard Street East

Date:	February 5, 2014
To:	Toronto and East York Community Council
From:	Director, Transportation Services, Toronto and East York District
Wards:	Toronto-Danforth – Ward 30
Reference Number:	Ts2014023te.top.doc

SUMMARY

In conjunction with the Bridgepoint Health Master Plan redevelopment at 430 Broadview Avenue and 548, 550 and 558 Gerrard Street East, Transportation Services was requested to investigate the feasibility of closing the southerly portion of Don Jail Roadway for the operational transfer to Parks, Forestry and Recreation for incorporation into the reconfigured City park. It was proposed that the remaining portion of Don Jail Roadway would be realigned and would extend between Broadview Avenue and St. Matthews Road.

As the new extension to Don Jail Roadway has been constructed to replace the portion to be closed, the southerly portion of Don Jail Roadway is not required for Transportation Services purposes and can be permanently closed.

RECOMMENDATIONS

Transportation Services Recommends that:

1. City Council permanently close the portion of Don Jail Roadway, designated as Parts 1, 2 and 3 on Reference Plan 66R-26793 and shown as Part 1 on the Sketch No. PS-2005-097 (the "Highway"), attached to the report (February 5, 2014) from the Director, Transportation Services, Toronto and East York District.
2. City Council enact a by-law substantially in the form of the draft by-law attached as Appendix "A" to the report (February 5, 2014) from the Director, Transportation Services, Toronto and East York District.

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Financial Impact

Parks, Forestry and Recreation (PF&R) has an agreement with Bridgepoint Health to share costs for the environmental work and development of the Highway for parks purposes. All costs associated with the closure of the Highway will be the responsibility of PF&R, and the funding is included in the Parks, Forestry and Recreation 2014 Recommended Capital Budget and 2015-2023 Capital Plan subject to Council approval under the "Parkland Acquisition – FY2014" capital project.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

DECISION HISTORY

On January 31, February 1 and 2, 2006, City Council adopted, as amended, Clause 2 of Report No. 1 of the Toronto and East York Community Council, and approved the redevelopment of the lands bounded by Gerrard Street East, Broadview Avenue, Riverdale Park and the Don Valley Parkway, as part of the Bridgepoint Health Master Plan. The Bridgepoint Health Master Plan included, among other things, an exchange of lands between the City and Bridgepoint Health and the realignment of the Don Jail Roadway. When completed, the land exchange will result in a new City-owned park south of the Old Don Jail building and the realignment of the Don Jail Roadway with the Highway being incorporated into the new Don Jail park.

By DAF No. 2014-052, dated January 29, 2014, the Chief Corporate Officer authorized the General Manager, 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.

ISSUE BACKGROUND

Transportation Services staff received a request from PF&R to investigate the feasibility of closing the Highway for incorporation into the new Don Jail park to be located fronting the historic Don Jail. All costs associated with the closure of the Highway and the development of these lands for parks purposes will be the responsibility of PF&R.

COMMENTS

Transportation Services staff has reviewed the feasibility of closing the Highway and have determined that the Highway can be closed and operationally transferred to PF&R. A newly realigned Don Jail Roadway has been constructed, conveyed to the City, dedicated by Section 1 of By-law No. 258-2013 and re-named Jack Layton Way.

Both Bell Canada and Toronto Hydro have extensive underground duct work located within the Highway. All services of Bell Canada and Toronto Hydro will remain in place, pursuant to easements.

In this regard, DAF No. 2013-063, dated April 3, 2013, declared surplus long-term easement interests (21 years or more) in certain portions of Don Jail Roadway by

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granting easements to Bell Canada and Toronto Hydro. Instrument No. AT3484763 (the Bell Canada easement) and Instrument No. AT3484035 (the Toronto Hydro easement) were registered on title on December 20, 2013.

Staff from Real Estate Services advises that the transfer of operational management of the Highway from Transportation Services to PF&R for the new Don Jail park, for which the City Manager has delegated approval, took place on April 29, 2013, by Decision Document No. 2013-001.

Closing Process

The closing process now requires only one approval from City Council. The draft by-law is an Appendix to this report and is tabled at the same Toronto and East York Community Council meeting at which the public has the opportunity to speak to the matter if they wish to do so.

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

CONTACT

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SIGNATURE

Jacqueline White, P. Eng.
Director, Transportation Services
Toronto and East York District

ATTACHMENTS

Appendix "A" – Draft By-law
Sketch No. PS-2005-097 dated September 8, 2005.

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