

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

TRACKING NO.: 2015-179

Approved pursuant to the Delegated Authority contained in City Council Item 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.

Prepared By:	Susan Lin	Division:	Real Estate Services
Date Prepared:	July 21, 2015	Phone No.:	392-4135

**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>Purpose</b>	To obtain authority to grant a temporary licence for terms of up to 5 years over portions of E.T. Seton Park, located on the south side of Eglinton Avenue East, at the south end of Leslie Street, to Metrolinx as required for the implementation of the Eglinton-Scarborough Crosstown Light Rail Transit Project (the "Project").
<b>Property</b>	Part of the E.T. Seton Park, located on the south side of Eglinton Avenue East, at the south end of Leslie Street, legally described as being part of Lot 10, Concession 3 From the Bay, and shown as Parts 1, 2, 3, 4, 5 & 6 on Drawing No. 2013-16476-1 in Appendix "A".
<b>Actions</b>	<ol style="list-style-type: none"> <li>1. Authority be granted to enter into a temporary licence with Metrolinx for a term of 5 years in, over, under, upon and through the Property in the amount of \$368,985.00 (exclusive of HST), for the construction of the Project (the "Temporary Licence"), and on terms and conditions 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 to enter into a temporary licence with Metrolinx for a term of 1 year in, over, under, upon and through Part 6 as shown on the draft reference plan for nominal consideration for the construction of the Project (the "Temporary Licence"), and on terms and conditions as deemed appropriate by the Chief Corporate Officer or designate, and in a form satisfactory to the City Solicitor.</li> </ol>
<b>Financial Impact</b>	<p>The proposed Temporary Licence for Parts 1 to 5 as shown on the draft reference plan will provide revenue to the City in the amount of \$368,985.00 (exclusive of HST).</p> <p>The proposed Temporary Licence for Part 6 is for nominal consideration as Metrolinx will be constructing the City Trail connections.</p> <p>The Deputy City Manager &amp; Chief Financial Officer has reviewed this DAF and agrees with the financial impact information.</p>
<b>Comments</b>	<p>The property is required on a temporary basis for the purpose of all work required in connection with the Project, including but not limited to construction laydown area to stockpile caissons and girders for the widening of the West Don River Bridge and for the construction of City trail connections. Access to existing trails, as well as a portion of the parking lot will remain open and available to the public.</p> <p>Toronto and Region Conservation Authority ("TRCA") staff advised that the property is owned by TRCA but managed by the City of Toronto. TRCA has consented to the granting of the Temporary Licence.</p> <p>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, and obtaining the necessary permits as required by applicable law.</p> <p>While the delegated authority allows for approval of disposals at nominal value, in this case, given that a Temporary Licence is a lesser but included interest, that authority is being relied upon.</p>
<b>Terms</b>	<p>Temporary Licence – Major Provisions:</p> <ol style="list-style-type: none"> <li>(i) Term of 5 years for Parts 1-5 and 1 year term for Part 6;</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; and</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> </ol>

<b>Property Details</b>	<b>Ward:</b>	26 – Don Valley West													
	<b>Assessment Roll No.:</b>	Part of 1906-04-3-080-00200													
	<b>Approximate Size:</b>	Irregular in shape													
	<b>Approximate Area:</b>	7,221.3 m <sup>2</sup> ± (77,729.43 ft <sup>2</sup> ±)													
	<b>Other Information:</b>														
<b>Consultation with Councillor(s)</b>															
Councillor:	Jon Burnside					Councillor:									
Contact Name:	Jon Burnside					Contact Name:									
Contacted by:	Phone	<input checked="" type="checkbox"/>	E-Mail		Memo		Other	Contacted by:	Phone		E-mail		Memo		Other
Comments:						Comments:									
<b>Consultation with ABCDs</b>															
Division:						Division:	Financial Planning								
Contact Name:						Contact Name:	Filisha Mohammed								
Comments:						Comments:									
<b>Legal Division Contact</b>															
Contact Name:	Lisa Davies (2-7270) (July 23, 2015)														

DAF Tracking No.: 2015-179	Date	Signature
Recommended by: Manager	July 23, 2015	Tasse Karakolis
<input checked="" type="checkbox"/> Recommended by: Director of Real Estate Services <input type="checkbox"/> Approved by: Joe Casali	July 23, 2015	Joe Casali
<input checked="" type="checkbox"/> Approved by: Chief Corporate Officer Josie Scioli	July 23, 2015	Josie Scioli

