

Authority: Planning and Housing Committee  
Item PH21.4, as adopted by City of Toronto  
Council on March 10, 2021

## CITY OF TORONTO

### BY-LAW 158-2021

**To authorize the entering into of an agreement for the provision of a municipal capital facility for affordable housing at 393 Dundas Street East and its exemption from the payment of development charges.**

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(18) of Ontario Regulation 598/06 prescribes municipal facilities used for affordable housing for the purpose of section 252 of the City of Toronto Act, 2006; and

Whereas subsection 7(1) of Ontario Regulation 598/06 requires that in respect of municipal facilities used for housing, that all the housing units fall within the definition of "affordable housing" as that term is defined in the Municipal Housing Facility By-law 1756-2019; and

Whereas St. Jude Community Homes has agreed to provide affordable housing at the property currently known as 393 Dundas Street East, Toronto; and

Whereas the portions of the Premises identified in Schedule A hereto are to be primarily used for affordable housing (the "Eligible Premises"); and

Whereas Council wishes to enter into an agreement with St. Jude Community Homes for the provision of municipal capital facilities for use as affordable housing at the Eligible Premises;

The Council of the City of Toronto enacts:

1. The City of Toronto is authorized to enter into an agreement under section 252 of the City of Toronto Act, 2006 with St. Jude Community Homes for the provision of affordable housing at the Eligible Premises, in accordance with Ontario Regulation 598/06 (the "Agreement").
2. St. Jude Community Homes shall be exempt from the payment of development charges in respect of the Eligible Premises imposed by the City under the Development Charges Act, 1997, S.O. 1997, c.27, while this by-law is in force.

Enacted and passed on March 10, 2021.

Frances Nunziata,  
Speaker

John D. Elvidge,  
Interim City Clerk

(Seal of the City)

**Schedule A**  
**Description of Premises**

**Legal Description**

PIN: 21090-0233 (LT)

Part of Lot 70 Plan 160 Toronto as in CT934245; except Part 2, 63R40111 City of Toronto

**The Eligible Premises**

Construction of a building containing 12 units of which 12 units will be affordable housing units or such other number of units as approved by the City at 393 Dundas Street East, Toronto.