

Authority: General Government Committee Item GG2.22,  
as adopted by City of Toronto Council on March 29, 30,  
and 31, 2023  
City Council voted in favour of this by-law on March 31,  
2023

## CITY OF TORONTO

### BY-LAW 278-2023

**To authorize the entering into of an agreement for the provision of a municipal capital facility used for the protection, regulation and control of animals located at 705 Progress Avenue, Unit 15, and its exemption from taxation for municipal and school purposes.**

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 used for the protection, regulation and control of animals; and

Whereas the City intends to enter into a lease (the "Lease") as the landlord with Toronto Cat Rescue (the "Tenant") at 705 Progress Avenue, Unit 15, for the use of the premises particularly described in Schedule A (the "Premises") as a facility used for the protection, regulation and control of animals; and

Whereas Council wishes to enter 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 this 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 This by-law shall be deemed repealed with respect to the Premises:
  - (a) if the City ceases to be the landlord without assigning the Lease to its successor;
  - (b) if the Tenant ceases to be the tenant without assigning the Lease to its successor;
  - (c) if the Premises cease to be a facility used for the protection, regulation and control of animals; or
  - (d) when the Lease, or any renewal or extension of the Lease expires or is terminated.

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 Agreement is entered into.

Enacted and passed on April 3, 2023.

Frances Nunziata,  
Speaker

John D. Elvidge,  
City Clerk

(Seal of the City)

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

Address: 705 Progress Avenue, Unit 15

Approximately 2,031 square feet of space at 705 Progress Avenue, Unit 15 in the City of Toronto  
Assessment Roll No.: 1901-05-2-810-04300