



Toronto Preservation Board

Meeting No.	35	Contact	Ellen Devlin, Committee Administrator
Meeting Date	Tuesday, June 14, 2022	Phone	416-392-7033
Start Time	9:30 AM	E-mail	hertpb@toronto.ca
Location	Video Conference	Chair	Sandra Shaul

PB35.13	ACTION	Adopted		Ward: 11
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Alterations to a Heritage Property and Authority to Enter into a Heritage Easement Agreement - 1134 and 1140 Yonge Street

Confidential Attachment - Litigation or potential litigation that affects the City of Toronto and contains advice or communications that are subject to solicitor-client privilege

Board Recommendations

The Toronto Preservation Board recommends that:

1. City Council adopt the confidential recommendations contained in Confidential Attachment 1 to the report (May 30, 2022) from the City Solicitor.
2. City Council authorize the public release of the instructions in Confidential Attachment 1 to the report (May 30, 2022) from the City Solicitor if adopted by City Council, with the balance of Confidential Attachment 1 to remain confidential as it contains advice which is subject to solicitor-client privilege.

Decision Advice and Other Information

Dan DiBartolo, Planner, Heritage Preservation, Urban Design, City Planning gave a presentation on Alterations to a Heritage Property and Authority to Enter into a Heritage Easement Agreement - 1134 and 1140 Yonge Street.

The Toronto Preservation Board recessed its public session to meet in closed session to consider this item as it relates to the receiving of advice that is subject to solicitor-client privilege and contains information regarding potential litigation.

Origin

(May 30, 2022) Report from the City Solicitor

Summary

At its meeting on June 14, 2022, the Toronto Preservation Board considered Item [PB35.13](#) and made recommendations to City Council.

Summary from the report (May 30, 2022) from the City Solicitor:

The purpose of this report is to seek instruction with respect to an application to alter a property that has been designated under Part 4 of the Ontario Heritage Act. Authority is also requested to enter into a Heritage Easement Agreement for the properties at 1134 and 1140 Yonge Street. The owner has provided a revised development proposal that proposes the retention of the heritage designated buildings. The revised development proposal has been considered by City Council, in the form of the owner's settlement offer to the City, which has been accepted by City Council. The outstanding matters to be considered by City Council are with respect to the heritage alteration aspects of the revised development proposal.

Background Information

(May 30, 2022) Report from the City Solicitor - Alterations to a Heritage Property and Authority to Enter into a Heritage Easement Agreement - 1134 and 1140 Yonge Street

(<https://www.toronto.ca/legdocs/mmis/2022/pb/bgrd/backgroundfile-226583.pdf>)

Public Attachment 1 - Location Map

(<https://www.toronto.ca/legdocs/mmis/2022/pb/bgrd/backgroundfile-226584.pdf>)

Public Attachment 2 - Photographs

(<https://www.toronto.ca/legdocs/mmis/2022/pb/bgrd/backgroundfile-226585.pdf>)

Public Attachment 3 - Selected Drawings

(<https://www.toronto.ca/legdocs/mmis/2022/pb/bgrd/backgroundfile-226586.pdf>)

Public Attachment 4 - Statements of Significance and Attributes for properties

(<https://www.toronto.ca/legdocs/mmis/2022/pb/bgrd/backgroundfile-226587.pdf>)

Confidential Attachment 1 - Confidential Report from City Solicitor

(June 10, 2022) Staff Presentation - Alterations to a Heritage Property and Authority to Enter into a Heritage Easement Agreement - 1134 and 1140 Yonge Street