

## Section I – Items for Board of Directors Action

**TO:** Chair and Members of the Executive Committee  
Meeting #4/20, Friday, June 12, 2020

**FROM:** Michael Tolensky, Chief Financial and Operating Officer

**RE:** **CITY OF TORONTO REQUEST FOR PERMANENT EASEMENT**  
Request from the City of Toronto for Permanent Easements on Toronto and Region Conservation Authority-owned lands required for Baby Point Force Main Replacement (CFN 63119)

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### KEY ISSUE

Receipt of a request from the City of Toronto, for Permanent Easements on Toronto and Region Conservation Authority-owned lands in Baby Point located between Old Mill Drive to Home Smith Road in the City of Toronto, required for the Baby Point Force Main Replacement Project, Humber River watershed.

### RECOMMENDATION

**THE EXECUTIVE COMMITTEE RECOMMENDS THAT WHEREAS** Toronto and Region Conservation Authority (TRCA) is in receipt of a request for a Permanent Easement under and along the Humber River between Old Mill Drive to Home Smith Road in the City of Toronto, required for the Baby Point Force Main Replacement Project, 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 the City of Toronto in this instance;

**THEREFORE LET IT BE RESOLVED THAT** a Permanent Easement containing 1.16 hectares (2.87 acres) more or less, required for the Baby Point Force Main Replacement Project, said lands being Part Lot 1-3 Concession 2 & 3 on Humber, Township of York in the City of Toronto be granted in favour of the City of Toronto;

**THAT** consideration be the nominal sum of \$2 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** an archeological investigation be completed, with any mitigation measures being carried out to the satisfaction of TRCA staff, at the expense of the City of Toronto;

**THAT** a permit pursuant to Ontario Regulation 166/06, as amended, be obtained by the City of Toronto 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.

## Item 7.6

### **BACKGROUND**

The City of Toronto has requested a Permanent Easement on TRCA-owned lands, under and along the Humber River located at Baby Point between Old Mill Drive to Home Smith Road in the City of Toronto, required for the Baby Point Force Main Replacement Project.

The City of Toronto is proposing a project that involves the installation of a new force main from the Baby Point Pumping Station to approximately 1km north through the park connecting to the existing force main at Home Smith Park. A portion of the force main is proposed to be drilled beneath the Humber River and the remaining segment to the Baby Point SPS will be installed via open trench.

The subject TRCA-owned lands were acquired July 17, 1962, from the City of Toronto under Water Control Scheme 4 (W.C.4) Lower Humber River, for a nominal fee (\$2.00).

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 (\$2.00) and has requested that Permanent Easements on TRCA lands required for the Baby Point Force Main Project be conveyed for a nominal consideration of \$2.00.

The City has been advised by TRCA that a TRCA permit will be required for this work and that mitigation measures will be required. The works in this area will need to also consider impacts to the Humber River Trail in this location.

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 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: Cheryl Waters, extension 5859**

**Emails: [cheryl.waters@trca.ca](mailto:cheryl.waters@trca.ca)**

**For Information contact: Cheryl Waters, extension 5859 or Daniel Byskal, extension 5223**

**Emails: [cheryl.waters@trca.ca](mailto:cheryl.waters@trca.ca) or [daniel.byskal@trca.ca](mailto:daniel.byskal@trca.ca)**

**Date: April 15, 2020**

**Attachments: 2**

Attachment 1: Site Plan

Attachment 2: Orthophoto