

**DELEGATED APPROVAL FORM  
CHIEF CORPORATE OFFICER  
DIRECTOR OF REAL ESTATE SERVICES**

**TRACKING NO.: 2016-094**

<input checked="" type="checkbox"/> Approved pursuant to the Delegated Authority contained in City Council Item CC27.6 entitled " <b>Metrolinx-City of Toronto-Toronto Transit Commission Master Agreement for Light Rail Transit Projects</b> " adopted by City Council on October 30, 31 and November 1, 2012. City Council confirmatory By-law No. 1448-2012, enacted on November 1, 2012.			
Prepared By:	Susan Lin	Division:	Real Estate Services
Date Prepared:	April 25, 2016	Phone No.:	416-392-4135
<b>Chief Corporate Officer has approval authority to approve the disposal to Metrolinx of certain Transit Lands for nominal consideration, (on terms satisfactory to the Chief Corporate Officer and in a form acceptable to the City Solicitor).</b>			
<b>Purpose</b>	To obtain authority to grant a temporary licence over City-owned land to the south of 1435 Eglinton Avenue West, to Metrolinx as required for the implementation of the Eglinton-Scarborough Crosstown Light Rail Transit Project (the "Project").		
<b>Property</b>	Parcel of vacant land comprised of: <ul style="list-style-type: none"> <li>(i) City-owned land on the south side of Eglinton Avenue West, described as part of Lots 10 &amp; 11 and part of Lot 49, Registered Plan 1103, City of Toronto, being part of PIN 10459-0130 (LT) and all of PIN 10459-0145 (LT), shown as Parts 1, 2, &amp; 4 on Sketch Job Number 2013-0183-13;</li> <li>(ii) Land owned by Infrastructure Ontario on the south side of Eglinton Avenue West, described as being part of Lot 49, Registered Plan 1103, City of Toronto, being part of PIN 10459-0131(LT), shown as Part 3 on Sketch Job Number 2013-0183-13;</li> </ul> Both as shown on Appendix "A" (collectively, the "Property").		
<b>Actions</b>	<ol style="list-style-type: none"> <li>1. Authority be granted to enter into a temporary licence (the "Temporary Licence") with Metrolinx for a term of one (1) four-week period and one (1) two-week period, with 30 days' notice prior to commencement, in, over, upon and through the Property, subject to Infrastructure Ontario providing consent to the Temporary Licence as it relates to Part 3 on Sketch Job Number 2013-0183-13, for nominal consideration, for the construction of the Project, on terms and conditions as set out herein and as deemed appropriate by the Chief Corporate Officer or designate, and in a form satisfactory to the City Solicitor;</li> <li>2. Authority be granted for the Chief Corporate Officer to execute a consent between the City, Metrolinx and Infrastructure Ontario with respect to the Temporary Licences of the Property.</li> </ol>		
<b>Financial Impact</b>	There is no financial impact resulting from this DAF. The proposed Temporary Licence will be granted for nominal consideration.  Pursuant to Schedule G (Real Estate Protocol) contained in the Master Agreement between the City, the Toronto Transit Commission and Metrolinx for the implementation of the Toronto Light Rail Transit Program dated November 28 <sup>th</sup> , 2012 ("Master Agreement"), temporary use property requirements not required for City purposes are to be provided to Metrolinx for nominal consideration.  The Deputy City Manager & Chief Financial Officer has reviewed this DAF and agrees with the financial impact information.		
<b>Comments</b>	Metrolinx requires fee simple interest over part of the lands owned by Infrastructure Ontario ("IO"), located at the southwest corner of Eglinton Avenue West and Everden Road, for the purpose of constructing a station entrance; however these lands plus the Property are currently being occupied by Toronto Police Services ("TPS") for parking. Metrolinx has agreed to re-stripe the parking lot after construction of the station entrance to minimize the number of parking spots TPS would lose resulting from the construction of the station entrance. As such, Metrolinx has made the request for the Temporary Licence over the Property for re-striping purposes. TPS has provided its consent to the Temporary Licence.  IO is the owner of Part 3 on Sketch Job Number 2013-0183-13 located within the Property. The grant of the Temporary Licence is subject to a consent of IO, who have agreed to grant such consent on terms and conditions satisfactory to the City Solicitor and the IO Solicitor. As such, authority is now being sought to permit the Chief Corporate Officer to execute such consent on behalf of the City prior to granting the Temporary Licence.  The Property Management Committee has reviewed Metrolinx' requirements of the Property and recommends that a Temporary Licence be conveyed to Metrolinx subject to protection of the City or third-party infrastructure and/or utilities.		

<b>Terms</b>	<p>Temporary Licence – Major Provisions:</p> <ul style="list-style-type: none"> <li>(i) Term: one (1) four-week period and one (1) two-week period, commencing on 30 days' written notice by Metrolinx;</li> <li>(ii) Upon the expiration of the Term, Metrolinx must, at its sole cost, remove its equipment and debris from the Property and restore the Property to the satisfaction of the City;</li> <li>(iii) Metrolinx to repair all damage caused by any exercise of its rights under the Temporary Licence to the satisfaction of the Chief Corporate Officer;</li> <li>(iv) Insurance provisions as per Schedule B to the Master Agreement, or such other insurance that is equal to or greater than the insurance provided as set out in Schedule B, together with such other conditions as the Chief Corporate Office may deem appropriate.</li> </ul>
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<b>Property Details</b>	<b>Ward:</b>	21 – St. Paul's
	<b>Assessment Roll No.:</b>	N/A
	<b>Approximate Area:</b>	697.2 m <sup>2</sup> ± (7,504.6 ft <sup>2</sup> ±)
	<b>Other Information:</b>	

**Consultation with Councillor(s)**

Councillor:	Joe Mihevc	Councillor:	
Contact Name:	Joe Mihevc	Contact Name:	
Contacted by:	<input type="checkbox"/> Phone <input checked="" type="checkbox"/> E-Mail <input type="checkbox"/> Memo <input type="checkbox"/> Other	Contacted by:	<input type="checkbox"/> Phone <input type="checkbox"/> E-mail <input type="checkbox"/> Memo <input type="checkbox"/> Other
Comments:	Notified (April 25, 2016)	Comments:	

**Consultation with ABCDs**

Division:	Toronto Police Services	Division:	Financial Planning
Contact Name:	James Lester / Enrico Pera	Contact Name:	Filisha Mohammed
Comments:	Consented (April 19, 2016)	Comments:	April 25, 2016

**Legal Division Contact**

Contact Name:	Lisa Davies (2-7270) (April 25, 2016)
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DAF Tracking No.: 2016-094	Date	Signature
Recommended by: Manager	April 26, 2016	Tasse Karakolis
<input checked="" type="checkbox"/> Recommended by: Director of Real Estate Services <input type="checkbox"/> Approved by: Joe Casali	April 26, 2016	Brian Varner for Joe Casali
<input checked="" type="checkbox"/> Approved by: Chief Corporate Officer Josie Scioli	April 26, 2016	Josie Scioli



