

Authority: Executive Committee Item EX1.1,  
adopted as amended, by City of Toronto Council  
on January 30 and 31, 2019

## CITY OF TORONTO

### BY-LAW 1077-2021

**To authorize the entering into of an agreement for the provision of a municipal capital facility for affordable housing at 705 Warden Avenue 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 705 Warden Holdings Limited has agreed to provide affordable housing at the property currently known as 705 Warden Avenue, 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 705 Warden Holdings Limited 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 705 Warden Holdings Limited for the provision of affordable housing at the Eligible Premises, in accordance with Ontario Regulation 598/06 (the "Agreement").
2. 705 Warden Holdings Limited 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 December 17, 2021.

Frances Nunziata,  
Speaker

John D. Elvidge,  
City Clerk

(Seal of the City)

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

**Legal Description**

Part of PIN 06450-0022 (LT)

Part of Lot 32, Concession C, Part 1 Expropriation Plan 7167, Part 1 Expropriation Plan 7794 & as in SC626131, SC390650 S/T SC626131; S/T SC150863, SC357585, SC382124, SC420092 Scarborough, City of Toronto.

**The Eligible Premises**

Construction of a building containing 687 units of which 250 units will be affordable housing units or such other number of units as approved by the City at 705 Warden Avenue, Toronto.