

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

TRACKING NO.: 2017-173

Approved pursuant to the Delegated Authority contained in Executive Committee Item EX43.7 entitled "Delegation of Authority in Certain Real Estate Matters" adopted by City Council on May 11 and 12, 2010. City Council confirmatory By-law No. 532-2010, enacted on May 12, 2010 as amended by CC27.6 entitled "Metrolinx-City of Toronto-Toronto Transit Commission Master Agreement for Light Rail Transit Projects" 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.

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|----------------|---------------|------------|----------------------|
| Prepared By: | Trixy Pugh | Division: | Real Estate Services |
| Date Prepared: | June 14, 2017 | Phone No.: | (416) 392-8160 |

Chief Corporate Officer has approval authority to approve the disposal to Metrolinx of certain Transit Lands in accordance with the Real Estate Principles identified in the Master Agreement (on terms satisfactory to the Chief Corporate Officer and in a form acceptable to the City Solicitor).

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| Purpose | To obtain authority to grant a temporary licence to Metrolinx to use subsurface portions of 643 Eglinton Avenue West for installation of tiebacks, starting at a depth of 3.0m as required for the implementation of the Eglinton-Scarborough Crosstown Light Rail Transit Project (the "Project"). |
| Property | Subsurface portions of 643 Eglinton Avenue West, described as being all of Lot 1 and Part of Lots 2 & 3 on Plan 2639, shown as Part 1 on draft Plan No. 2013-16427-7 (the "Property"). |
| Actions | <ol style="list-style-type: none"> 1. Authority be granted to enter into a temporary licence with Metrolinx for a term of two (2) years, for the installation of tie-backs in and through the Property to support shoring and excavation, 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; 2. Authority be granted for the Chief Corporate Officer to administer and manage the temporary licences including the provision of any consent, approvals, waivers, notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matter to City Council for its determination and direction; 3. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto. |
| Financial Impact | <p>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 28th, 2012 ("Master Agreement"), temporary use property requirements not required for City purposes are to be provided to Metrolinx for nominal consideration.</p> <p>The Deputy City Manager & Chief Financial Officer has reviewed this DAF and agrees with the financial impact information.</p> |
| Comments | <p>The Property currently serves as a Toronto Paramedic Services' ("TPS") Station 18 and it has one of the highest call volumes in Canada. TPS fully supports the City's transit improvements but would like to make sure that there will not be any negative impacts to their operations. Metrolinx has confirmed that the tie-backs will not affect TP's operations.</p> <p>As part of the Project, tie-backs are required on the Property beginning at a depth of 3.0 metres below-grade. As such, Metrolinx has requested for a temporary licence for the tie-backs. 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-part infrastructure and/or utilities.</p> |
| Terms | <p>Temporary Licence for Tie-backs – Major Provisions:</p> <ol style="list-style-type: none"> (i) Term: Two (2) years commencing November 1, 2017, with no less than fourteen (14) days' notice prior to commencement and expiring on October 31, 2019; (ii) Prior to commencement of any work, Metrolinx shall provide to the Chief Corporate Officer detailed plans showing the proposed location and specifications of the tie-backs; (iii) Upon expiration of the Term, Metrolinx must, at its sole cost, ensure that the tie-backs are de-stressed, and remove any of its equipment and debris from the Property and restore the Property to the satisfaction of the City; (iv) Metrolinx shall take measures to ensure that underground services, utilities and/or structures that may exist on, under or adjacent to the licenced areas are protected from damage; (v) Metrolinx to repair all damage caused by any exercise of its rights under the Temporary Licence to the satisfaction of the Chief Corporate Officer; (vi) 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 Officer may deem appropriate. |

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| Property Details | Ward: | 22 – St. Paul's |
| | Assessment Roll No.: | 1904-11-2-280-00500 |
| | Approximate Size: | 40 m x 30.5 m ± (131 ft x 100 ft ±) |
| | Approximate Area: | 960 m ² ± (10,333.4 ft ² ±) |
| | Other Information: | |

