

Item 8.6.

Section I – Items for Board of Directors Action

TO: Chair and Members of the Executive Committee
Meeting #5/19, Friday, June 07, 2019

FROM: Michael Tolensky, Chief Financial and Operating Officer

RE: **CITY OF TORONTO**
Request from the City of Toronto for a Permanent Easement for the Toronto Maple Collector Sewer, City of Toronto, Don River Watershed (CFN 50751)

KEY ISSUE

Receipt of a request from the City of Toronto, for a permanent easement on Toronto and Region Conservation Authority (TRCA) -owned lands located east of Dufferin Street and north of Finch Avenue, in the City of Toronto, required for the Toronto Maple Collector Sewer, Don River watershed.

RECOMMENDATION

WHEREAS TRCA is in receipt of a request from the City of Toronto for a permanent easement required for the Toronto Maple Collector Sewer, located east of Dufferin Street and north of Finch Avenue, in the City of Toronto, Don 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 City of Toronto in this instance;

THEREFORE THE EXECUTIVE COMMITTEE RECOMMENDS THAT a permanent easement containing 4.41 hectares (10.92 acres), more or less, required for the Toronto Maple Collector Sewer, as shown the plan, 'Sketch- A portion of TRCA land north of Finch Ave. W., South of Steeles Ave. W., and east of Dufferin The Maple Collector Infrastructure' prepared by Toronto Water, dated March, 2019, in the City of Toronto be granted to the City of Toronto;

THAT consideration be the nominal sum of \$2.00 and all legal, survey and other costs to be paid by the City of Toronto;

THAT the City of Toronto 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;

THAT said conveyance be subject to the notification 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;

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.

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BACKGROUND

The City of Toronto has requested the permanent easement on TRCA-owned lands, located east of Dufferin Street and north of Finch Avenue, in the City of Toronto, required for the Toronto Maple Collector Sewer, Don River watershed.

The permanent easement request is related to the City of Toronto's proposed acquisition of the Toronto Maple Collector Sewer System from the Regional Municipality of York.

York Region owns the Maple Collector Sanitary Trunk Sewer (the Maple Collector), which is a concrete sanitary trunk sewer that is located in York Region and Toronto. The City and York Region have a mutual interest to negotiate an agreement to transfer ownership of the 2.4 kilometers of the Maple Collector that is located in the geographical boundaries of Toronto (the Toronto Maple Collector) from York Region to the City. The City is interested in assuming ownership of the Toronto Maple Collector in order to provide wastewater servicing capacity for future development, reduce inflow and infiltration to the City's sewer system, and to achieve operational and maintenance efficiencies and cost savings for Toronto Water. In order for the City of Toronto to assume ownership of the Toronto Maple Collector, the City of Toronto requires a permanent easement from TRCA.

The subject TRCA-owned lands were acquired from Clifford Hicks on May 16, 1972, Garwood Investments Ltd. on April 9, 1963, Westminster Memorial Park Cemetery on December 23, 1966, Summit Holdings Ltd. on May 22, 1963, Governing Council of the University of Toronto on September 28, 1972 and from the Hydro-Electric Power Commission of Ontario on January 16, 1973, under the Finch Dam and Reservoir Project.

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

The City of Toronto has conveyed lands to TRCA over the years for nominal consideration of \$2.00 and has requested that TRCA lands required for the Maple Collector Sewer Maple Collector Sewer, be conveyed for a nominal consideration of \$2.00.

Relationship to Building the Living City, the TRCA 2013-2022 Strategic Plan

This report supports the following strategy set forth in the TRCA 2013-2022 Strategic Plan:

Strategy 4 – Create complete communities that integrate nature and the built environment

FINANCIAL DETAILS

The City of Toronto has agreed to assume all legal, survey and other costs involved in completing this transaction.

Report prepared by: Edlyn Wong, extension 5711

Emails: ewong@trca.on.ca

For Information contact: Edlyn Wong, extension 5711, Mike Fenning, extension 5223

Emails: ewong@trca.on.ca, mfenning@trca.on.ca

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Attachments: 2

Attachment 1: Site Plan

Attachment 2: Orthophoto