

Ombudsman Toronto Report: Enquiry into the Section 37 Agreement for the Historic Mimico Train Station

Date: July 17, 2018

To: City Council

From: Susan E. Opler, Ombudsman

Wards: All

SUMMARY

Pursuant to section 170(2) of the *City of Toronto Act, 2006* (COTA), Ombudsman Toronto has concluded an Enquiry into the Section 37 agreement for the historic Mimico Train Station.

We hereby table with City Council for its July 23, 2018 session the Enquiry Report, dated July 9, 2018.

RECOMMENDATIONS

The Ombudsman recommends that:

- City Council vote to accept the report and direct the City Planning division and Parks, Forestry and Recreation (PF&R) to implement the recommendations.

FINANCIAL IMPACT

The report has no financial impact.

DECISION HISTORY

The Enquiry was conducted pursuant to section 171(1) of COTA, which empowers the Ombudsman to independently and impartially investigate any decision, recommendation, act or omission in the course of the administration of the City or many

of its agencies, corporations or adjudicative bodies. This function is conferred and exercised independently of Toronto City Council and of the City administration.

COMMENTS

Ombudsman Toronto conducted an Enquiry into the City's handling of a Section 37 agreement under the Planning Act for the restoration of the Mimico Train Station, currently located in Coronation Park, as a community benefit.

The Ombudsman found that the City's communication and coordination were inadequate, the City did not enforce the terms of the Section 37 agreement and it did not fulfill its responsibility to resolve issues that arose respecting implementation.

Ombudsman Toronto's Enquiry report contains 9 recommendations, directed to improving Section 37 processes at the City and to developing a plan for the future of the station. City Planning and PF&R have accepted all of the recommendations and have committed to implementing them.

CONTACT

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SIGNATURE

(Original signed)

Susan E. Opler
Ombudsman

ATTACHMENTS

Ombudsman Toronto Report: Enquiry into the Section 37 Agreement for the Historic Mimico Train Station, July 9, 2018