

Section I – Items for Board of Directors Action

TO: Chair and Members of the Executive Committee
Meeting #1/20, Friday, March 13, 2020

FROM: Michael Tolensky, Chief Financial and Operating Officer

RE: **REGIONAL MUNICIPALITY OF YORK**
Request from the Regional Municipality of York for a Permanent Easement on Toronto and Region Conservation Authority-owned Lands Required for Rutherford Road Widening from Jane Street to Basaltic Road, City of Vaughan, Regional Municipality of York, Don River Watershed (CFN 62916)

KEY ISSUE

Receipt of a request from the Regional Municipality of York, for a permanent easement on Toronto and Region Conservation Authority-owned lands located on the north side of Rutherford Road and west of Keele Street, in the City of Vaughan, Regional Municipality of York, required for Rutherford Road widening from Jane Street to Basaltic Road, Don River watershed.

RECOMMENDATION

THE EXECUTIVE COMMITTEE RECOMMENDS THAT WHEREAS Toronto and Region Conservation Authority (TRCA) is in receipt of a request from the Regional Municipality of York for a permanent easement on TRCA-owned lands located on the north side of Rutherford Road and west of Keele Street, in the City of Vaughan, Regional Municipality of York, required for Rutherford Road widening from Jane Street to Basaltic Road, 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 Regional Municipality of York in this instance.

THEREFORE LET IT BE RESOLVED THAT a permanent easement on TRCA-owned land containing 0.032 hectares (0.0788 acres), more or less, of vacant land, required for Rutherford Road widening from Jane Street to Basaltic Road, said lands being Part of Lot 16, Concession 4 and designated as Parts 25 and 34 on Registered Plan 65R-37129, in the City of Vaughan, Regional Municipality of York, be granted to the Regional Municipality of York.

THAT consideration be the nominal sum of \$2.00 with 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 granting of a permanent easement or the carrying out of construction within the permanent easement;

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

Item 8.3

THAT a permit pursuant to Ontario Regulation 166/06, as amended, be obtained by Regional Municipality of York 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 Regional Municipality of York has requested a permanent easement over TRCA-owned lands, located on the north side of Rutherford Road and west of Keele Street, in the City of Vaughan, Regional Municipality of York, required for Rutherford Road widening from Jane Street to Basaltic Road, Don River watershed.

The subject TRCA-owned lands were acquired from Margaret Helen Emily Danyer on August 31, 1999 under the Greenspace Protection and Acquisition Project 1996-2000 and Fairbrook Development Inc. on February 28, 2008 under 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 Regional Municipality of York has conveyed lands to TRCA over the years for nominal consideration of \$2.00 and has requested that a permanent easement over TRCA lands required for Rutherford Road Widening from Jane Street to Basaltic Road, be conveyed for a nominal consideration of \$2.00.

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.

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 Regional Municipality of York has agreed to assume all legal, survey and other costs involved in completing this transaction.

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Date: February 11, 2020

Attachments: 2

Attachment 1: Site Plan

Attachment 2: Orthophoto