

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

TRACKING NO.: 2015-257

<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 9, 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).			
Purpose	To obtain authority to grant a temporary licence over portions of the public highway fronting 2467 Eglinton Avenue East, to Metrolinx as required for the implementation of the Eglinton-Scarborough Crosstown Light Rail Transit Project (the "Project").		
Property	Part of public highway fronting 2467 Eglinton Avenue East, described as being part of Lot 4, Plan 1697, designated as Parts 1 & 4 on Reference Plan 66R-28269 in Appendix "A" (the "Property").		
Actions	1. Authority be granted to enter into a temporary licence with Metrolinx for a term of three (3) months, 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.		
Financial Impact	<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 28th, 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 & Chief Financial Officer has reviewed this DAF and agrees with the financial impact information.</p>		
Comments	<p>The Property is part of the Scarborough Rapid Transit Kennedy Station Commuter Parking Lot. The Property is required on a temporary basis for the purpose of constructing the Light Rapid Transit tunnel and associated ventilation shafts.</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>		
Terms	<p>Temporary Licence – Major Provisions:</p> <ul style="list-style-type: none"> (i) Term of three (3) months; (ii) 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; (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 (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. 		

Property Details	Ward:	35 – Scarborough Southwest
	Assessment Roll No.:	N/A
	Approximate Size:	Irregular in shape
	Approximate Area:	1,996.3 m ² ± (21,488 ft ² ±)
	Other Information:	

Consultation with Councillor(s)									
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:				
Consultation with ABCDs									
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)			
Legal Division Contact									
Contact Name:	Lisa Davies (2-7270) (Comments incorporated – October 6, 2015)								

DAF Tracking No.: 2015-257	Date	Signature
Recommended by: Melanie Hale-Carter for Manager	Oct. 7, 2015	Melanie Hale-Carter
<input checked="" type="checkbox"/> Recommended by: Director of Real Estate Services <input type="checkbox"/> Approved by: Joe Casali	Oct. 8, 2015	Joe Casali
<input checked="" type="checkbox"/> Approved by: Chief Corporate Officer Josie Scioli	Oct. 8, 2015	Josie Scioli

Appendix "A"

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