

DELEGATED APPROVAL FORM
DIRECTOR, REAL ESTATE SERVICES
MANAGER, REAL ESTATE SERVICES

TRACKING NO.: 2021-305

Approved pursuant to the Delegated Authority contained in Article 2 of City of Toronto Municipal Code Chapter 213, Real Property

Prepared By:	Mark MacSorley	Division:	Corporate Real Estate Management
Date Prepared:	November 12, 2021	Phone No.:	437-245-6958
Purpose	To obtain authority to enter into a Permission to Enter/Licence Agreement (the "Licence") between the City of Toronto (the "City") and Parks Canada ("Parks Canada") to permit Parks Canada and/or their authorized representatives to undertake a Stage 1-2 Archaeological Assessment within the Licensed Area, as defined below, in connection with the proposed parking lot expansions for RNUP Beach and Boardwalk trails.		
Property	The Licensed Area is the portion of the City-owned and/or occupied properties bounded by Lawrence Avenue East, Ridgewood Drive, Greybeaver Trail and Rouge Hills Drive as shown outlined in red on the sketch attached as Appendix "B" hereto.		
Actions	1. The City enter the Licence with Parks Canada on the terms and conditions outlined herein and any such further terms and conditions acceptable to the Director, Real Estate Services, in a form satisfactory to the City Solicitor.		
Financial Impact	<p>This is a nominal sum licence and Parks Canada is responsible for all associated costs so there is no financial impact to the City. Per Municipal Code Chapter 441, Parks Canada will pay the City \$644.89 plus HST to cover the cost of preparing the Licence.</p> <p>The Chief Financial Officer and Treasurer has reviewed this DAF and agrees with the financial implications as identified in the Financial Impact section.</p>		
Comments	In order to investigate the feasibility of constructing a parking lot to serve as the southern gateway to Rouge National Urban Park, Parks Canada requires access to the Licensed Area to undertake Stage 1-2 Archaeological Assessments to plan for future expansion of the Rouge National Urban Park. This licence in no way commits the City to contributing any lands or money towards same as negotiations surrounding the extent and conditions of the City's role are ongoing.		
Terms	See Page 4		
Property Details	Ward:	Ward 25 - Scarborough-Rouge Park	
	Assessment Roll No.:		
	Approximate Area:	See Appendix B	
	Other Information:		

