



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

**TRACKING NO.: 2025-021**

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

Prepared By:	Eric Allen	Division:	Corporate Real Estate Management
Date Prepared:	January 15, 2025	Phone No.:	416-392-1852
<b>Purpose</b>	To obtain authority to enter into a licence agreement (the " <b>Licence</b> ") between City of Toronto (the " <b>City</b> ") and Build Toronto Inc. (" <b>Build Toronto</b> ") for the purposes of borehole drilling and monitoring well installations for environmental geotechnical and hydrogeological investigation (the " <b>Work</b> ").		
<b>Property</b>	Part of the property municipally known as 610 Bay Street, Toronto, Ontario and legally described as LT 13-19 PL 243 TORONTO PT 2 63R4355; CITY OF TORONTO, being all of PIN 06031-0039 (LT) (the " <b>Property</b> "), and as shown shaded in yellow on the sketch attached hereto as Appendix "A" (the " <b>Licensed Area</b> ").		
<b>Actions</b>	1. Authority be granted to enter into the Licence with Build Toronto, substantially on the major terms and conditions set out below under section titled "Terms", and including such other terms as deemed appropriate by the approving authority herein, and in a form satisfactory to the City Solicitor.		
<b>Financial Impact</b>	<p>There is no financial impact. This is a nominal licence and the City will benefit from the results of the studies for its own use. Build Toronto will be responsible for all costs related to the use of the Licensed Area and for the costs of preparing any test results or reports.</p> <p>The Chief Financial Officer and Treasurer has reviewed this DAF and agrees with the financial impact information.</p>		
<b>Comments</b>	<p>The Property is being redeveloped as a purpose built rental housing. At its meeting on November 13, 2024, City Council adopted and amended report 2024.EX18.4 "ModernTO: Selection of Proponent for 610 Bay Street and 130 Elizabeth Street." Among other items, City Council recommended the approval of the preferred development proponent and directed the Chief Executive Officer, CreateTO, in consultation with the Executive Director, Housing Secretariat and the Executive Director, Corporate Real Estate Management, to negotiate transaction agreements, including one or more ground leases, one or more municipal housing facility agreements, and such other documents as may be necessary to finalize the arrangements with the preferred development proponent.</p> <p>At its meeting on April 6, 2022, City Council adopted and amended report 2022.EX31.10 "ModernTO: Unlocking Eight City-Owned Properties." Among other items, City Council recommended the approval of the development strategy/vision for 610 Bay Street and 130 Elizabeth Street in the short term, and authorized the Chief Executive Officer, CreateTO to issue a Request for Expression of Interest for the redevelopment of 610 Bay Street and 130 Elizabeth Street to prioritize the delivery of affordable housing and a Paramedics Multi-Hub.</p>		
<b>Terms</b>	<p>Major Terms of the License:</p> <ol style="list-style-type: none"> <li>Licence fee: nominal</li> <li>Term: Three months</li> <li>Insurance: \$2,000,000.00 for Commercial General Liability and \$2,000,000.00 for Professional Liability (Errors and Omissions).</li> <li>Use: Borehole drilling and monitoring well installation for environmental, geotechnical and hydrogeological investigation</li> <li>Indemnity: Build Toronto 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.</li> <li>Restoration: Build Toronto shall restore the Licensed Area to its original condition prior to occupancy by Building Toronto, at its sole cost and expense.</li> <li>Reports: Build Toronto will provide copies of the testing results to the City.</li> </ol>		
<b>Property Details</b>	<b>Ward:</b>	Ward 11 – University-Rosedale	
	<b>Not Applicable</b>	Not Applicable	
	<b>Approximate Size:</b>	Not Applicable	
	<b>Approximate Area:</b>	5,122.6 m <sup>2</sup> Â± (55,139 ft <sup>2</sup> Â±)	
	<b>Other Information:</b>	Not Applicable	

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/REOs:</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 &amp; Parks &amp; 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><b>Delegated to more senior positions.</b></p> <p><b>Delegated to more senior positions.</b></p> <p><b>Delegated to more senior positions.</b></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><b>Delegated to more senior positions.</b></p> <p><input type="checkbox"/> (a) Where total compensation (including options/ renewals) does not exceed \$50,000.</p> <p><input checked="" 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><b>Leases pursuant to the Community Space Tenancy Policy delegated to a more senior position.</b></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><b>Delegated to more senior positions.</b></p> <p><input type="checkbox"/> Where total compensation does not exceed \$50,000.</p> <p><b>Delegated to more senior positions.</b></p> <p><b>Delegated to more senior positions.</b></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/REOs.</p> <p><input type="checkbox"/> Initiate process &amp; authorize GM, Transportation Services to give notice of proposed by-law.</p> <p><b>Delegated to more senior positions.</b></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 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><b>Leases pursuant to the Community Space Tenancy Policy delegated to a more senior position.</b></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 (Managers whose position includes responsibility for implementing Council-approved expropriations are the only Managers 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 Dianne Saxe	Councillor:	
Contact Name:	Andrew Greene	Contact Name:	
Contacted by:	<input type="checkbox"/> Phone <input 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 issues	Comments:	

**Consultation with Divisions and/or Agencies**

Division:	CreateTO	Division:	<b>Financial Planning</b>
Contact Name:	Jason Slidders	Contact Name:	Ciro Tarantino
Comments:	No issues	Comments:	No issues

**Legal Services Division Contact**

Contact Name: Gloria Lee

DAF Tracking No.: 2025-021	Date	Signature
Concurred with by: Manager, Real Estate Services Vinette Prescott-Brown	Jan 15, 2025	Signed by Vinette Prescott-Brown
<input type="checkbox"/> Recommended by: Manager, Real Estate Services Niall Robertson	Jan. 15, 2025	Signed by Niall Robertson
<input checked="" type="checkbox"/> Approved by:		
<input type="checkbox"/> Approved by: Director, Real Estate Services Alison Folosea		X

Appendix "A"  
Licensed Area

