

DELEGATED APPROVAL FORM
DEPUTY CITY MANAGER, CORPORATE SERVICES

TRACKING NO.: 2023-094

<p>Approved pursuant to the Delegated Authority contained in Item CC27.6 entitled "Metrolinx-City of Toronto-Toronto Transit Commission Master Agreement for Light Rail Transit Projects" as adopted by City Council on October 30, 31 and November 1, 2012.</p>			
Prepared By:	Irina Fofanova	Division:	Corporate Real Estate Management
Date Prepared:	May 15, 2023	Phone No.:	416-397-0806
Approval Authority	<p>Deputy City Manager, Corporate Services ("DCM, CS") has approval authority to approve the disposal to Metrolinx of certain Transit Lands for nominal consideration, in accordance with the Real Estate principles identified in the Master Agreement, on terms satisfactory to the DCM, CS and in a form acceptable to the City Solicitor.</p>		
Signing Authority	<p>Deputy City Manager, Corporate Services has signing authority on behalf of the City for Documents required to implement matters for which he or she also has delegated approval authority.</p>		
Purpose	<p>To obtain authority to enter into a licence extension agreement (the "Licence Extension Agreement") with Metrolinx (the "Licensee") over the City-owned public highway located on the north side of Eglinton Avenue West and Photography Drive, required for the implementation of the Eglinton Crosstown Light Rail Transit Project (the "Project").</p>		
Property	<p>North side of Eglinton Avenue West and Photography Drive, shown as Parts 1 and 2 on Reference Plan 66R-28069 and shown in Appendix "A" (the "Licensed Lands").</p>		
Actions	<p>1. Authority to be granted to enter into the Licence Extension Agreement with the Licensee, substantially on the terms and conditions outlined below, and including such other terms as deemed appropriate by the approving authority herein, and in a form satisfactory to the City Solicitor.</p>		
Financial Impact	<p>The consideration for this licence extension agreement is nominal. There is no financial impact resulting from this approval.</p> <p>Pursuant to Schedule "F" (Real Estate Protocol) contained in a master agreement between the City, the Toronto Transit Commission and Metrolinx for the implementation of the Toronto Light Rail Transit Program dated November 28, 2012, temporary use property requirements not required for City purposes are transferred to Metrolinx for nominal consideration.</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	<p>In July 2015, the City entered into a licence agreement with Metrolinx, authorized by DAF No. 2015-176, granting use of the Licensed Lands for a term of five (5) years. The term commenced on July 23, 2015 and expired on July 23, 2020. Metrolinx continued to occupy the lands and has requested the term of the Licence be extended to September 30, 2023 due to the delay in completing the Project.</p>		
Terms	<p>Extended term: July 24, 2020 to September 30, 2023.</p> <p>Option to extend: Metrolinx shall have an option to extend the term of the licence for a further period of six (6) months provided that Metrolinx is not in default under the licence and written notice is delivered to the City no less than 30 days before the end of the extended term.</p> <p>All other terms and conditions of the licence will remain the same during the extended term.</p>		
Property Details	Ward:	5 – York South-Weston	
	Assessment Roll No.:	N/A	
	Approximate Size:	Irregular in shape	
	Approximate Area:	855 m ² ± (9,203.14 ft ² ±)	
	Other Information:		

Consultation with Councillor(s)																	
Councillor:	Frances Nunziata						Councillor:										
Contact Name:	Geno Orsi						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:	No Objections						Comments:										
Consultation with Divisions and/or Agencies																	
Division:							Division:	Financial Planning									
Contact Name:							Contact Name:	Ciro Tarantino									
Comments:							Comments:	No Issues									
Legal Division Contact																	
Contact Name:	Gloria Lee																

DAF Tracking No.: 2023-094	Date	Signature
Recommended by: Manager, Real Estate Services	May 16, 2023	Signed by Vinette Prescott-Brown
Recommended by: Director, Real Estate Services	May 18, 2023	Signed by Alison Folosea
<input checked="" type="checkbox"/> Recommended by: Executive Director, Corporate Real Estate Management Patrick Matozzo	May 19, 2023	Signed by Patrick Matozzo
<input checked="" type="checkbox"/> Approved by: Deputy City Manager, Corporate Services Josie Scioli	May 25, 2023	Signed by Josie Scioli

