

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

TRACKING NO.: 2015-256

<input checked="" type="checkbox"/> 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:	October 7, 2015	Phone No.:	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 portions of City-owned land located at 2457 Eglinton Avenue East, to Metrolinx as required for the implementation of the Eglinton-Scarborough Crosstown Light Rail Transit Project (the "Project").		
<b>Property</b>	Part of City-owned land located at 2457 Eglinton Avenue East, described as being part of Lots 1 and 2, Plan 3973, designated as Part 1 on Plan 66R-28273 in Appendix "A" (the "Property").		
<b>Actions</b>	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, for nominal consideration, for the construction of the Project (the "Temporary Licence") on terms and conditions as deemed appropriate by the Chief Corporate Officer or designate, and in a form satisfactory to the City Solicitor.		
<b>Financial Impact</b>	<p>There is no financial impact resulting from this DAF. The proposed temporary licence will be granted for nominal consideration.</p> <p>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 transferred to Metrolinx for nominal consideration.</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 part of the Scarborough Rapid Transit Kennedy Station and TTC Commuter Parking Lot. The Property is required on a temporary basis for the purpose of construction staging, commuter parking, a new TTC substation and connecting the LRT concourse to the existing TTC subway concourse.</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 with a commitment for some permanent interest, the configuration and limits of which will be finalized between the parties at a later date.</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> <ul style="list-style-type: none"> <li>(i) Term of 5 years;</li> <li>(ii) Metrolinx to enter into a Memorandum of Understanding with TTC on current bus terminal operations;</li> <li>(iii) Upon the expiration of the Term, and in the event that Metrolinx does not acquire all or part of the Property on a permanent basis, 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>(iv) 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>(v) 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>		

<b>Property Details</b>	<b>Ward:</b>	35 – Scarborough Southwest
	<b>Assessment Roll No.:</b>	1901-04-1-221-00100 and part of 1901-04-1-221-00150
	<b>Approximate Size:</b>	Irregular in shape
	<b>Approximate Area:</b>	5.37 ac ± (21,728.8 m <sup>2</sup> ±)
	<b>Other Information:</b>	

<b>Consultation with Councillor(s)</b>									
Councillor:	Michelle Berardinetti				Councillor:				
Contact Name:	Michelle Berardinetti				Contact Name:				
Contacted by:	Phone	<input checked="" type="checkbox"/>	E-Mail		Memo		Other		
Comments:	October 7, 2015				Comments:				
<b>Consultation with ABCDs</b>									
Division:	Metrolinx				Division:	Financial Planning			
Contact Name:	Patricia Palmieri				Contact Name:	Filisha Mohammed			
Comments:	Comments incorporated (October 2, 2015)				Comments:	October 5, 2015 (Comments Incorporated)			
<b>Legal Division Contact</b>									
Contact Name:	Lisa Davies (2-7270) (Comments incorporated – October 6, 2015)								

DAF Tracking No.: 2015-241	Date	Signature
Recommended by: Melanie Hale-Carter for Manager	Oct. 14, 2015	Melanie Hale-Carter
<input checked="" type="checkbox"/> Recommended by: Director of Real Estate Services <input type="checkbox"/> Approved by: Joe Casali	Oct. 14, 2015	Joe Casali
<input checked="" type="checkbox"/> Approved by: Chief Corporate Officer Josie Scioli	Oct. 14, 2015	Josie Scioli



