

January 9, 2015

To: Toronto and East York Community Council

From: Toronto Preservation Board

Subject: Intention to Designate under Part IV, Section 29 of the Ontario Heritage Act and Authority to Enter Into a Heritage Easement Agreement – 89-109 Niagara Street

Recommendations:

The Toronto Preservation Board recommends to the Toronto and East York Community Council that:

- 1. City Council state its intention to designate the property at 89-109 Niagara Street (the National Casket Company Factories) under Part IV, Section 29 of the Ontario Heritage Act in accordance with the Statement of Significance: 89-109 Niagara Street, (Reasons for Designation) attached as Attachment No. 3 to the report (December 31, 2014) from the Director, Urban Design, City Planning Division.**
- 2. If there are no objections to the designation in accordance with Section 29(6) of the Ontario Heritage Act, City Council authorize the City Solicitor to introduce the bill in Council designating the properties under Part IV, Section 29 of the Ontario Heritage Act.**
- 3. If there are objections in accordance with Section 29(7) of the Ontario Heritage Act, City Council direct the City Clerk to refer the designation to the Conservation Review Board.**
- 4. If the designation is referred to the Conservation Review Board, City Council authorize the City Solicitor and appropriate staff to attend any hearing held by the Conservation Review Board in support of Council's decision on the designation of the properties.**
- 5. City Council grant authority for the execution of a Heritage Easement Agreement under Section 37 of the Ontario Heritage Act with the owner of the properties at 89-109 Niagara Street.**
- 6. City Council authorize the City Solicitor to introduce the necessary bills in Council authorizing the entering into of the Heritage Easement Agreement.**

Background:

The Toronto Preservation Board on January 9, 2015, considered a report (December 31, 2014) from the Director, Urban Design, City Planning Division, regarding Intention to Designate under Part IV, Section 29 of the Ontario Heritage Act and Authority to Enter Into a Heritage Easement Agreement – 89-109 Niagara Street.

Joel Farber, Fogler Rubinoff LLP, addressed the Toronto Preservation Board.

For City Clerk

J. Gerrard

c. Interested Persons

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2015.PB1.3>