



## STAFF REPORT ACTION REQUIRED

### **Assumption of Services, Railway Land West Subdivision, Phase 2 and 3 Registered Plan 66M-2479 and Parts 1, 2, 3, 4 and 5 of Plan 66R-24863**

<b>Date:</b>	September 26, 2013
<b>To:</b>	Toronto & East York Community Council
<b>From:</b>	Helen Noehammer, P. Eng., Director, Engineering Review
<b>Wards:</b>	Ward 20 Trinity-Spadina
<b>Reference Number:</b>	P:\2013\Cluster B\TEC\TE13049 (AFS 18230)

### **SUMMARY**

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This report requests Council's authority for the City to assume the municipal roads and services within Phases 2 and 3 of the Railway Lands West Subdivision, in accordance with the terms of the Subdivision Agreement for Plan 66M-2479 and Parts 1, 2, 3, 4 and 5 of Plan 66R-24863, dated February 11, 2008 between Concord Adex Developments Corp., CityPlace Developments Corp. and the City of Toronto.

### **RECOMMENDATIONS**

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The Director of Engineering Review recommends that:

1. City Council assume the services installed within Phases 2 and 3 of the Railway Lands West Subdivision and that the City formally assume the roads within the Registered Plan of Subdivision 66M-2479 and on Parts 1, 2, 3, 4 and 5 of Plan 66R-24863;
2. City Council authorize the Director, Engineering Review to release the performance guarantee held with respect to the municipal services in accordance with the Subdivision Agreement;

3. City Council direct that an assumption By-law be prepared to assume the public highway and municipal services within the Registered Subdivision Plan 66M-2479 and Parts 1, 2, 3, 4 and 5 of Plan 66R-24863;
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 and direct the appropriate City Officials to transfer ownership of the street lighting system constructed within the Plan of Subdivision 66M-2479 and Parts 1, 2, 3, 4 and 5 of Plan 66R-24863 to Toronto Hydro; and
6. City Council authorize the appropriate City Officials to take the necessary action to give effect thereto.

### **Financial Impact**

There are no financial implications resulting from the adoption of this report.

### **ISSUE BACKGROUND**

The subject subdivision is shown on the attached reduced copy of the Plan of Subdivision 66M-2479 (Attachment 1) and on Parts 1 to 5 of Reference Plan 66R-24863 (Attachment 2). The municipal services required under the terms of the Subdivision Agreement, dated February 11, 2008 between with Concord Adex Developments Corp., CityPlace Developments Corp., and the City of Toronto are in the required condition to be assumed by the City. The streets include the following:

- Fort York Boulevard (Brunel Court to Dan Leckie Way)
- Capreol Court
- Dan Leckie Way

### **COMMENTS**

The municipal roads and services within Fort York Boulevard (Brunel Court to Dan Leckie Way), Capreol Court and Dan Leckie Way have been completed in accordance with the Subdivision Agreement and these roads and services can now be assumed by the City.

The local Councillor and all other affected City Divisions have been advised that the City intends to assume the roads and associated services and no objections have been raised. Since the services are in satisfactory condition, it is recommended that Council pass an assumption by-law to assume the municipal roads and services within Fort York Boulevard (Brunel Court to Dan Leckie Way), Capreol Court and Dan Leckie Way.

## **CONTACT**

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## **SIGNATURE**

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Helen Noehammer, P. Eng.,  
Director, Engineering Review

## **ATTACHMENT**

Attachment 1: Plan of Subdivision 66M-2479  
Attachment 2: Registered Plan 66R-24863