

Permanent Closure of a Portion of the Public Lane extending between 1789 and 1791 St. Clair Avenue West

Date: November 25, 2019
To: Toronto and East York Community Council
From: Director, Transportation Planning and Capital Program,
Transportation Services
Wards: Ward 9 – Davenport

SUMMARY

Transportation Services recommends that the portion of the public lane abutting 1789 and 1791 St. Clair Avenue West (the "Lane") be permanently closed for incorporation into the adjacent development site.

Pursuant to a land transfer agreement, a new public lane will be constructed in the east-west direction outlet to Ford Street and will be transferred to the City and subsequently dedicated as a public highway.

RECOMMENDATIONS

Transportation Services recommends that:

1. City Council authorize the permanent closure of the portion of the public lane abutting 1789 and 1791 St. Clair Avenue West designated as Parts 7, 8 and 9 on Reference Plan 66R-30869, and also shown as Part 3 on Sketch No. PS-2019-006 (the "Lane"), attached to the report dated November 25, 2019, from the Director, Transportation Planning and Capital Program, Transportation Services.
2. City Council enact a by-law substantially in the form of the draft by-law attached as Appendix "A" to the report dated November 25, 2019, from the Director, Transportation Planning and Capital Program, Transportation Services.

FINANCIAL IMPACT

The closing of the Lane will not result in any costs to the City as the purchaser of the Lane is responsible for all costs associated with the closing of the Lane and the construction of a new public lane outlet to Ford Street.

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

DECISION HISTORY

In accordance with the City's Real Estate Disposal By-law No. 814-2007 (City of Toronto Municipal Code Chapter 213), the Lane was declared surplus on April 15, 2019 by DAF No. 2019-102, conditional upon City Council approving the permanent closure of the Lane, with the intended manner of disposal to be by way of a land exchange and the construction of a new public lane with the abutting owner at 1789 and 1791 St. Clair Avenue West, Scout Condos GP Inc. and Scout Condos Limited Partnership (the "Purchaser").

By DAF No. 2019-337, dated November 22, 2019, the Deputy City Manager, Corporate Services, authorized the General Manager, Transportation Services, to give notice to the public of a proposed by-law to close the Lane in accordance with the requirements of the City of Toronto Municipal Code Chapter 162 and the Municipal Class Environmental Assessment for Schedule "A+" activities.

COMMENTS

Transportation Services has reviewed the feasibility of closing the Lane and has determined that the Lane can be closed and conveyed to the Purchaser, following the construction a new public lane outlet to Ford Street, which shall be dedicated as a public highway once the City assumes ownership thereof.

The Lane currently contains a 300 mm diameter storm sewer and catch basin which will be stopped up and closed once the replacement sewer and catch basin is built on the new lane outlet. The Lane also contains infrastructure belonging to Rogers, Bell Canada and Toronto Hydro, all of which shall be relocated at the Purchaser's cost.

The closing process requires approval from City Council. The draft by-law is an Appendix to this report that recommends the closure of the Highway 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 requirements 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 (5) working days prior to the Toronto and East York Community Council meeting at which the proposed by-law to close the Lane will be considered.

CONTACT

Khaled Chowdhury
Coordinator, Public Lanes
Development Planning and Review
Transportation Services
Phone: 416-338-5384 - Fax: 416-392-1920
E-mail: khaled.chowdhury@toronto.ca

SIGNATURE

Ashley Curtis, Director
Transportation Planning and Capital Program
Transportation Services

ATTACHMENTS

Attachment 1 – Appendix "A" – Draft By-law
Attachment 2 – Reference Plan 66R-30869
Attachment 3 – Sketch No. PS-2019-006, dated January 17, 2019

Attachment 1 - Appendix "A" – Draft By-law

Authority: Toronto and East York Community Council Item TE___, as adopted by City of Toronto Council on December 3, 2019.

CITY OF TORONTO

BY-LAW -2019

To permanently close part of the public highway extending north-south between 1789 and 1791 St. Clair Avenue West.

Whereas it is recommended that part of the public highway extending north-south between 1789 and 1791 St. Clair Avenue West be permanently closed as a public highway; and

Whereas notice of the proposed by-law to permanently close part of the said public highway was posted on the notices page of the City's web site in accordance with the requirements of City of Toronto Municipal Code, Chapter 162 and the Toronto and East York Community Council heard any person who wished to speak to the matter at its meeting held on December 3, 2019;

The Council of the City of Toronto enacts:

1. Part of the public highway extending north-south between 1789 and 1791 St. Clair Avenue West, legally described as follows, is hereby permanently closed as a public highway:

Part of PIN 21323-0125 (LT)