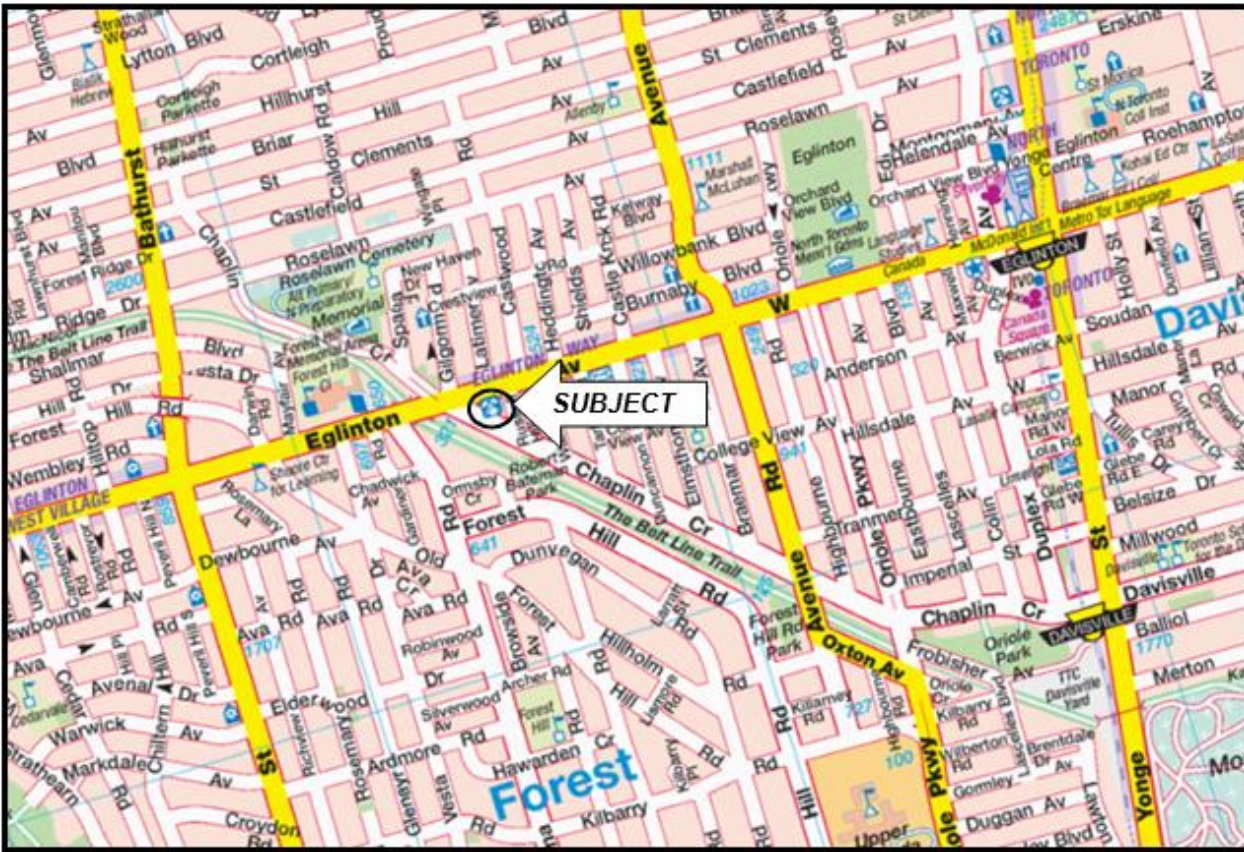
Revised: April 11, 2014

| Consultation with Councillor(s) | | | | | | | | | |
|--|------------------------|-------------------------------------|--------|--------------------------|---------------|--------------------------|-------|--------------------------|--|
| Councillor: | Josh Matlow | | | | Councillor: | | | | |
| Contact Name: | Josh Matlow | | | | Contact Name: | | | | |
| Contacted by: | Phone | <input checked="" type="checkbox"/> | E-Mail | <input type="checkbox"/> | Memo | <input type="checkbox"/> | Other | <input type="checkbox"/> | |
| Comments: | Notified June 14, 2017 | | | | Comments: | | | | |

