

CITY OF TORONTO

Bill 753

BY-LAW -2024

To authorize the entering into of an agreement for the provision of a municipal capital facility used to provide municipal facilities related to the provision of telecommunications, transit and transportation services located at 245 Bartley Drive and its exemption from taxation for municipal and school purposes.

Whereas Section 252 of the City of Toronto Act, 2006 provides that the City may exempt from taxation for municipal and school purposes land or a portion of it on which municipal capital facilities are, or will be, located and an agreement for municipal capital facilities may allow for the lease, operation or maintenance of the facilities;

Whereas subsection 2(5) of Ontario Regulation 598/06 prescribes municipal facilities used for the provision of telecommunications, transit and transportation systems;

Whereas the City has entered into a lease (the "Lease") as the tenant with 245 Bartley Inc. (the "Landlord") at Unit 2 at 245 Bartley Drive for the use of the premises particularly described in Schedule A (the "Premises") as a facility used to provide telecommunications, transit and transportation systems; and

Whereas Council wishes to enter into an agreement (the "Agreement") with the Landlord for the provision of a municipal capital facility at the Premises;

The Council of the City of Toronto enacts:

1. The City is authorized to enter into an Agreement under section 252 of the City of Toronto Act, 2006 with the Landlord for the provision of a municipal capital facility.
2. The Premises are exempt from taxation for municipal and school purposes.
3. This by-law shall be deemed repealed with respect to the Premises:
 - (a) if the Landlord ceases to be the landlord without assigning the Lease to its successor;
 - (b) if the City ceases to be the tenant without assigning the Lease to its successor;
 - (c) if the Premises cease to be a facility used for the provision of telecommunications, transit and transportation systems; or

- (d) when the Lease, or any renewal or extension of the Lease expires or is terminated.
4. (1) Sections 1, 3 and 4 of this by-law shall come into force on the day that the by-law is enacted.
- (2) Section 2 of this by-law shall come into force on the later of the following:
- (a) the date this by-law is enacted;
 - (b) the commencement date of the Lease; and
 - (c) the date the Agreement is entered into.

Enacted and passed on July , 2024.

Frances Nunziata,
Speaker

John D. Elvidge,
City Clerk

(Seal of the City)

SCHEDULE A
DESCRIPTION OF THE PREMISES

Address: 245 Bartley Drive, Unit 2 in the City of Toronto

Approximately 46,000 square feet of space

Assessment Roll No.: 1908-12-1-140-01100-000001