

Section II – Items for Executive Committee Action

TO: Chair and Members of the Executive Committee
Friday, February 7, 2025 Meeting

FROM: Kathryn Lockyer, Director, Legislative and Property Services

RE: DISPOSITION TO REGIONAL MUNICIPALITY OF YORK FOR TELECOMMUNICATIONS
Request from the Regional Municipality of York for a Permanent Easement of Toronto and Region Conservation Authority-owned Lands Required for cable conduit installation, City of Vaughan, Regional Municipality of York, Humber River Watershed (CFN 71357)

KEY ISSUE

Receipt of a request from the Regional Municipality of York, for a permanent non-exclusive easement of Toronto and Region Conservation Authority (TRCA) owned lands located north of Steeles Avenue West and west of Jane Street, municipally known as 7060 Jane Street, in the City of Vaughan, Regional Municipality of York, required for cable conduit installation, Humber River watershed (CFN 71357).

RECOMMENDATION:

IT IS RECOMMENDED THAT WHEREAS TRCA is in receipt of a request from the Regional Municipality of York to grant a permanent non-exclusive easement of TRCA-owned lands located north of Steeles Avenue West and west of Jane Street, municipally known as 7060 Jane Street, in the City of Vaughan, Regional Municipality of York, required for cable conduit installation, Humber River 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 Regional Municipality of York in this instance subject to any consents, approvals or agreements required from the City of Toronto and/or the City of Vaughan for the current easements that are already in place on the same lands;

THEREFORE LET IT BE RESOLVED THAT the Regional Municipality of York be granted a non-exclusive permanent easement on a parcel of TRCA-owned land containing 0.0372 hectares (0.0920 acres), more or less, of vacant land, required for cable conduit installation,

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designated as Part 1-5 (inclusive) on draft plan by Delph & Jenkins North Ltd. OLS, Project 22333-1, dated January 14, 2023 in the City of Vaughan, Regional Municipality of York, be conveyed to the Regional Municipality of York, subject to any consents, approvals or agreements required from the respective municipalities for the current easements that are already in place on the same lands;

THAT consideration be \$118,404 and all legal, survey and other costs to be paid by the Regional Municipality of York;

THAT the Regional Municipality of York is 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 Regional Municipality of York;

THAT said easement be subject to the approval of the Minister of the Natural Resources and Forestry be informed of this disposition in accordance with Section 21(6) of the Conservation Authorities Act;

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

The Regional Municipality of York has requested the conveyance of TRCA-owned lands, located north of Steeles Avenue West and west of Jane Street, municipally known as 7060 Jane Street, in the City of Vaughan, Regional Municipality of York, required for cable conduit installation, Humber River watershed.

Currently, there are two easements on these same lands pertaining to the City of Toronto and the City of Vaughan, for a water main and a storm sewer, respectively. The Regional Municipality of York with the support of TRCA are seeking the required consents, approvals and/or agreements required for these easements to co-exist on the same lands.

The Regional Municipality of York's corporation - YorkNet - builds and operates a high-speed, dark fibre network across the Region to provide

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equitable access to high-speed internet.

This project is below grade and will not affect the existing above grade path and property. The project will involve directionally drilling to install a conduit for fibre cable on TRCA lands.

The subject TRCA-owned lands were expropriated from S. Hastings, on November 26, 1958 for the extension of the Pioneer Museum and the Edgeley Village.

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

Attachment 2 is an orthophoto illustrating the location of the subject lands.

RATIONALE

It is in the best interest of TRCA to work with the Regional Municipality of York in advancing their telecommunication network while protecting the natural environment. TRCA has successfully come to terms with the Regional Municipality of York on a fair market value for the real estate interests requested. Additionally, TRCA Planning and Technical staff have reviewed the project to ensure the detailed design and construction are in accordance with TRCA regulatory permitting responsibilities under Section 28.1 of the Conservation Authorities Act and have no concerns.

Relationship to TRCA's 2023-2034 Strategic Plan

This report supports the following Pillar and Outcome set forth in TRCA's 2023-2034 Strategic Plan:

Pillar 1 Environmental Protection and Hazard Management:

- 1.4 Balance development and growth to protect the natural environment ensuring safe sustainable development

FINANCIAL DETAILS

The Regional Municipality of York has agreed to the permanent easement fee and will assume all legal, survey and other costs involved in completing this transaction.

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Date: December 11, 2024

Attachments: 2

Attachment 1 – Site Plan – 7060 Jane Street

Attachment 2 – Orthoplan – 7060 Jane Street