

June 9, 2009



Mr. Bill Fisch
Regional Chair & CEO
The Regional Municipality of York
17250 Yonge Street, Box 147
Newmarket, ON
L3Y 6Z1

Dear Mr. Fisch,

As Chair and Vice Chair of the 2009 Community Campaign, we are asking for your leadership and Council's support again this year in declaring October 5th through to October 10th 2009, United Way Week in The Regional Municipality of York.

United Way Week is a catalyst to engage local communities and neighbours in the small and powerful supports that help build a better life for everyone - especially critical and impactful in these challenging and uncertain times.

And thanks to the support from all nine municipalities, last year's inaugural United Way Week was a remarkable success: the release of what the media dubbed "a most provocative report"...*if addressed*; kick-starting of community meetings in municipalities across York Region; the Hidden in Plain Sight photo-exhibit featuring snapshots and stories from the region's homeless; and the Living in York Region Chinese Fair.

Plans for this year's United Way Week are building on this shared success: a follow up report gathering the stories we heard over the year across York Region; a summit on mental health; and a regional youth celebration, to name a few.

Over the upcoming month, following Council proclamation, we look forward to meeting with you to discuss details and opportunities to collaborate. Should you have any immediate questions, please feel free to contact Daniele Zanotti, CEO at (905) 474-9974 ext. 224 or dzanotti@uwyr.on.ca.

On behalf of the 1 in 3 residents we serve, thank you in advance for joining us again this year and declaring October 5th - 10th United Way Week in the The Regional Municipality of York.

Without you, there would be no way.



Ian Proudfoot
Vice President and Regional Publisher, YRMG
Chair, 2009 Community Campaign



Bruce Macgregor
CAO, Regional Municipality of York
Vice Chair, 2009 Community
Campaign

cc: Mr. Bruce Macgregor, CAO

MEMORANDUM

TO: Regional Chair Fisch and Members of Council

FROM: Lloyd Russell, Commissioner of Finance

DATE: June 12, 2009

RE: **Question Regarding Presentation to Finance and Administration Committee on Impact of DC Discounting and DC Collections to Date**

This memo is provided in response to Mayor Scarpitti's question regarding reconciliation of the 28% decrease in the non-residential DC's in Q1 2009 vs. Q1 2008 (slide 5 of the attached presentation) in light of the increase in non-residential square footage for the industrial/office/institutional sector in Q1 2009 (slide 10).

The apparent contradiction between these two slides is due to a timing difference. The DC collection data shown on Slide 4 reflects receipt of funds that takes place one month later than the month in which the square footage information is shown.

If the data on slide 10 was prepared on an equivalent basis (i.e., square footage for Dec 08/Jan 09/Feb 09), it would indicate that quarter over quarter industrial/office/institutional square footage would be lower by 48% between Q1 2008 and Q1 2009 (926,158 square feet in 2008 vs. 481,228 square feet in 2009).

	<u>I/O/I Square Footage</u>	<u>Retail Square Footage</u>	<u>Non-Residential Collections</u>
Q1 2009	481,227.8	26,245.7	\$4,120,886
Q1 2008	926,158.5	198,436.0	\$5,697,772
Difference	(444,930.7)	(172,190.3)	(\$1,576,886)

The other component of non-residential DC revenue is related to the Retail sector. The retail sector square footage on an equivalent basis would be lower by 87% (198435 square feet in 2008 vs. 26246 square feet in 2009).

The other element affecting collections is the rate. The rate for the Q1 2009 collections would be higher than the 2008 rate, given the further phase out of the discount that took place in June of 2008.

Considering all of these factors and after adjusting square footage for the time lag in receipts, these results are consistent with the 28% decrease in non-residential DCs shown on slide 5.

LR/KS/cs

Attachment

Impact of DC Discounting & DC Collections to Date

Presentation to Finance &
Administration Committee

Lloyd Russell & Kelly Strueby
June 11, 2009

Agenda

- ☐ Impact of elimination of DC Discount
- ☐ DC collection trends
- ☐ Budgeted DC requirements
- ☐ Development activity trends

DC Rate Changes – 2007 DC By-law

Rate Category	Status	Effective Dates	Full recovery rate
Residential			(per unit)
Singles / Semis	At full cost	September 18, 2007	\$21,864
Multiple Dwelling Units	At full cost	September 18, 2007	\$18,087
Apartments 2 + bedrooms	At full cost	December 18, 2007	\$13,623
Apartment < 2 bedrooms	At full cost	December 18, 2007	\$8,810
Non-Residential			(per square foot)
Retail	At full cost	June 18, 2008	\$21.58
Industrial/Office/Institutional	Phase II	June 18, 2008	\$6.93
Industrial/Office/Institutional	Phase III	June 18, 2009	\$8.92
Industrial/Office/Institutional	At full cost	June 18, 2010	\$10.93

Non-Residential DC Rates Moving Towards Full Cost Recovery

(\$000s)

