

Authority: Economic Development Committee Item ED26.6, as adopted by City of Toronto Council on January 31 and February 1, 2018

CITY OF TORONTO

BY-LAW 105-2018

To designate the area along Yonge Street bounded by Woodlawn Avenue to the south and Heath Street to the north, and the area along St. Clair Avenue from Avoca Avenue to the east and Avenue Road to the west, as an improvement area.

Whereas under section 7 and paragraph 5 of subsection 8(2) of the City of Toronto Act, 2006 (the "Act"), the City may designate business improvement areas as part of its authority to pass by-laws respecting the economic, social and environmental well-being of the City; and

Whereas under sections 7 and 8 of the Act and the specific power in section 141, the City may establish city boards for those purposes; and

Whereas the City of Toronto Municipal Code Chapter 19, Business Improvement Areas ("Chapter 19") sets out the procedures for the adoption by Council of a designating by-law and the establishment and operation of a business improvement area board of management; and

Whereas Council has authorized the designation of the area along Yonge Street bounded by Woodlawn Avenue to the south and Heath Street to the north, and the area along St. Clair Avenue from Avoca Avenue to the east and Avenue Road to the west, as an improvement area; and

Whereas section 19-2.4A(2) of Chapter 19 provides that before passing a by-law to designate an improvement area, notice of intention to pass the by-law shall be sent by prepaid mail to every person who is listed as owner and is assessed for rateable property that is in a business property class that is located in the proposed improvement area; and

Whereas business property class is defined in Chapter 19 as the commercial property classes and the industrial property classes within the meaning of subsection 275(1) of the City of Toronto Act, 2006; and

Whereas section 19-2.4B of Chapter 19 provides that a person who receives notice under section 19-2.4A(2) shall, within 30 days of the date of the notice, give a copy of the notice to each non-residential tenant of such property; and

Whereas sections 19-2.4H and I of Chapter 19 provide that Council shall not pass a by-law to establish a new business improvement area if, within 60 days after the date the notice is mailed, the number of ballots received by the Clerk fails to exceed the lesser of a minimum of 30 percent of the number of notices mailed, or 100 ballots; or if 50 percent or more of the ballots accepted by the Clerk respond in the negative; and

Whereas notice of the intention to pass the by-law has been sent as required by section 19-2.4A(2), and although petitions objecting to the passing of the by-law have been received by the Clerk within the time frame set out in section 19-2.4I, the number of objections received is not enough to prevent the passing of this by-law; and

Whereas Council has authorized the designation of an area along Yonge Street bounded by Woodlawn Avenue to the south and Heath Street to the north, and the area along St. Clair Avenue from Avoca Avenue to the east and Avenue Road to the west, as an improvement area;

The Council of the City of Toronto enacts:

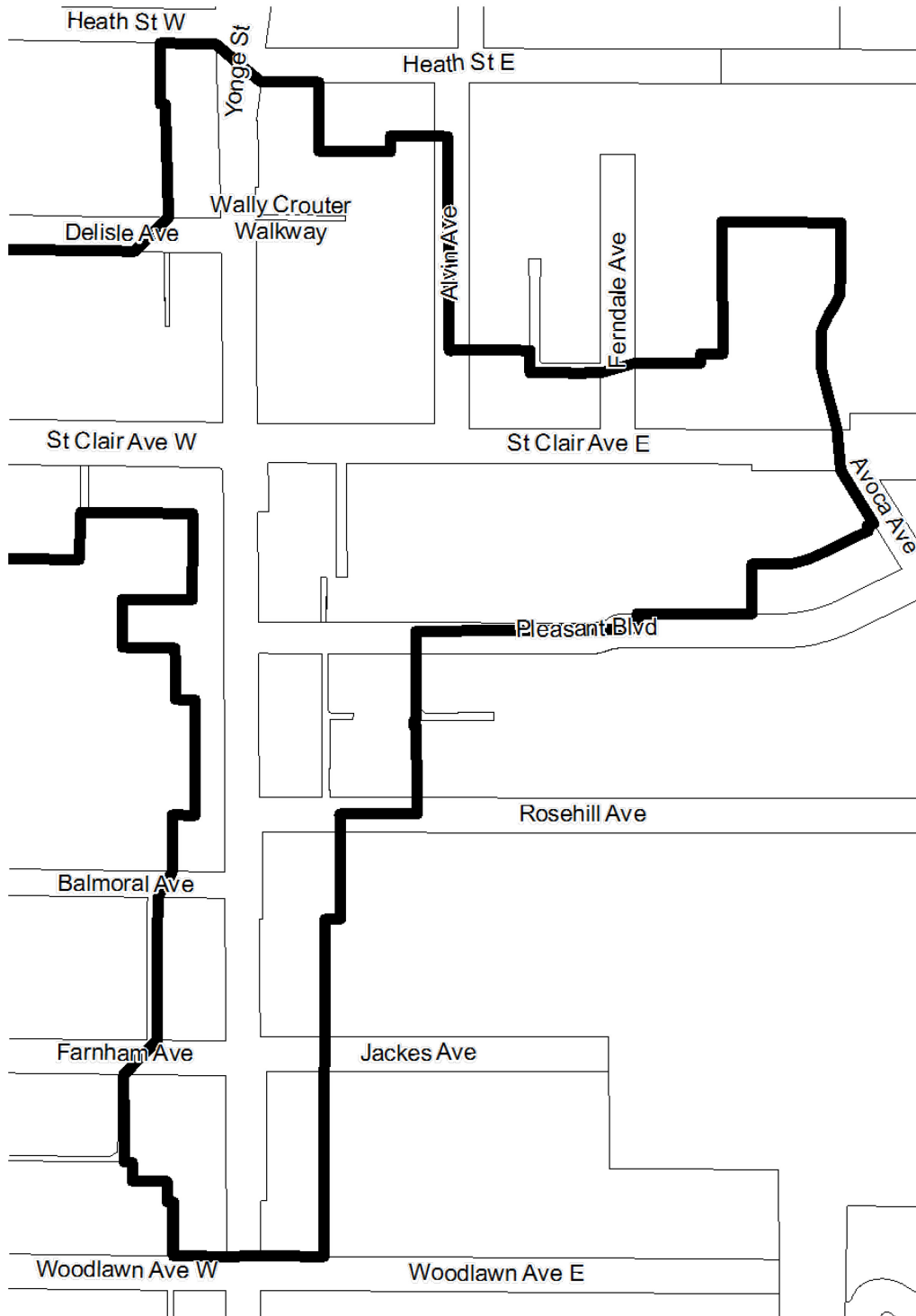
1. The area shown on the attached Maps 1 and 2 is designated as a business improvement area under Municipal Code Chapter 19, Business Improvement Areas.


