

## **Permanent Closure of Portions of Subway Crescent for the Kipling Subway Redevelopment Project**

**Date:** May 23, 2017  
**To:** Etobicoke York Community Council  
**From:** Director, Transportation Services, Etobicoke York District  
**Wards:** Ward 5 - Etobicoke Lakeshore

### **SUMMARY**

---

Transportation Services recommends that portions of Subway Crescent be permanently closed for incorporation into the construction of the new inter-regional bus terminal and the Kipling Station.

### **RECOMMENDATIONS**

---

Transportation Services, Etobicoke York District recommends that:

1. City Council permanently close the portions of Subway Crescent designated as Parts 1, 2 and 4 on Plan 66R-29279 (the "Highway") and Parts 3, 5 and 6 on Plan 66R-29270 (the "Retained Lands") and shown as Part 1 (the "Retained Lands") and Part 2 (the "Highway") on Sketch No. PS.2017-054, attached to the report dated May 23, 2017, from the Director, Transportation Services, Etobicoke York District.
2. City Council enact a by-law substantially in the form of the draft by-law attached as Appendix "A" to the report dated May 23, 2017, from the Director, Transportation Services, Etobicoke York District.

### **FINANCIAL IMPACT**

---

The Province of Ontario, Ministry of Transportation has committed funds through Metrolinx for the Kipling "transit hub" to acquire lands and build facilities within the Kipling Station Redevelopment. This commitment requires Provincial ownership and control of the Metrolinx Terminal. The City of Mississauga has also committed funding up to \$5.5 million to the Kipling Station Redevelopment. Metrolinx will manage these Permanent Closure of Portions of Subway Crescent

funds in the design and construction of the Kipling Station Redevelopment and will be responsible for any budget overruns.

Consequently, the Kipling Station Redevelopment will have no immediate financial impact to the City or the TTC. Any potential costs arising from the sale of the Highway and other City-owned properties to Metrolinx to facilitate the Kipling Station Redevelopment will be recovered from Metrolinx under the MOU and Agreement of Purchase and Sale.

The proposed sale of the Highway to Metrolinx will be at fair market value and funds are to be deposited in the Land Acquisition Reserve Fund (LARF) (XR1012).

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

## **DECISION HISTORY**

---

In accordance with the City's Real Estate Disposal By-law No. 814-207, the Highway and the Retained Lands were declared surplus on June 28, 2016, conditional upon the Highway being permanently closed. The manner of disposal is by inviting an offer to purchase the Highway from Metrolinx, with Operational Management of the Retained Lands being transferred to TTC.

City Council, at its meeting of July 12, 2016, adopted Item GM13.20 titled "New Memorandum of Understanding for Kipling Station Redevelopment", which among other things, authorized the General Manager, Transportation Services to give notice to the public of a proposed by-law to close the Highway and the Retained Lands in accordance with the requirements of the City of Toronto Municipal Code Chapter 162 and the Municipal Class Environmental Assessment for Schedule "A+" activities.

## **COMMENTS**

---

Transportation Services has reviewed the feasibility of closing the Highway and the Retained Lands and has determined that the Highway and the Retained Lands can be permanently closed subject to the retention of easements for Toronto Hydro, Ontario Hydro and the City for an active 150 mm watermain and an active 525 mm storm sewer.

The closing process requires approval from City Council. The draft by-law is an Appendix to the report that recommends the closure of the Highway and the Retained Lands and is tabled at the same Etobicoke York Community Council meeting that the public has the opportunity to speak to the matter if they wish to do so.

The requirements for the Municipal Class Environmental Assessment for Schedule "A+" activities will be met during the posting of the public notice on the notices page of the City's web site for at least five working days prior to the Etobicoke York Community

Council meeting at which the proposed by-law to close the Highway and the Retained Lands will be considered.

## **CONTACT**

---

Luigi Nicolucci, Manager  
Traffic Planning and Right-of-Way Management  
Etobicoke York District  
Phone: 416-394-8412: Facsimile: 416-394-8942  
E-mail: Luigi.Nicolucci@toronto.ca  
AFS25025  
P:\2017\Cluster B\TRA\EtobicokeYork\eycc170104-tp

## **SIGNATURE**

---

Steven T. Kodama  
Director, Transportation Services  
Etobicoke York District

## **ATTACHMENTS**

---

Attachment 1 - Appendix "A" - Draft By-law  
Attachment 2 - Sketch No. PS-2017-054

**Attachment 1 – Draft By-law Appendix "A"**

**APPENDIX "A"**

Authority: Etobicoke Community Council Item \_\_\_\_\_, as adopted by City of Toronto Council on July 5, 2017.

**CITY OF TORONTO**

**BY-LAW No. \_\_\_\_\_-2017**

**To permanently close a portion of the part of the public highway known as  
Subway Crescent.**

Whereas it is recommended that portion of the public highway known as Subway Crescent be permanently closed as a public highway; and

Whereas notice of the proposed by-law to permanently close part of the said highway was posted on the notices page of the City's web site in accordance with the requirements of City of Toronto Municipal Code, Chapter 162 and the Etobicoke Community Council heard any person who wished to speak to the matter at its meeting held on June 13, 2017;

The Council of the City of Toronto enacts:

1. A portion of the public highway known as Subway Crescent, described as follows, is hereby permanently closed as a public highway:

**Part of PIN No. 07549-0111 (LT):** Part of Lot 7, Concession 5, Colonel Smith's Tract Etobicoke, Part of Lots 21, 22, 25, 26, 27, 28, 37, 38, 39, 40, 41, 42 and 43, Part of Subway Crescent (formerly St. Alban's Road), Part of Windsor Avenue (Closed by Instrument No. EB-88783), Plan 2561 Etobicoke, all shown as Parts 1, 2, 3, 4, 5 and 6, Plan 66R-29279, Etobicoke, City of Toronto.

