

Authority: Government Management Committee Item 8.7,
as adopted by City of Toronto Council on October 22 and 23, 2007
Enacted by Council: October 23, 2007

CITY OF TORONTO

BY-LAW No. 1148-2007

To authorize the entering into of an agreement for the provision of a municipal capital facility at 5150-5160 Yonge Street.

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; and

WHEREAS paragraph 2 and 13 of subsection 2(1) of Ontario Regulation 598/06, prescribes municipal facilities used for the general administration of the municipality and parking facilities ancillary to share facilities as eligible municipal capital facilities; and

WHEREAS the City of Toronto (the "City") entering into a lease dated December 30, 1997 (the "Lease") with the landlord (the "Landlord") for the use of 180 parking stalls of the premises described in Schedule "A" hereto (the "Premises") by staff at North York Civic Centre; and

WHEREAS Council is desirous of entering into an agreement with the Landlord for the provision of municipal facilities for parking facilities ancillary to the general administration of the municipality at the Premises, and of providing an exemption from taxation for municipal and school purposes to the Premises;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. The City of Toronto is authorized to enter into an agreement under section 252 of the *City of Toronto Act, 2006* with the Landlord for the provision of municipal facilities for parking facilities ancillary to the general administration of the municipality at the Premises, in accordance with O.Reg. 598/06 (the "Agreement").
2. The Premises are exempt from taxation for municipal and school purposes.
3. This by-law shall be deemed repealed:
 - (a) If the Landlord ceases to own or manage the Premises without having assigned the Agreement to the new Landlord of the Premises;
 - (b) If the City or its successor in law ceases to use the Premises for purposes of the general administration of the municipality;
 - (c) When the Lease, or any renewal or extension of the Lease, expires;
 - (d) If the Lease, or any renewal or extension of the Lease, is terminated, for any reason whatsoever; or

- (e) If the Agreement is terminated for any reason whatsoever.
- 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 day the Agreement is entered into by the City and the Landlord.

ENACTED AND PASSED this 23rd day of October, A.D. 2007.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)

SCHEDULE “A”

DESCRIPTION OF PREMISES

Assessment Roll No.: 1908-07-2-215-00400

Municipal Address: 5150 – 5160 Yonge Street

Legal Description: RP64R 8860 Parts 1 & 2, Excludes Library Site