A.	Manager, Real Estate Services has approval authority for:	Director, Real Estate Services has approval authority for:
<p>1. Acquisitions:</p> <p>2A. Expropriations Where City is Expropriating Authority:</p> <p>2B. Expropriations For Transit-Related Purposes Where City is Property Owner or Has Interest in Property Being Expropriated:</p> <p>3. Issuance of RFPs/REOIs:</p> <p>4. Permanent Highway Closures:</p> <p>5. Transfer of Operational Management to Divisions, Agencies and Corporations:</p> <p>6. Limiting Distance Agreements:</p> <p>7. Disposals (including Leases of 21 years or more):</p> <p>8. Exchange of land in Green Space System & Parks & Open Space Areas of Official Plan:</p> <p>9. Leases/Licences (City as Landlord/Licensor):</p> <p>10. Leases/Licences (City as Tenant/Licensee):</p> <p>11. Easements (City as Grantor):</p> <p>12. Easements (City as Grantee):</p> <p>13. Revisions to Council Decisions in Real Estate Matters:</p> <p>14. Miscellaneous:</p>	<p><input type="checkbox"/> Where total compensation does not exceed \$50,000.</p> <p><input type="checkbox"/> Statutory offers, agreements and settlements where total compensation does not cumulatively exceed \$50,000.</p> <p><input type="checkbox"/> (a) Acceptance of statutory offers, agreements and settlements where total compensation does not cumulatively exceed \$50,000.</p> <p><input type="checkbox"/> (b) Request Hearings of Necessity.</p> <p><input type="checkbox"/> (c) Waive Hearings of Necessity.</p> <p>Delegated to more senior positions.</p> <p>Delegated to more senior positions.</p> <p>Delegated to more senior positions.</p> <p><input type="checkbox"/> Where total compensation does not exceed \$50,000.</p> <p><input type="checkbox"/> Where total compensation does not exceed \$50,000.</p> <p>Delegated to more senior positions.</p> <p><input type="checkbox"/> (a) Where total compensation (including options/ renewals) does not exceed \$50,000.</p> <p><input type="checkbox"/> (b) Where compensation is less than market value, for periods not exceeding three (3) months, including licences for environmental assessments and/or testing, etc.</p> <p>Leases pursuant to the Community Space Tenancy Policy delegated to a more senior position.</p> <p><input type="checkbox"/> Where total compensation (including options/ renewals) does not exceed \$50,000.</p> <p><input type="checkbox"/> Where total compensation does not exceed \$50,000.</p> <p>Delegated to more senior positions.</p> <p><input type="checkbox"/> Where total compensation does not exceed \$50,000.</p> <p>Delegated to more senior positions.</p> <p>Delegated to more senior positions.</p>	<p><input type="checkbox"/> Where total compensation does not exceed \$1 Million.</p> <p><input type="checkbox"/> Statutory offers, agreements and settlements where total compensation does not cumulatively exceed \$1 Million.</p> <p><input type="checkbox"/> (a) Acceptance of statutory offers, agreements and settlements where total compensation does not cumulatively exceed \$1 Million.</p> <p><input type="checkbox"/> (b) Request Hearings of Necessity.</p> <p><input type="checkbox"/> (c) Waive Hearings of Necessity.</p> <p><input type="checkbox"/> Issuance of RFPs/REOIs.</p> <p><input type="checkbox"/> Initiate process & authorize GM, Transportation Services to give notice of proposed by-law.</p> <p>Delegated to more senior positions.</p> <p><input type="checkbox"/> Where total compensation does not exceed \$1 Million.</p> <p><input type="checkbox"/> Where total compensation does not exceed \$1 Million.</p> <p><input type="checkbox"/> Exchange of land in Green Space System and Parks and Open Space Areas of Official Plan.</p> <p><input type="checkbox"/> (a) Where total compensation (including options/ renewals) does not exceed \$1 Million.</p> <p><input checked="" type="checkbox"/> (b) Where compensation is less than market value, for periods not exceeding six (6) months, including licences for environmental assessments and/or testing, etc.</p> <p>Leases pursuant to the Community Space Tenancy Policy delegated to a more senior position.</p> <p><input type="checkbox"/> Where total compensation (including options/ renewals) does not exceed \$1 Million.</p> <p><input type="checkbox"/> (a) Where total compensation does not exceed \$1 Million.</p> <p><input type="checkbox"/> (b) When closing roads, easements to pre-existing utilities for nominal consideration.</p> <p><input type="checkbox"/> Where total compensation does not exceed \$1 Million.</p> <p><input type="checkbox"/> Amendment must not be materially inconsistent with original decision (and subject to General Condition (U)).</p> <p><input type="checkbox"/> (a) Approvals, Consents, Notices and Assignments under all Leases/Licences</p> <p><input type="checkbox"/> (b) Releases/Discharges</p> <p><input type="checkbox"/> (c) Surrenders/Abandonments</p> <p><input type="checkbox"/> (d) Enforcements/Terminations</p> <p><input type="checkbox"/> (e) Consents/Non-Disturbance Agreements/ Acknowledgements/Estoppel Certificates</p> <p><input type="checkbox"/> (f) Objections/Waivers/Cautions</p> <p><input type="checkbox"/> (g) Notices of Lease and Sublease</p> <p><input type="checkbox"/> (h) Consent to regulatory applications by City, as owner</p> <p><input type="checkbox"/> (i) Consent to assignment of Agreement of Purchase/Sale; Direction re Title</p> <p><input type="checkbox"/> (j) Documentation relating to Land Titles applications</p> <p><input type="checkbox"/> (k) Correcting/Quit Claim Transfer/Deeds</p>

B. Director, Real Estate Services and Manager, Real Estate Services each has signing authority on behalf of the City for:

- Documents required to implement matters for which each position also has delegated approval authority.
- Expropriation Applications and Notices following Council approval of expropriation (Manager, Transaction Services is only Manager with such signing authority).