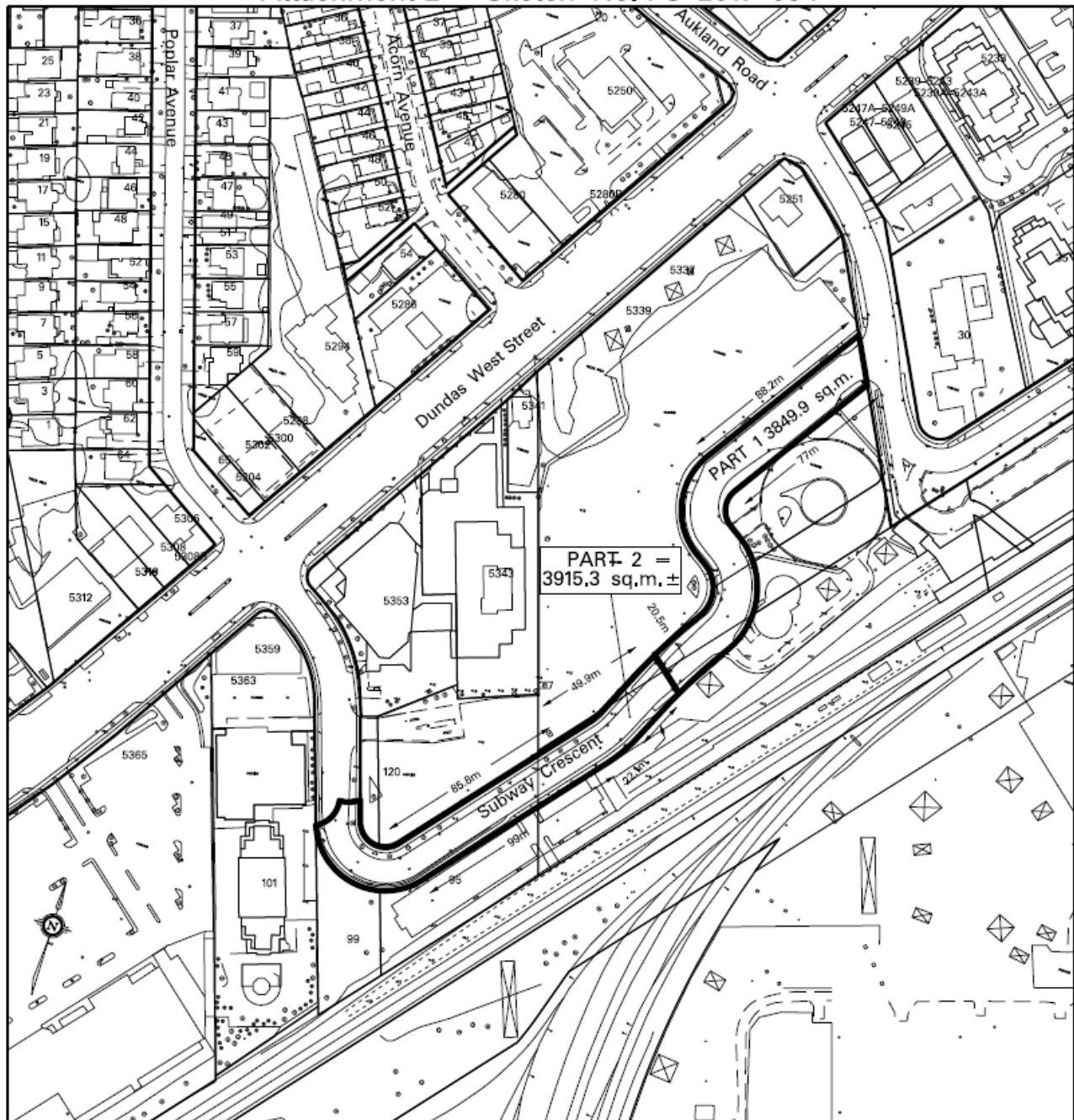
Enacted and passed on \_\_\_\_\_, 2017

Frances Nunziata,  
Speaker

(Seal of the City)

Ulli S. Watkiss.  
City Clerk

# Attachment 2 – Sketch No. PS-2017-054



**Toronto**

ENGINEERING & CONSTRUCTION SERVICES  
ENGINEERING SUPPORT SERVICES  
LAND & PROPERTY SURVEYS

## NOTE:

THIS SKETCH HAS BEEN  
COMPILED FROM OFFICE  
RECORDS, MEASUREMENTS  
ARE APPROXIMATE

CHECK BY JOHN HOUSE

PREPARED BY: DWAYNE PITT

WARD 5 – ETOBICOKE-LAKESHORE  
DATE: MAY 05, 2017

## PROPERTY INFORMATION SHEET

### CITY OWNED LAND PARTS OF SUBWAY CRESCENT

SKETCH No. PS-2017-054