

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 a Permanent Easement on Toronto and Region Conservation Authority-owned lands required for Sheppard Avenue East and Leslie Street Dry Weather Storage Tank and Sanitary Sewer Upgrades (CFN 62982)

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 at the northwest corner of Leslie Street and Sheppard Avenue East in the City of Toronto, required for the Sheppard Avenue East and Leslie Street Dry Weather Storage Tank and Sanitary Sewer Upgrades, Don River watershed.

RECOMMENDATION

THE EXECUTIVE COMMITTEE RECOMMENDS THAT WHEREAS TRCA is in receipt of a request for a Permanent Easement on TRCA owned lands located at the northwest corner of Leslie Street and Sheppard Avenue East in the City of Toronto, required for the Sheppard Avenue East and Leslie Street Dry Weather Storage Tank (DWST) and Sanitary Sewer Upgrades, 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 the City of Toronto in this instance;

THEREFORE LET IT BE RESOLVED THAT Permanent Easement containing .376 hectares (.93 acres) more or less, required for the Sheppard Avenue East and Leslie Street DWST and Sanitary Sewer Upgrades, said lands being Part 2 and 3 on draft reference plan prepared by City of Toronto, Engineering and Construction Service, file no. 2018-04316 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 will 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;

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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 City of Toronto has requested Permanent Easements on TRCA-owned lands, located at the northwest corner of Leslie Street and Sheppard Avenue East in the City of Toronto, required for Sheppard Avenue East and Leslie Street DWST and Sanitary Sewer Upgrades.

The City of Toronto is proposing a project that involves the enlargement of the Sheppard Avenue sanitary and sewer connection to the East Don Sanitary Trunk and a 4,500 m³ underground Dry Weather Storage Tank for the East Don River Sanitary Trunk Sewer.

The subject TRCA-owned lands were acquired February 27, 1961, from the City of Toronto under Water Control Scheme 16 (W.C.16) Don River Floodplain for \$13,870.00.

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 East Don River Sanitary Trunk Sewer 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.

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.

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Date: May 11, 2020

Attachments: 2

Attachment 1: Site Plan

Attachment 2: Orthophoto