Director, Real Estate Services also has signing authority on behalf of the City for:

- Agreements of Purchase and Sale and all implementing documentation for purchases, sales and land exchanges not delegated to staff for approval.
- Community Space Tenancy Leases approved by delegated authority by the Deputy City Manager, Corporate Services and any related documents.

Pre-Condition to Approval

☐ Complies with General Conditions in Appendix B of City of Toronto Municipal Code Chapter 213, Real Property

Consultation with Councillor(s)

Councillor:	Councillor Jennifer McKelvie	Councillor:	
Contact Name:	John Sinclair	Contact Name:	
Contacted by:	<input type="checkbox"/> Phone <input checked="" type="checkbox"/> E-Mail <input type="checkbox"/> Memo <input type="checkbox"/> Other	Contacted by:	<input type="checkbox"/> Phone <input type="checkbox"/> E-mail <input type="checkbox"/> Memo <input type="checkbox"/> Other
Comments:	Concurs (11/12/2021)	Comments:	

Consultation with Divisions and/or Agencies

Division:	City Planning	Division:	Financial Planning
Contact Name:	Eric Beales	Contact Name:	Ciro Tarantino,
Comments:	Concurs (11/10/2021)	Comments:	No Comments (11/12/2021)

Legal Services Division Contact

Contact Name: Catherine Thomas

DAF Tracking No.: 2021- 305	Date	Signature
Concurred with by: Manager, Real Estate Services Scott Delahunt	Nov. 12, 2021	Signed by Scott Delahunt
<input type="checkbox"/> Recommended by: Manager, Real Estate Services Ronald Ro	Nov. 12, 2021	Signed by Ronald Ro
<input type="checkbox"/> Approved by: Director, Real Estate Services Alison Folosea	Nov. 12, 2021	Signed by Alison Folosea

Terms & Conditions

License Fee: nominal

Term: 1 week period within 6 months of the execution of the Licence Agreement, to be arranged upon 48 hours' notice.

Licensed Area: see sketch

Licensee's Use: manual excavation of test pits.

Insurance: Parks Canada shall be permitted to be self-insured but must cause all third party consultants or contractors to keep and maintain for duration of the Term no less than \$1,000,000.00 Commercial General Liability naming the City as an additional insured and no less than \$1,000,000.00 Contractor's Pollution Liability and

Indemnity: Parks Canada will indemnify and save harmless the City from and all manner of claims, demands, losses, costs, charges, actions and other proceedings whatsoever, directly or indirectly resulting from occupation of or use of the Licensed Area or the breach of the Agreement.

Restoration: Parks Canada shall restore the Licensed Area to its original condition prior to occupancy by Licensee or its Authorized Users, at Licensee's sole cost and expense

Reports: Parks Canada will provide copies of the draft Stage 1-2 Archaeological Assessment report to the City and obtain the City's consent prior to submission to Ontario's Ministry of Heritage, Sport, Tourism and Culture Industries

Equipment for all work will consist of shovels and screens, no mechanical equipment is required.

Access and Staging

Access will be on foot from the surrounding streets and existing parking lot. No vehicular access is required; all parking will be off site. Additionally, no staging areas are required.

Indigenous Engagement

The 10 member Nations of the Rouge National Urban Park First Nations Advisory Circle will be informed of the work and invited to send Indigenous Liaisons to participate in the archaeological assessments. Entry onto the Licensed Area shall be at Parks Canada's risk.

Collections and Records

Parks Canada shall promptly notify the City's Senior Manager of Heritage Planning regarding the discovery and removal of any potential or confirmed artifacts. Artifacts collected during the provincial assessment will be housed by the consultant, unless otherwise requested by City of Toronto. Reports will be reviewed by MHSTCI, in accordance with license requirements as well as by Parks Canada Terrestrial Archaeology and the City of Toronto's Heritage Planning Unit.

Appendix B

