



Staff Report for Committee of the Whole Meeting

Date of Meeting: March 18, 2019

Report Number: SRPRS.19.048

Department: Planning and Regulatory Services

Division: Policy Planning

Subject: **SRPRS.19.048 – Request for Authorization to Enter into an Agreement – 65 Oneida Crescent**

Purpose:

To seek approval to enter into an Agreement with the owner of 65 Oneida Crescent. The Agreement will formalize the owner's maintenance obligations for the Town-owned stratified parkland located directly to the north of 65 Oneida Crescent.

Recommendation(s):

- a) That the Mayor and Clerk be authorized to execute Agreements with respect to the improvements to the Town-owned parkland adjacent to 65 Oneida Crescent with all the requisite parties as described in SRPRS.19.048 upon the written recommendation of the Commissioner of Planning and Regulatory Services

Contact Person:

Michelle Dobbie, Manager Park & Natural Heritage Planning, phone number 905-771-2467, and or

Patrick Lee, Director of Policy Planning, phone number 905-771-2420.

Report Approval:

Submitted by: Kelvin Kwan, Commissioner of Planning and Regulatory Services

Approved by: Neil Garbe, Chief Administrative Officer

All reports are electronically reviewed and/or approved by the Division Director, Treasurer (as required), Town Solicitor (as required), Commissioner, and Chief Administrative Officer. Details of the reports approval are attached.

Page 2

Background:

As part of the Site Plan approvals for the development of a high-density residential building at 65 Oneida Crescent, Yonge Bayview Holdings Inc./Tralee Development Inc. made improvements to the Town-owned stratified parkland located directly to the north of 65 Oneida Crescent (see Map 1). The Town-owned stratified parkland is 5 metres in width and is stratified over the high-density residential building's parking garage. The improvements include a concrete walkway, lighting, irrigation and landscaping. A number of the ground-related units in the high-density residential building at 65 Oneida Crescent will benefit from the improvements located on the Town-owned stratified parkland as the sidewalk functions as a secondary access to/from these units. The design/construction of the larger park block (see Map 1) to the north of the Town-owned stratified parkland is not currently contemplated in the Town's 15-Year Capital Plan.

The owner has agreed to enter into an Agreement with the Town to formalize certain maintenance obligations associated with the improvements to the Town-owned parkland (i.e. the concrete walkway, lighting, irrigation and landscaping) given the benefits this would provide to the residents of the high-density building in advance of the larger park development project.

The terms of the Agreement would provide permission to use and maintain the lands, maintenance and replacement requirements, terms and grounds for termination of the Agreement, and indemnity and release requirements.

Staff is supportive of this approach as it will allow the Town-owned stratified parkland to be maintained to a higher standard than the Town currently has the resources to provide in advance of the larger park development project.

Financial/Staffing/Other Implications:

There are no financial/staffing/other implications associated with this report. Yonge Bayview Holdings Inc./Tralee Development Inc. will be required to pay the standard legal fees for the preparation and registration of the Agreement as identified in the Town's Tariff of Fees By-law.

Relationship to the Strategic Plan:

The recommendations in this report supports the Town's Strategic Plan goal of wise management of Town infrastructure and resources, by working collaboratively and in partnership with landowners.

Conclusion:

The approval to enter into an Agreement with the owner of 65 Oneida Crescent will allow the Town-owned stratified parkland to be maintained to a higher standard than the Town currently has the resources to provide in advance of the larger park development project.

Page 3

Attachments:

The following attached documents may include scanned images of appendixes, maps and photographs. If you require an alternative format please call contact person listed in this document.

- Map 1 – Map of Subject Property Showing Stratified Parkland at 65 Oneida Crescent

Page 4

Report Approval Details

Document Title:	SPPRS.19.048 Authorization to Enter into an Agreement.docx
Attachments:	- SRPRS.19.048-Map 1_Aerial.pdf
Final Approval Date:	Mar 11, 2019

This report and all of its attachments were approved and signed as outlined below:

Patrick Lee - Mar 7, 2019 - 9:53 AM

Kelvin Kwan - Mar 7, 2019 - 12:08 PM

Task assigned to Neil Garbe was completed by delegate Italo Brutto

Italo Brutto on behalf of Neil Garbe - Mar 11, 2019 - 11:00 AM