

Approved pursuant to the Delegated Authority contained in Article 1 of City of Toronto Municipal Code Chapter 213, Real Property

Prepared By:	Ishan Dasgupta	Division:	Corporate Real Estate Management
Date Prepared:	July 28, 2021	Phone No.:	(416) 392-7165
Purpose:	To declare surplus a permanent easement interest in the City-owned parcel of land abutting York Gate Boulevard to the east and adjacent to the hydro corridor shown on the location map attached in Schedule C, with the intended manner of disposal to be by way of an easement to Imperial Oil Limited ("Imperial Oil") for construction of an oil pipeline.		
Property:	Part of PIN 10283-0643, PT LT 21 CON 5 WYS TWP OF YORK PT 1-9, 64R11231 BEING YORK GATE BLVD CLOSED BY TB480735; TORONTO (N YORK), CITY OF TORONTO DESIGNATED AS PART 1 ON PLAN 66R-31915 shown in Appendix "A" and marked in red on the sketch in Appendix "B".		
Actions:	<ol style="list-style-type: none"> The Easement be declared surplus, with the intended manner of disposal to be by way of an easement to Imperial Oil for construction of an oil pipeline. An exemption be granted from the requirement to give notice to the public. All steps necessary to comply with the City's real estate disposal process, as set out in Chapter 213 of the City of Toronto Municipal Code, be taken. 		
Financial Impact:	<p>There are no financial implications resulting from this approval.</p> <p>The Chief Financial Officer and Treasurer has reviewed this DAF and agrees with the financial impact information.</p>		
Background:	The property was acquired July 25, 1990 and is a closed public highway. The Property was not acquired through expropriation proceedings.		
Comments:	A circulation to the City's Divisions and Agencies was undertaken to ascertain whether or not there is any municipal interest in retaining the Property. No municipal interest was expressed. Staff of the Housing Secretariat has determined that there is no interest in the Property for affordable housing. Accordingly, it is appropriate that the Property be declared surplus. The Technical Review Committee has reviewed this matter and concurs.		
Property Details:	Ward:	7 – Humber River-Black Creek	
	Assessment Roll No.:	1908-0139-900-0200	
	Approximate Size:	0.32m x 1.25m	
	Approximate Area:	0.4 m ²	
	Other Information:		
	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Lands are located within the Green Space System or the Parks & Open Space Areas of the Official Plan.		

Pre-Conditions to Approval:

- (1) **Highways** - The General Manager of Transportation Services has concurred in the Highway being declared surplus conditional upon City Council approving the permanent closure of the Highway.
- (2) **Lands located within the Green Space System and the Parks & Open Space Areas of the Official Plan** - The Chief Planner & Executive Director of City Planning and the General Manager of Parks, Forestry & Recreation have confirmed that the land being exchanged is (i) nearby land of equivalent or larger area, and (ii) of comparable or superior green space utility.

Deputy City Manager, Corporate Services has approval authority for:

