



**STAFF REPORT  
ACTION REQUIRED**

**Assumption of Services – Brian Harrison Way  
Bionvest Investments Limited**

<b>Date:</b>	November 19, 2010
<b>To:</b>	Scarborough Community Council
<b>From:</b>	City Solicitor
<b>Wards:</b>	Ward No. 38 (Scarborough Centre)
<b>Reference Number:</b>	RDA2-700-2002-34

**SUMMARY**

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This report requests Council’s authority for the City to assume the services with respect to the above development.

**RECOMMENDATIONS**

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The City Solicitor recommends that:

1. City Council assume the services installed for the above development and that the City formally assume the road within the development;
2. City Council authorize the Legal Services Division to release the performance guarantee held with respect to this development;
3. City Council direct that an assumption By-law be prepared to assume the public highways and municipal services in the above development;
4. City Council authorize and direct the City Solicitor to register the assumption By-law in the Land Registry Office, at the expense of the Owner;
5. City Council authorize the City Clerk and Treasurer to sign any release or other documentation necessary to give effect thereto; and
6. City Council authorize the appropriate City officials to transfer ownership of the street lighting system constructed within this development to Toronto Hydro.

## **Financial Impact**

The recommendations have no financial impact beyond what has already been approved in the current year's budget.

## **ISSUE BACKGROUND**

Bionvest Investments Limited entered into a Servicing Agreement dated February 3, 2003, with the City of Toronto.

## **COMMENTS**

All obligations of the Servicing Agreement have been completed, all relevant City Divisions have signed the Development Acceptance Form and it is now appropriate for the City to assume the services and for Legal Services to authorize the release of the performance guarantee in respect of this Development.

## **CONTACT**

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## **SIGNATURE**

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Anna Kinastowski, City Solicitor

## **ATTACHMENTS**

1. Site map