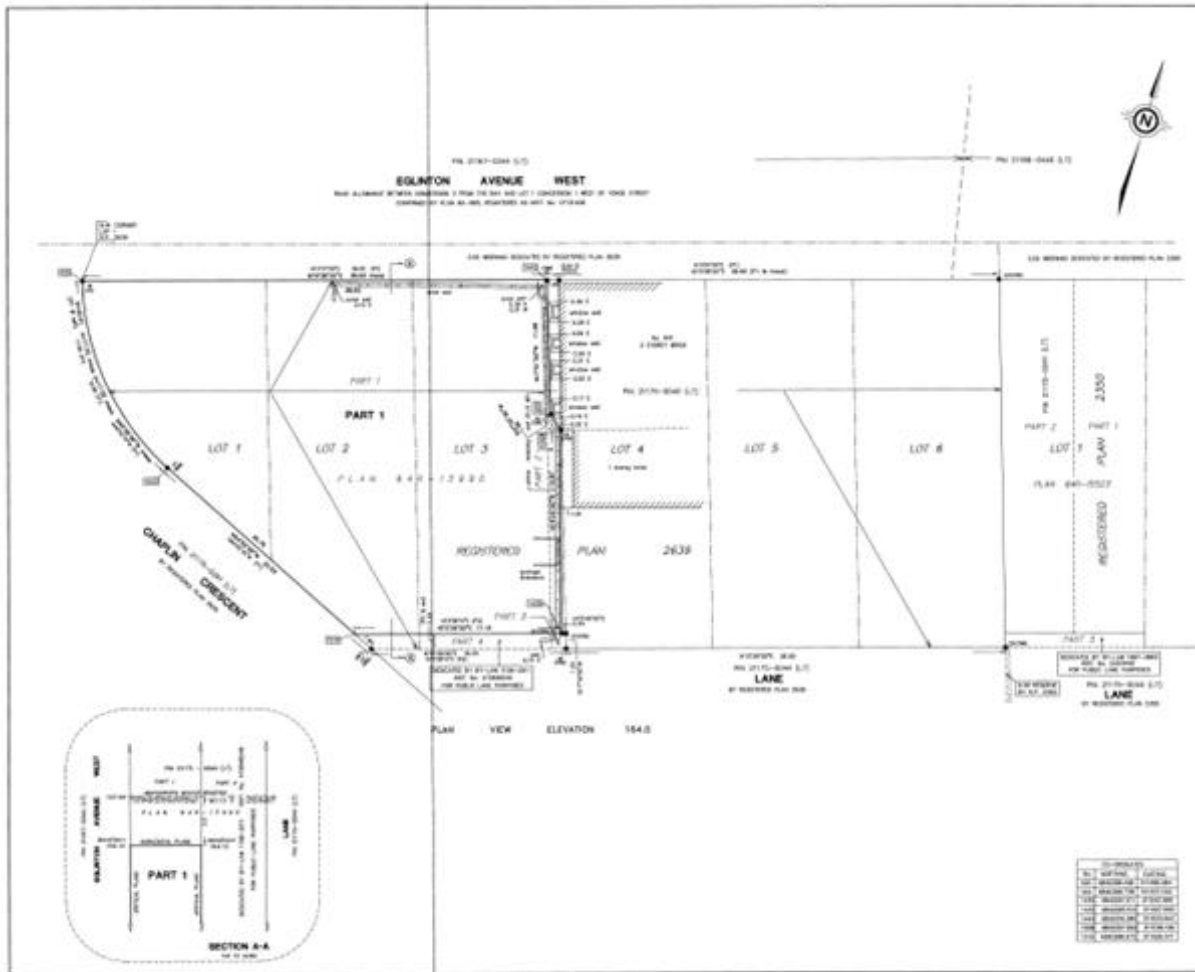
| Consultation with ABCDs | | | | | | | | | |
|--------------------------------|----------------------------|--|--|--|---------------|--|--|--|--|
| Division: | Toronto Paramedic Services | | | | Division: | | | | |
| Contact Name: | Ralph Hole | | | | Contact Name: | | | | |
| Comments: | Concurs (January 10, 2017) | | | | Comments: | | | | |

