

THE REGIONAL MUNICIPALITY OF YORK

BILL NO. 29

BY-LAW NO. 2008-27

A by-law respecting dedicated funds for
capital expenditures for transit purposes

WHEREAS the Province of Ontario is committed to MoveOntario 2020, and is providing funding for municipal capital expenditures to support transit projects;

AND WHEREAS The Regional Municipality of York is eligible to receive such funding;

NOW THEREFORE the Council of The Regional Municipality of York hereby enacts as follows:

1. The Regional Municipality of York (the “Region”) is hereby authorized to receive the sum of sixty-seven million, six hundred thousand dollars (\$67,600,000.00), (the “Funds”), from the Province of Ontario for municipal capital expenditures for transit projects.
2. The Funds shall be used only for the following municipal capital expenditures:
 - (a) Transit vehicles and infrastructure for VIVA Highway 7 from Pine Valley Drive to Kennedy Road;
 - (b) Transit vehicles for VIVA Yonge Street from Richmond Hill Centre to 19th Avenue;
 - (c) Transit vehicles for VIVA Yonge Street from 19th Avenue to Newmarket; and
 - (d) Transit infrastructure for the Cornell Transit Terminal.

3. The expenditure of the Funds shall be in full compliance with any and all requirements, policies and procedures established by the Province of Ontario with respect to the Funds.
4. The Region shall submit a final summary report to the Ontario Ministry of Transportation (the “Ministry”) detailing expenditures, the use of provincial funding, and the outcomes achieved. The Ministry may request an independent audit of the project.
5. In the event that the Funds are not applied in accordance with the requirements of the Province of Ontario, the Region acknowledges that an amount equivalent to the whole or part of the Funds, as determined by the Province of Ontario, shall be returned to the Ministry.

ENACTED AND PASSED this 24th day of April, 2008.

Denis Kelly
Regional Clerk

Bill Fisch
Regional Chair

*Authorized by Clause 1 of Report No. 4 of the Finance and Administration Committee,
adopted by Regional Council on April 24, 2008.*