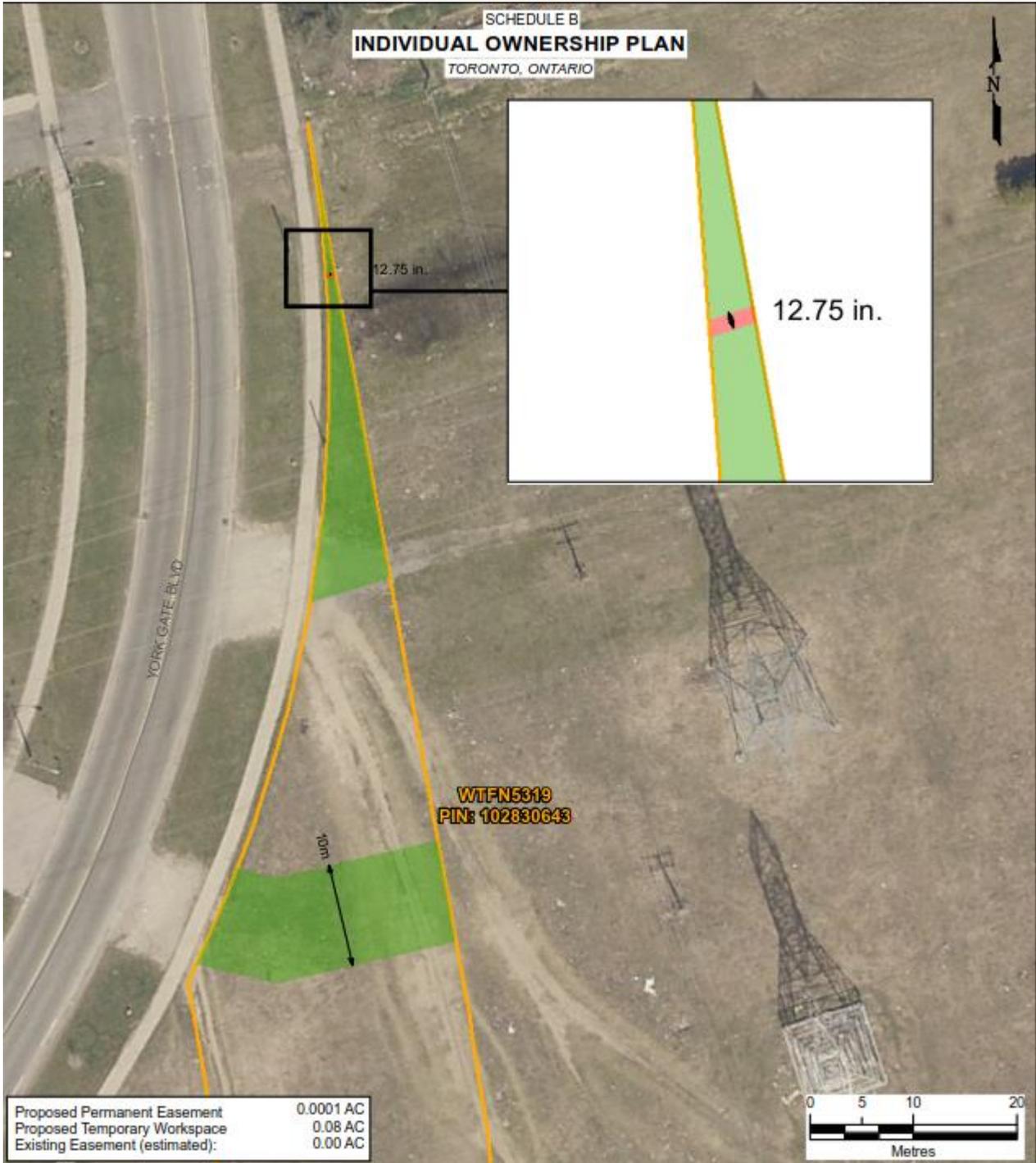
- (1) declaring land surplus and approving the intended manner or process by which the sale of the land will be carried out, provided that the local Councillor does not require the matter to be determined by Council through the General Government and Licensing Committee (§ 213-6).
 - Councillor does not require the declaration of surplus or the intended manner or process by which the sale of the land will be carried out to be determined by Council.
- (2) determining the method of giving notice to the public, following consultation with the local Councillor (§ 213-7).
 - Councillor has been consulted regarding method of giving notice to the public.
- (3) exempting sales to the following public bodies from the requirement for an appraisal, provided that the local Councillor (or if the land abuts other wards, the local Councillors) does not require the determination to be made by Council (§ 213-4):
 - (a) a municipality
 - (b) a local board, including a school board and a conservation authority
 - (c) the Crown in right of Ontario or Canada and their agencies
 - n/a Councillor(s) agrees with exemption from appraisal. **[Revise box to an x if any of (3)(a)-(c) applies.]**
- (4) exempting the sale of land in the following classes from the requirement for an appraisal and/or for notice to the public, provided that the local Councillor(s) (if the land abuts other wards) does not require the determination to be made by Council (§ 213-5):
 - (a) land 0.3 metres or less in width acquired in connection with an approval or decision under the *Planning Act*
 - (b) closed highways if sold to an owner of land abutting the closed highways
 - (c) land formerly used for railway lines if sold to an owner of land abutting the former railway land
 - (d) land does not have direct access to a highway if sold to the owner of land abutting that land
 - (e) land repurchased by an owner in accordance with section 42 of the *Expropriations Act*
 - (f) easements
 - n/a Councillor(s) agrees with exemption from appraisal. **[Revise box to an x if any of (4)(a)-(f) applies.]**
 - Councillor(s) agrees with exemption from notice to the public. **[Revise box to an x if any of (4)(a)-(f) applies.]**
- (5) revising the intended manner of sale.
- (6) rescinding the declaration of surplus authority.

Title	Date	Recommended/ Approved
Daran Somas, Manager, Real Estate Services	July 28, 2021	Signed by Daran Somas
Alison Folosea, Director, Real Estate Services	July 28, 2021	Signed by Alison Folosea
Patrick Matozzo, Executive Director, Corporate Real Estate	July 29, 2021	Signed by Patrick Matozzo
Josie Scioli, Deputy City Manager, Corporate Services	July 29, 2021	Signed by Josie Scioli
Return to: Ishan Dasgupta Property Officer, Corporate Real Estate Management 416-397-7165 Ishan.Dasgupta@toronto.ca		

Consultation with Councillor(s):	
Councillor:	Anthony Perruzza
Contact Name:	Anthony Perruzza
Contacted by	Phone <input type="checkbox"/> E-mail <input type="checkbox"/> Memo <input checked="" type="checkbox"/> Other <input type="checkbox"/>
Comments:	No objections (meeting, July 27, 2021)
Councillor:	
Contact Name:	
Contacted by	Phone <input type="checkbox"/> E-mail <input type="checkbox"/> Memo <input type="checkbox"/> Other <input type="checkbox"/>
Comments:	

Consultation with other Division(s):			
Division:	Transportation	Division:	
Contact Name:	Albert Rugira-Busigo (email May 19, 2020)	Contact Name:	
Comments:	Comments incorporated	Comments:	
Real Estate Law Contact:	Dale Mellor	Date:	July 22, 2021

Schedule "B" - Sketch



LEGEND

- Proposed Temporary Workspace
- Proposed Permanent Easement
- Existing Permanent Easement
- Property Boundary

Schedule "C" - Location Map

