

July 20, 2018

Our File No.: 151262

Via Email (clerk@toronto.ca)

City Council
City of Toronto
12th Floor, West Tower, City Hall
Toronto, ON M5H 2N2

Attention: Marilyn Toft, Secretariat

Dear Sirs/Mesdames:

Re: EX36.4 – Delegation of Authority for the Remainder of the 2014-2018 Council Term

We are solicitors for Parallax (203 College) Development Inc. in respect of the property known municipally as 203 College Street (the “**Property**”). We would appreciate this correspondence being included as part of the record before City Council when the above-noted matter is considered at next week’s meeting.

Our request is that the recommendation of the Executive Committee be amended to include a delegated authority for appropriate City staff to deal with temporary road closures greater than thirty (30) days in connection with the ongoing construction on the Property

Basis for Request

Our client is in the process of constructing the approved redevelopment of the Property. This construction has progressed significantly and any delay at this time would cause significant prejudice to our client.

Through extensive discussions with City staff, and subsequent community consultation that went beyond our client’s obligations established by the Section 37 Agreement, our client finalized the construction management plan (the “**CMP**”) with City staff and the Councillor. However, as noted in correspondence to the City dated June 4, 2018, the timely and complete implementation of the CMP by the City is critical to ensuring that our client suffers no additional prejudice in respect of its construction activities.

At the request of local residents, the CMP requires closure of a portion of College Street for a period of time to facilitate construction on the Property. As we noted in our correspondence, the closure of a portion of College Street for more than thirty (30) days typically requires approval of

City Council. At that time, we requested assurances from the City that the requisite City staff report, recommending the partial closure of College Street, would be brought forward to the TEYCC meeting scheduled to commence on June 6, 2018.

In an e-mail dated June 5, 2018, the Director (A), Transportation Services advised that a staff report was not necessary at that time and confirmed that City staff will have delegated authority to issue permits for temporary road closures of more than thirty (30) days during the election break and that a report would be going forward to the July 2018 meeting of City Council. Our client also received assurances that permits would be issued during the election break. On the basis of these assurances, our client has continued construction on the Property, including tendering various contracts.

In reviewing the recommendation of the Executive Committee regarding delegation of authority for the remainder of the 2014-2018 Council term (Item EX36.4), we did not find a recommendation for delegated authority to issue permits for temporary road closures of more than thirty (30) days, whether generally or specific to the Property. As such, to implement the approved CMP and the representations made to our client by the City and on which our client has relied, we would respectfully request that the recommendation of the Executive Committee be amended as indicated above.

We would also appreciate receiving notice of any decisions in respect of this matter.

Yours truly,

Goodmans LLP



David Bronskill

DJB/

cc: Councillor Cressy
Client