

Authority: Government Management Committee Item GM29.3, as adopted by City of Toronto Council on July 23, 24, 25, 26, 27 and 30, 2018

## **CITY OF TORONTO**

### **BY-LAW 1072-2018**

#### **To authorize the entering into of an agreement for the provision of a municipal capital facility at 5 Bartonville Avenue East.**

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 subsection 2(1) of Ontario Regulation 598/06 prescribes municipal facilities related to the provision of social and health services; and

Whereas the City will be entering into a Lease (the "Lease") as the landlord with the Urban Arts Community Arts Council (the "Tenant") for the use of the premises particularly described in Schedule A (the "Premises") for the provision of a facility used for cultural purposes; and

Whereas Council is desirous of entering into an agreement (the "Agreement") with the Tenant 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 Tenant 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 This by-law shall be deemed repealed:
  - (a) if the City ceases to be the landlord without assigning the Lease to its successor;
  - (b) if the Premises cease to be used for the provision of a facility used for cultural purposes;
  - (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 later of the following:
- (a) the date this by-law is enacted;
  - (b) the commencement date of the Lease; and
  - (c) the date the municipal capital facility agreement is entered into.

Enacted and passed on July 27, 2018.

Glenn De Baeremaeker,  
Deputy Speaker

Ulli S. Watkiss,  
City Clerk

(Seal of the City)

**SCHEDULE A**  
**Description of Premises**

**5 Bartonville Avenue East**

Approximately 3,800 square feet of space at 5 Bartonville Avenue East comprised of the entire property.

Assessment Roll No.: 1914-06-1-110-01100