

Item 8.6.

Section I – Items for Board of Directors Action

TO: Chair and Members of the Executive Committee
Meeting #7/19, Friday, September 06, 2019

FROM: Michael Tolensky, Chief Financial and Operating Officer

RE: **REQUEST FOR RELEASE OF PORTION OF ACCESS EASEMENT**
360 19TH Avenue, City of Richmond Hill, Regional Municipality of York
CFN 49466

KEY ISSUE

Receipt of a request from the Regional Municipality of York and Hai Xia Cao for TRCA to release a portion of an access easement, in the City of Richmond Hill, Regional Municipality of York, Rouge River Watershed.

RECOMMENDATION

WHEREAS TRCA is in receipt of a request from the Regional Municipality of York and Hai Xia Cao to release a portion of an access easement in favour of TRCA affecting land being transferred from Hai Xia Cao to the Regional Municipality of York and in the City of Richmond for a road widening;

AND WHEREAS it is in the best interests of TRCA in furthering its objectives, as set out in Section 20 of the Conservation Authorities Act to cooperate with the Regional Municipality of York and Hai Xia Cao in this instance;

THEREFORE THE EXECUTIVE COMMITTEE RECOMMENDS THAT TRCA enter into an agreement with the Regional Municipality of York and Hai Xia Cao for the release of the access easement containing 0.004 hectares (0.009 acres), more or less, said land being, Part of the South Half of Lot 56, Concession 1 and designated as Part 27, Plan 65R-38442, City of Richmond Hill, Regional Municipality of York;

THAT Hai Xia Cao is responsible for all legal, survey and other costs incurred by TRCA;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to take whatever action may be required to give effect hereto, including the obtaining of necessary approvals and the execution of any documents.

BACKGROUND

The Regional Municipality of York and Hai Xia Cao has requested for TRCA to release a portion of an access easement (subject property), in the City of Richmond Hill, Regional Municipality of York.

The subject property (i.e., Part 27, Plan 65R-38442) is a part of an access easement acquired on October 8, 2014.

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The owner of 360 19th Avenue, Hai Xia Cao has made a consent application (i.e. B045/18) to City of Richmond Hill. A condition of the consent application is to transfer lands to the Regional Municipality of York for future road widening of 19th Avenue. As part of the transfer, the Regional Municipality of York requires the title to be clear of any encumbrance including TRCA's access easement granted on October 8, 2014.

TRCA will continue to have access after the release access easement on the subject property as the subject property once transferred to the Regional Municipality of York is deemed to be a public road pursuant to the Municipal Act s.31(6).

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

This transaction assists the Regional Municipality of York with regional infrastructure improvements.

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

This transaction will be for a nominal consideration of \$2.00. Hai Xia Cao is responsible for all legal, survey and other costs with the releasing of portion of the access easement.

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Date: August 13, 2019

Attachments: 2

Attachment 1: Site Plan

Attachment 2: Orthophoto