| Legal Division Contact | | | | | | | | | |
|-------------------------------|----------------------|--|--|--|--|--|--|--|--|
| Contact Name: | Lisa Davies (2-7270) | | | | | | | | |

| DAF Tracking No.: 2017-173 | | Date | Signature |
|--|---|---------------|------------------------------------|
| Recommended by: | Manager | June 14, 2017 | Melanie Hale-Carter for Nick Simos |
| <input checked="" type="checkbox"/> Joe Casali | Director of Real Estate Services Joe Casali | June 14, 2017 | Joe Casali |
| <input type="checkbox"/> Sunil Sharma for | Chief Corporate Officer Josie Scioli | June 18, 2017 | Sunil Sharma for Josie Scioli |



DAF No. 2017-173



| SCHEDULE | | | |
|----------|-----|----------------|---------|
| PART | LOT | PLAN | PLAT OF |
| 1 | 1-8 | 2639-2642 S.D. | 2014 |

PLAN OF SURVEY OF ALL OF LOT 1 PART OF LOTS 2 and 3 REGISTERED PLAN 2639 CITY OF TORONTO



METRIC UNITS ARE TO OPERATE BASIS IN THIS PLAN AND A METRE IS TO BE CONSIDERED TO BE THE SAME AS IT IS BY THE CITY OF TORONTO.

- LEGEND**
- ▀ SETBACK SURVEY MARKERS
 - * SURVEY MONUMENT BY
 - . SURVEY POINT
 - PROPERTY LINE
 - NEW SPOT
 - △ PLAN OF SURVEY BY US. ALLotted S.D. THE DATE WITH
 - PLAN 2641-2642
 - LOT OF SURVEY
 - NORTH, SOUTH, EAST, WEST
 - NO OTHER LINE
 - BY LINE SURVEY
 - BY SECTION A-A

REMARKS: PARTIAL EASEMENT OVER THE ROADWAY FOR THE DRIVEWAY. SEE REGISTERED PLAN 2330 FOR THE DRIVEWAY EASEMENT. THE DRIVEWAY EASEMENT IS NOT BEING RECORDED IN THIS PLAN AS IT IS NOT A PART OF THE SURVEY.

NOTES: 1. THIS SURVEY WAS CONDUCTED AND PLANNED BY THE SURVEYOR AND HIS ASSISTANTS AND THE SURVEYORS HAVE INSPECTED THE SURVEYED LOTS AND THE ROADWAY AND FOUND THEM TO BE CORRECT AND ACCURATE.

DATE: 2017

SURVEYOR'S CERTIFICATE

I, THE SURVEYOR, HEREBY CERTIFY THAT I AM A LICENSED SURVEYOR IN THE PROVINCE OF ONTARIO AND THAT I HAVE BEEN ADMITTED TO PRACTICE AS A SURVEYOR IN THE CITY OF TORONTO. I HAVE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE SURVEY ACT AND THE REGULATION THEREUNDER.

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| <p>TORONTO Land & Property Services Engineering & Construction Services Engineering Support Services 609-718</p> | <p>2017-10-27 2017-10-27</p> |
| | <p>2017-10-27 2017-10-27</p> |
| <p>843 EGLINTON AVENUE WEST</p> | <p>JOB NUMBER 2017-16427</p> |
| <p>PLAN NUMBER 7</p> | |