

NOTICE OF MOTION

Title: **Intention to Designate under the Ontario Heritage Act – 48 Abell Street**

Moved by: **Councillor Giambrone**

“**WHEREAS** the property at 48 Abell Street meets the criteria prescribed by the Province for designation under the Ontario Heritage Act; and

WHEREAS the Toronto Preservation Board considered a staff report recommending designation of this property at its meeting of May 18, 2006 and deferred consideration to its meeting of June 22, 2006; and

WHEREAS, before the June 22 Toronto Preservation Board staff consulted with the property owners and reviewed a structural assessment report provided by the owners which indicated that the integrity of the heritage attributes of the property (primarily the north and east exterior brick walls) has been compromised; and

WHEREAS as a result of this consultation Planning staff recommended to the Toronto Preservation Board that the staff report recommending designation of the property be withdrawn because the cultural heritage value of the property did not justify the costs that would be involved in incorporating the structure in the redevelopment scheme; and

WHEREAS the Toronto Preservation Board agreed to this withdrawal at its meeting of June 22, 2006; and

WHEREAS these actions of the Toronto Preservation Board fulfil the requirement of the Ontario Heritage Act that Council consult with the Board before giving notice of its intention to designate a property; and

WHEREAS the withdrawn staff report advises that the building meets the criteria for historical designation under the Act; and

WHEREAS extensive community consultation has made very clear the significance of the building as a historical, cultural and architectural anchor, helping to define the historical character of the neighbourhood; and

WHEREAS the building is under threat from development applications currently being appealed to the Ontario Municipal Board; and

WHEREAS acting now to designate the property under the Ontario Heritage Act will protect the industrial heritage of the neighbourhood from intense redevelopment;

NOW THEREFORE BE IT RESOLVED THAT Council of the City of Toronto give notice of its intention to designate the property at 48 Abell Street under Part IV of the Ontario Heritage Act for its cultural heritage value or interest;

AND BE IT FURTHER RESOLVED THAT the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto;

AND BE IT FURTHER RESOLVED THAT the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of this Notice of Motion at the meeting of Council being held on September 25, 26 and 27, 2006."

September 21, 2006