

Authority: Infrastructure and Environment Committee
Item IE7.5, adopted as amended, by City of Toronto
Council on November 8 and 9, 2023
City Council voted in favour of this by-law on
November 9, 2023
Written approval of this by-law was given by
Mayoral Decision 23-2023 dated November 9, 2023

CITY OF TORONTO

BY-LAW 1088-2023

To dedicate certain lands along Cherry Street, located between Lake Shore Boulevard East and the southerly limit of the Keating Channel, and New Cherry Street, located between southerly limit of the Keating Channel and Commissioners Street, for public highway purposes.

Whereas as part of the Port Lands Flood Protection and Enabling Infrastructure Project, part of Cherry Street is being realigned to the west of its current location; and

Whereas a new bridge has been constructed, carrying the realigned Cherry Street over the Keating Channel; and

Whereas arrangements are being made for the acquisition by the City in fee simple of most of the lands involved in the realignment; and

Whereas the Toronto Port Authority ("PortsToronto") owns a portion of the lands over which the new Cherry Street bridges are located with sections of the realignment created by infilling small portions of Ports Toronto owned waterlots in the Keating Channel and inner harbour (formerly known as Essroc Quay), and an easement is expected to be transferred from PortsToronto, authorizing the use of the lands as a public highway pending the anticipated transfer of the lands to the City in fee simple, which is subject to approval of the Minister of Transport;

The Council of the City of Toronto enacts:

1. Certain land described as follows:

PART OF PIN 21385-0052 (LT)
PART OF BLOCK LK, REGISTERED PLAN 520-E
DESIGNATED AS PARTS 5 & 7, PLAN 66R-33535

PART OF PIN 21385-0224 (LT)
PART OF BLOCK LK, REGISTERED PLAN 520-E
DESIGNATED AS PARTS 9, 10 & 11, PLAN 66R-33535
PART OF BLOCK 8, REGISTERED PLAN 520-E
DESIGNATED AS PARTS 18 & 19, PLAN 66R-33535

PART OF PIN 21385-0056 (LT)
PART OF CHANNEL OF THE DON RIVER, REGISTERED PLAN
520-E DESIGNATED AS PARTS 13, 15, 26, 27, 29 & 31 PLAN 66R-
33535

PART OF PIN 21384-0354 (LT)
PART OF MARSH LANDS GRANTED TO THE CITY OF TORONTO
BY THE ONTARIO GOVERNMENT ON MAY 18, 1880 AND THE
DOMINION GOVERNMENT ON OCTOBER 10, 1903, PART OF 150
FEET WIDE ROAD (CLOSED BY ES11973), REGISTERED PLAN
159-E, DESIGNATED AS PART 33, PLAN 66R-33535

PART OF MARSH LANDS GRANTED TO THE CITY OF TORONTO
BY THE ONTARIO GOVERNMENT ON MAY 18, 1880 AND THE
DOMINION GOVERNMENT ON OCTOBER 10, 1903, PART OF 150
FEET WIDE ROAD (CLOSED BY ES11973), PART OF CHERRY
STREET (CLOSED BY UNREGISTERED BY-LAW 4932)
REGISTERED PLAN 159-E DESIGNATED AS PARTS 34, PLAN 66R-
33535

PART OF ROAD 150 FEET WIDE (CLOSED BY BY-LAW 13521,
INST. ES11973), REGISTERED PAN 159-E
DESIGNATED AS PARTS 37 & 38, PLAN 66R-33535
PART OF CHERRY STREET (CLOSED BY UNREGISTERED BY-
LAW 4932, REGISTERED PLAN 159-E DESIGNATED AS PART 41,
PLAN 66R-33535

PART OF MARSH LANDS GRANTED TO THE CITY OF TORONTO
BY THE ONTARIO GOVERNMENT ON MAY 18, 1880 AND THE
DOMINION GOVERNMENT ON OCTOBER 10, 1903, REGISTERED
PLAN 159-E DESIGNATED AS PART 44, PLAN 66R-33535

PART OF MARSH LANDS GRANTED TO THE CITY OF TORONTO
BY THE ONTARIO GOVERNMENT ON MAY 18, 1880 AND THE
DOMINION GOVERNMENT ON OCTOBER 10, 1903, PART OF
CHERRY STREET (CLOSED BY UNREGISTERED BY-LAW 4932),
REGISTERED PLAN 159-E DESIGNATED AS PARTS 46, 48 & 49,
PLAN 66R-33535

City of Toronto and Province of Ontario
Land Titles Division of the Toronto Registry Office (No. 66)

are dedicated for public highway purposes.

2. Section 1 of this by-law does not come into effect until the date that the last of the interests in land in Schedule A is conveyed to the City.

Enacted and passed on November 9, 2023.

Frances Nunziata,
Speaker

John D. Elvidge,
City Clerk

(Seal of the City)

Schedule A

Parts on Reference Plan No. 66R-33535	Property Interest to be Acquired by City
33, 34, 37, 38, 41, 44, 46, 48, 49	Fee Simple Transfer
5, 7, 13, 15, 26, 27, 29, 31	Easement Transfer from PortsToronto
9, 10, 11, 18, 19.	Fee Simple Transfer