Enacted and passed on February 1, 2018.

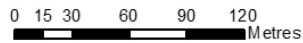
Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)

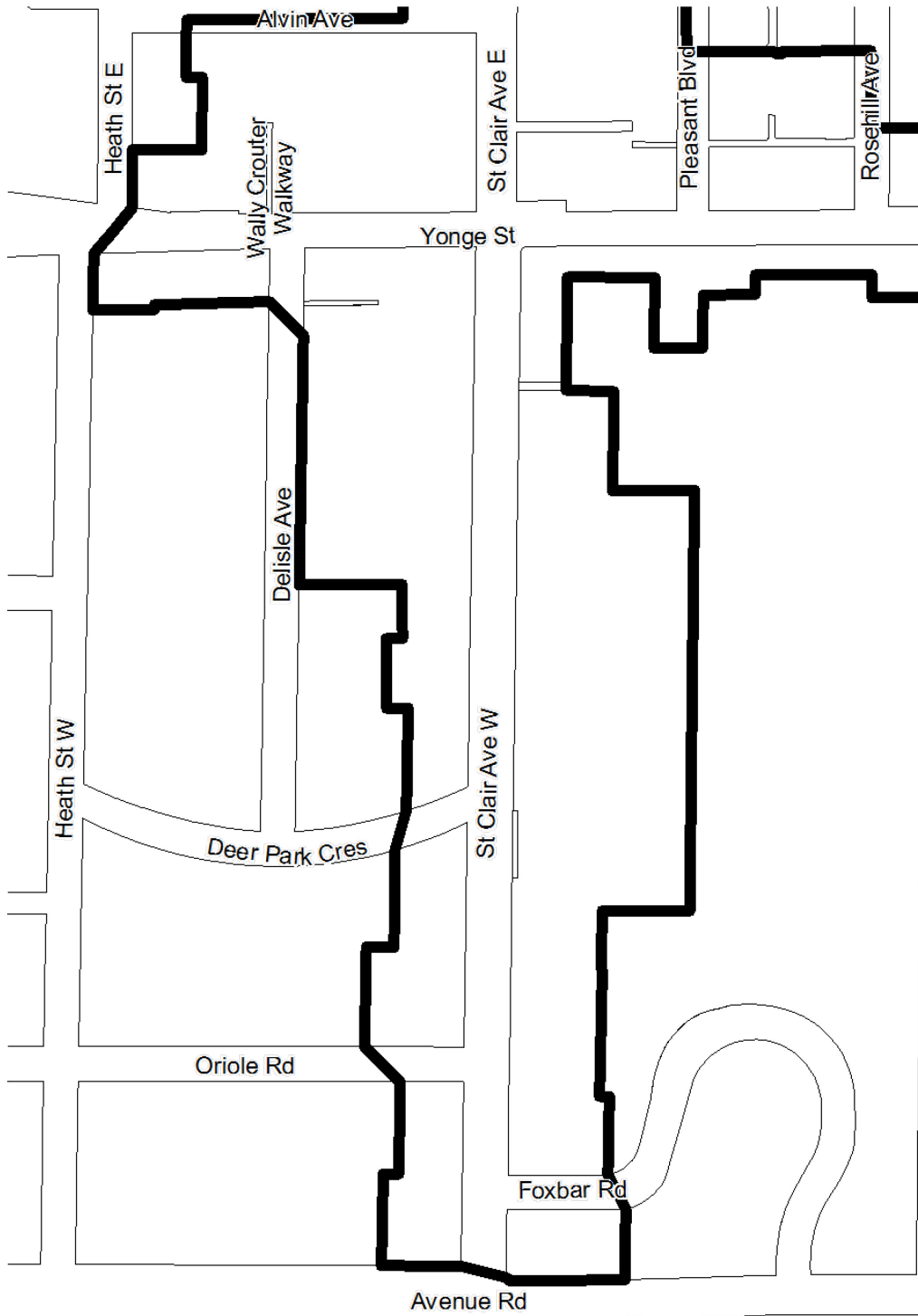



 Yonge & St. Clair BIA

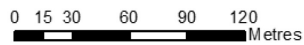


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January 2018

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