

Section I – Items for Authority Action

TO: Chair and Members of the Executive Committee
Meeting #5/18, Friday, July 06, 2018

FROM: Michael Tolensky, Chief Financial and Operating Officer

RE: **ARGO CALEDON CORPORATION AND TOWN OF CALEDON**
Request for a Permanent Easement for a Storm Water Outlet, Town of Caledon,
Regional Municipality of Peel, Etobicoke Creek Watershed (CFN 59886)

KEY ISSUE

Receipt of a request from Argo Caledon Corporation and the Town of Caledon, for a permanent easement required for a storm water outlet, located east of Highway 10 and south of Old School Road, in the Town of Caledon, Regional Municipality of Peel, Etobicoke Creek watershed.

RECOMMENDATION

THE EXECUTIVE COMMITTEE RECOMMENDS THAT WHEREAS Toronto and Region Conservation Authority (TRCA) is in receipt of a request from Argo Caledon Corporation and the Town of Caledon for a permanent easement required for storm water outlet, located east of Highway 10 and south of Old School Road, in the Town of Caledon, Regional Municipality of Peel, Etobicoke Creek watershed;

AND WHEREAS it is in the best interest of TRCA in furthering its objectives as set out in Section 20 of the *Conservation Authorities Act* to cooperate with Argo Caledon Corporation and the Town of Caledon in this instance;

THEREFORE LET IT BE RESOLVED THAT a parcel of TRCA-owned land containing 0.07 hectares (0.17 acres), more or less, of vacant land, required for a storm water outlet being Part of Block 416, Plan 43M-1961, designated as Part 1, on a draft reference plan prepared by Rady-Pentek & Edward Surveying Ltd., Job No. 14-077, CAD FILE No. 14077r01, Town of Caledon, Regional Municipality of Peel, be granted to the Town of Caledon;

THAT consideration be the nominal sum of \$2 and all legal, survey and other costs to be paid by Argo Caledon Corporation;

THAT Argo Caledon Corporation and the Town of Caledon are to fully indemnify TRCA from any and all claims from injuries, damages or costs of any nature resulting in any way, either directly or indirectly, from this conveyance or the carrying out of construction;

THAT an archaeological investigation be completed, with any mitigation measures being carried out to the satisfaction of TRCA staff, at the expense of Argo Caledon Corporation;

THAT a landscape plan be prepared for TRCA staff review and approval, in accordance with existing TRCA landscaping guidelines at the expense of Argo Caledon Corporation;

Item 8.2

THAT a permit pursuant to Ontario Regulation 166/06, as amended, be obtained by Argo Caledon Corporation prior to the commencement of construction, if required;

THAT said conveyance be subject to the approval of the Minister of Natural Resources and Forestry in accordance with Section 21(2) of the *Conservation Authorities Act*, R.S.O. 1990, Chapter C.27, as amended, if required;

AND FURTHER THAT authorized TRCA officials be directed to take the necessary action to finalize the transaction, including obtaining any necessary approvals and the signing and execution of documents.

BACKGROUND

Argo Caledon Corporation and the Town of Caledon has requested the granting of a permanent easement required for storm water outlet, on TRCA-owned lands, located east of Highway 10 and south of Old School Road, in the Town of Caledon, Regional Municipality of Peel, Etobicoke Creek watershed.

The subject TRCA-owned lands were acquired from Argo Caledon Corporation, on August 20, 2014 under the Greenland Acquisition Project 2011-2015.

Plantings

All lands disturbed by construction will be stabilized and, where deemed appropriate by TRCA staff, revegetated with native woody and herbaceous plant material in accordance with existing TRCA landscaping guidelines. A landscape plan will be prepared as part of the permit application submission.

Attachment 1 is a sketch illustrating the location of the subject lands.

RATIONALE

Argo Caledon Corporation conveyed 8.88 hectares (21.94 acres) to TRCA for nominal consideration of \$2 on August 20, 2014 and now is requesting a permanent easement for storm water outlet over 0.07 hectares (0.17 acres) of the property. This permanent easement for a storm water outlet will be granted to the Town of Caledon who will maintain the storm water outlet.

FINANCIAL DETAILS

Argo Caledon Corporation has agreed to assume all legal, survey and other costs involved in completing this transaction.

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Date: June 1, 2018

Attachments: 1