

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 11, 2012

Item 27, Report No. 48, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 11, 2012.

27 ASSUMPTION – WESTON RUTHERFORD CENTRE INC. – BOX CULVERT EXTERNAL SERVICING AGREEMENT (RELATED FILE DA 91-006) WARD 3 - VICINITY OF WESTON ROAD AND RUTHERFORD ROAD

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated November 27, 2012:

Recommendation

The Commissioner of Engineering and Public Works recommends:

1. That Council enact the necessary by-law assuming the municipal services constructed pursuant to the Servicing Agreement between the City and Weston Rutherford Centre Inc., dated October 10, 2006, and that the Municipal Services Letter of Credit be released.

Contribution to Sustainability

The municipal services recommended for assumption in this report have been designed and constructed in accordance with City standards which include consideration for sustainability.

Economic Impact

Upon assumption of this development, approximately 168 linear meters of box culvert will be added to the City's network of infrastructure. This additional infrastructure is valued at approximately \$371,000 and will incur the normal expense associated with annual operation and maintenance activities of approximately \$5,140. The life cycle costs associated with this additional municipal infrastructure will be included in the City's future multi-year budgets.

Communications Plan

The pertinent City departments will be notified of the assumption of this development.

Purpose

This report recommends the assumption of the municipal services that were constructed pursuant to the External Servicing Agreement between Weston Rutherford Centre Inc. and the City, dated October 10, 2006.

Background - Analysis and Options

The Servicing Agreement between Weston Rutherford Centre Inc. and the City provides for the construction of a 2400mm x 1200mm concrete storm box culvert within a 5.7m wide municipal easement along the northern and eastern limit of the commercial property located at the south-west corner of the intersection of Weston Road and Rutherford Road as shown on Attachment No.1. This box culvert enclosed and rerouted a tributary of the Black Creek around the subject property and was constructed in conjunction with the site development.

Weston Rutherford Centre Inc. (Owner) has maintained the box culvert during the required minimum thirteen month maintenance period and has rectified all deficiencies. Accordingly, the Owner has requested that the box culvert be assumed by the City, and that the securities held by the City for this work be released.

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All documentation required by the Agreement for assumption has been submitted. Development/Transportation Engineering staff, in conjunction with the Owner's Consulting Engineer, have conducted all the necessary inspections of the municipal services under the Agreement and are now satisfied with the extent of the works.

The Commissioner of Engineering and Public Works has received clearance from all pertinent City Departments including Development/Transportation Engineering, Public Works, and Clerks. In addition, the Reserves and Investments Department has confirmed that all of the City's financial requirements associated with this development have been satisfied.

Relationship to Vaughan Vision 2020

The assumption of this municipal service is consistent with Vaughan Vision 2020, which encourages management excellence through planned and managed growth and the maintenance of City assets and infrastructure. This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved.

Regional Implications

Regional staff has conducted an inspection of the box culvert and related work within the Regional right-of-way and has found the works to be satisfactory.

Conclusion

The box culvert constructed by Weston Rutherford Centre Inc. pursuant to the Servicing Agreement with the City dated October 10, 2006 has been satisfactorily completed. Accordingly, it is appropriate that the box culvert be assumed and the Municipal Services Letter of Credit be released.

Attachments

1. Location Map

Report prepared by:

Odette McIntyre, C.Tech. – Engineering Technologist - Development, ext. 8461
Frank Suppa, Manager of Development Inspection and Grading, ext. 8073

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)

COMMITTEE OF THE WHOLE - NOVEMBER 27, 2012

ASSUMPTION – WESTON RUTHERFORD CENTRE INC. – BOX CULVERT EXTERNAL SERVICING AGREEMENT (RELATED FILE DA 91-006) WARD 3 - VICINITY OF WESTON RD AND RUTHERFORD ROAD

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Frank Suppa, Manager of Development Inspection and Grading, ext. 8073

Respectfully submitted,

Paul Jankowski, P. Eng.
Commissioner of Engineering and Public Works

Andrew Pearce, C.E.T.
Director of Development/
Transportation Engineering

OM

ATTACHMENT No. 1



ASSUMPTION WESTON RUTHERFORD CENTRE INC. - BOX CULVERT EXTERNAL SERVICING AGREEMENT (RELATED FILE DA91-006)

LOCATION: Part of Lot 15, Concession 6

LEGEND



SUBJECT LANDS

Note: Aerial photography acquired in spring, 2011



THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 189-2012

A By-law to assume Municipal Services in Weston Rutherford Centre Inc. – Box Culvert External Servicing Agreement (Related File DA 91-006).

WHEREAS the Development Agreement between the City of Vaughan and Weston Rutherford Centre Inc. provides for the installation of certain public services.

AND WHEREAS the Commissioner of Engineering and Public Works has received certification that the services have been designed and constructed in accordance with City specifications.

NOW THEREFORE the Council of The Corporation of the City of Vaughan ENACTS AS FOLLOWS:

- I. THAT the services more particularly described in the Development Agreement between The Corporation of the City of Vaughan and Weston Rutherford Centre Inc. dated October 10, 2006, be and they are hereby assumed as public services.

Enacted by City of Vaughan Council this 11th day of December, 2012.

Hon. Maurizio Bevilacqua, Mayor

Jeffrey A. Abrams, City Clerk