

Section I – Items for Board of Directors Action

TO: Chair and Members of the Executive Committee
Meeting #9/19, Friday, November 01, 2019

FROM: Michael Tolensky, Chief Financial and Operating Officer

RE: TOWN OF AJAX
Request from the Town of Ajax for a Conveyance and Permanent Easements on Toronto and Region Conservation Authority-owned Lands required for Church Street Reconstruction Project, Town of Ajax, Regional Municipality of Durham, Duffins Creek Watershed (CFN 62257)

KEY ISSUE

Receipt of a request from the Town of Ajax, for a conveyance and permanent easements on Toronto and Region Conservation Authority (TRCA) owned lands located on the west side of Church Street, north of Rossland Road, in the Town of Ajax, Regional Municipality of Durham, required for Church Street Reconstruction Project, Duffins Creek watershed.

RECOMMENDATION

THE EXECUTIVE COMMITTEE RECOMMENDS THAT WHEREAS TRCA is in receipt of a request from the Town of Ajax for conveyance and permanent easements on TRCA-owned lands located on the west side of Church Street, north of Rossland Road, in the Town of Ajax, Regional Municipality of Durham, required for Church Street Reconstruction Project, Duffins 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 the Town of Ajax in this instance;

THEREFORE, LET IT BE RESOLVED THAT a parcel of TRCA-owned land containing 0.06 hectares (0.15 acres), more or less, of vacant land, required for Church Street Reconstruction Project, said lands being Part of Lot 15, Concession 3, designated as Part 1 on draft reference plan by Callon Dietz Incorporated, OLS, File No. 19-2252B, Plan No. P-1262, in the Town of Ajax, Regional Municipality of Durham, be conveyed to the Town of Ajax;

THAT two permanent easements containing 0.08 hectares (0.19 acres) more or less, required for Church Street Reconstruction Project, said lands being Part of Lot 15, Concession 3, designated as Parts 2 and 3 on draft reference plan by Callon Dietz Incorporated, OLS, File No 19-2252B, Plan No P-1262, in the Town of Ajax, Regional Municipality of Durham, be granted in favour of the Town of Ajax;

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

THAT the Town of Ajax 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, the permanent easements, or the carrying out of construction;

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

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

THAT a permit pursuant to Ontario Regulation 166/06, as amended, be obtained by Town of Ajax prior to the commencement of construction;

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 Town of Ajax has requested the conveyance and permanent easements on TRCA-owned lands, located on the west side of Church Street, north of Rossland Road, in the Town of Ajax, Regional Municipality of Durham, required for Church Street Reconstruction Project, Duffins Creek watershed.

The Town of Ajax is proposing the reconstruction of Church Street from Rossland Road to just south of the Hydro corridor. The proposed works include widening the existing 2-lane road to a 3-lane urban roadway. The road will be shifted slightly east and a new vertical alignment is proposed to replace the current configuration which no longer meets geometric standards.

The subject TRCA-owned lands were acquired on May 20, 2003, from Estate of Betty Michael under the Natural Heritage Lands Protection and Acquisition Project, 2001-2005.

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 Town of Ajax has conveyed lands to TRCA over the years for nominal consideration of \$2.00 and has requested that TRCA lands required for the Church Street Reconstruction Project be conveyed for a nominal consideration of \$2.00.

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

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 Town of Ajax has agreed to assume all legal, survey and other costs involved in completing this transaction.

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Date: October 11, 2019

Attachments: 2

Attachment 1: Site Plan

Attachment 2: Orthophoto