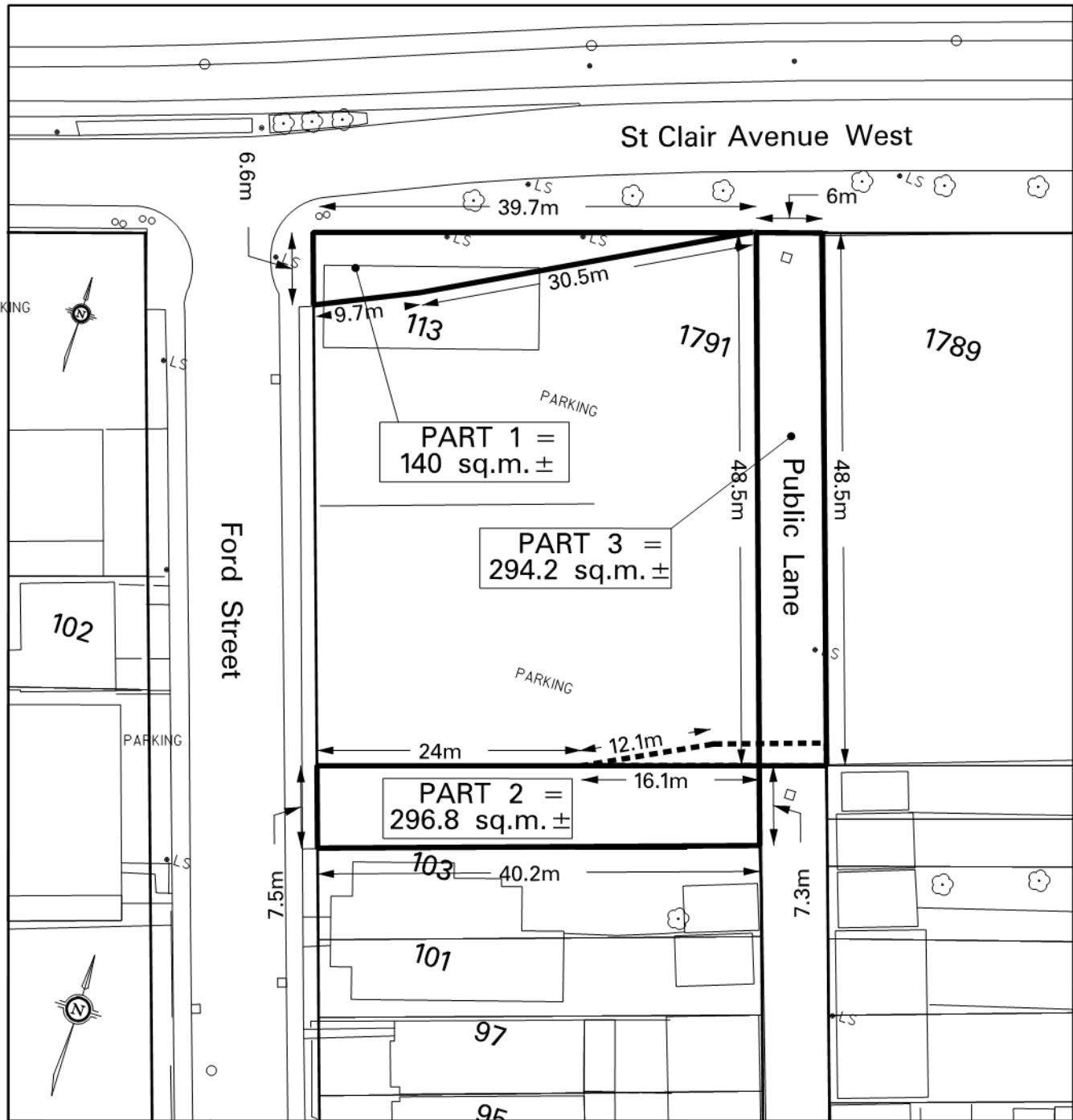
Part of Lane Plan 141, North of Carlton Street (aka Connolly Street), City of Toronto, Designated as Parts 7, 8 and 9 on Plan 66R-30869

Enacted and passed on _____, 2019.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)



NOTE:
THIS SKETCH HAS BEEN
COMPILED FROM OFFICE
RECORDS. MEASUREMENTS
ARE APPROXIMATE

CHECK BY JOHN HOUSE
PREPARED BY: DWAYNE PITT

PROPERTY INFORMATION SHEET
 SKETCH SHOWING PORTIONS OF
 NO. 1791 ST. CLAIR AVENUE WEST
 (PARTS 1 AND 2) AND A PORTION OF
 THE ABUTTING PUBLIC LANE (PART 3)

WARD 9 – DAVENPORT
 DATE: OCTOBER 17, 2019

SKETCH No. PS-2019-006