

Waterfront Toronto Access to City-Owned Lands For Environmental Testing

Date:	October 9, 2009
To:	Government Management Committee
From:	Chief Corporate Officer
Wards:	28, 30, 32
Reference Number:	P:\2009\Internal Services\F&re\Gm09085F&re – (AFS 10698)

SUMMARY

The purpose of this report is to seek Council Authority to enter into an Access Agreement (the “Agreement”) with Waterfront Toronto for access to four City-owned properties to conduct environmental testing.

RECOMMENDATIONS

The Chief Corporate Officer recommends that:

1. Authority be granted to enter into an Access Agreement with Toronto Waterfront Toronto Revitalization Corporation (“WT”) for the City-owned properties located at 480 Lake Shore Blvd East, 400 Commissioner Street, 545 Commissioner Street and 9 Leslie Street (“Subject Lands”) to conduct geo-environmental baseline investigations and examinations, substantially on the terms and conditions set-out in Schedule “A” and any other terms and conditions as the City Solicitor may deem necessary to protect the City’s interest.
2. Each Chief Corporate Officer and the Director of Real Estate Services be authorized severally to execute the Agreement on behalf of the City.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Financial Impact

There is no financial impact to the City as a result of approving this report.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

DECISION HISTORY

At its January 31, February 1 and 2, 2006 meeting, Council adopted Policy and Finance Committee Report No. 1, Clause 27, titled “Toronto Waterfront Revitalization: Memorandum of Understanding (MOU) between the City of Toronto, City of Toronto Economic Development Corporation and Toronto Waterfront Revitalization Corporation, and Shareholder Declaration and Shareholder Resolution” outlining the roles and responsibilities of the partners with respect to waterfront renewal activities in East Bayfront and the Port Lands.

On July 25, 2006, Council adopted Policy and Finance Report No. 6, Clause 8, titled “Toronto Waterfront Revitalization Initiative Five-Year Business Plan/Ten-Year Forecast”, outlining waterfront renewal projects in the Port Lands, East Bayfront and West Don Lands approved by the Government of Canada, the Province of Ontario and the City of Toronto.

ISSUE BACKGROUND

Pursuant to Waterfront Toronto’s Five-Year Business Plan/Ten-Year Forecast that was approved by Council in July, 2006, WT would like to begin the Environmental audits on the Subject lands.

Although the MOU sets out the general principles of the Waterfront Revitalization, the Agreement is required to set-out the specifics of the environmental testing, indemnity and insurance provisions and to protect the current occupants of the Subject Lands.

COMMENTS

In order to streamline the approval process, approval for the Agreement relating to the Subject Lands is sought to replace the need for four individual site-by-site access requests to Council, thereby helping to expedite waterfront renewal efforts. The terms of the Agreement are outlined substantially in Appendix A, attached.

400 Commissioner Street is under the management of Solid Waste, 545 Commissioner Street and 9 Leslie are under the management of Toronto Water and 480 Lake Shore is under the management of Facilities and Real Estate. Both Solid Waste Management and Toronto Water have been consulted and are in agreement with this report.

CONTACT

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SIGNATURE

Bruce Bowes, P.Eng.
Chief Corporate Officer

ATTACHMENTS

Appendix "A"
Appendix "B"