Rate Category	Square Feet	DCs at new Full Cost Rate	DCs Collected	Amount of Discount (full cost rate - amt collected)	DCs if used June 2006 Rates
June 18, 2007 to March 31, 2008					
Industrial/Office/Institutional	2,693,980	\$29,238	\$12,720	\$16,518	\$10,660
Retail	956,605	\$20,644	\$10,676	\$9,968	\$7,538
Total	3,650,585	\$49,882	\$23,396	\$26,486	\$18,198
April 1, 2008 to September 30, 2008					
Industrial/Office/Institutional	2,236,729	\$24,447	\$11,073	\$13,374	\$8,786
Retail	1,114,423	\$24,049	\$12,374	\$11,568	\$4,403
Total	3,351,152	\$48,496	\$23,447	\$24,942	\$13,189
October 1, 2008 to March 31, 2009					
Industrial / Office / Institutional	713,745	\$7,814	\$5,285	\$2,528	\$2,828
Retail	188,613	\$4,304	\$4,304	\$0	\$1,461
Total	902,358	\$12,118	\$9,590	\$2,528	\$4,289

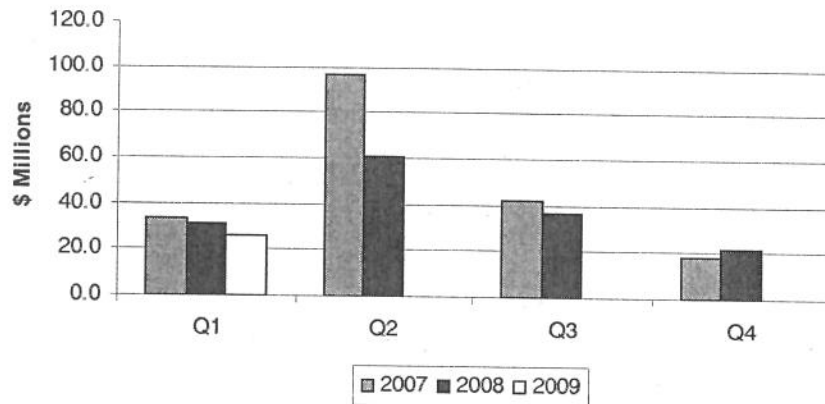
Q1/09 DC Collections have decreased compared to Q1/08

Development Charge Collections	Residential	Non-Residential	Total
Q1 2008	\$26,874,122	\$5,697,772	\$32,841,894
Q1 2009	\$22,027,361	\$4,120,886	\$26,148,247
Difference	(\$4,846,761) -18%	(\$1,576,886) -28%	(\$6,423,647) -20%

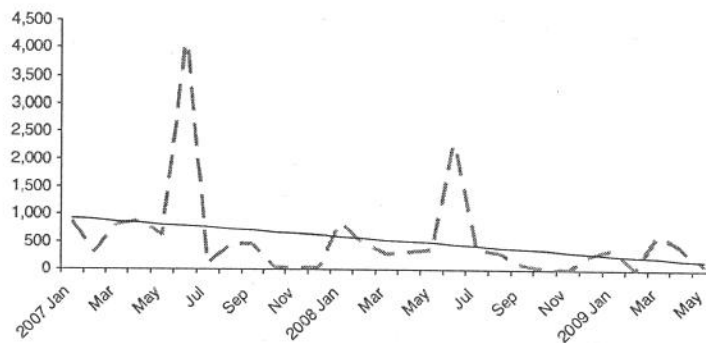
DC Requirements as per 2009 Ten Year Capital Budget

DC Requirements ('000s)	2009	2010
Direct from DC Reserve	\$105,192.0	\$162,553.0
Debt Repayment	\$106,880.6	\$151,945.6
TOTAL	\$212,072.6	\$314,498.6

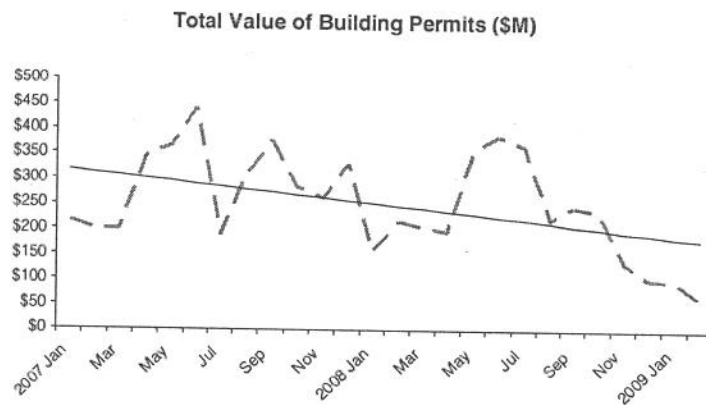
Quarterly Development Charge Collections



Number of Registered Residential Units



York Region Building Permit Trends

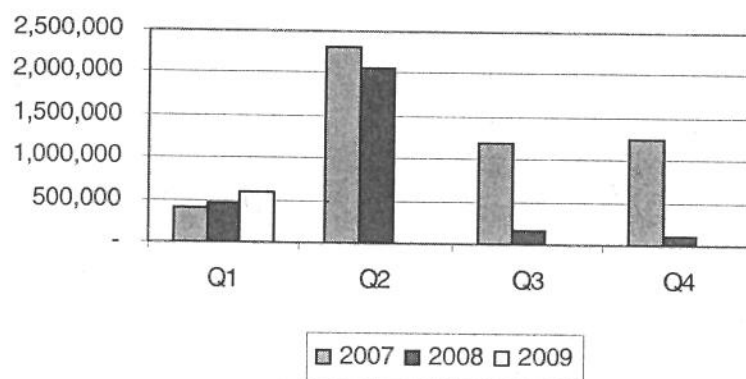


York Region

Finance & Administration Committee

Slide 9

Non-Residential Square Footage – Industrial/Office/Institutional



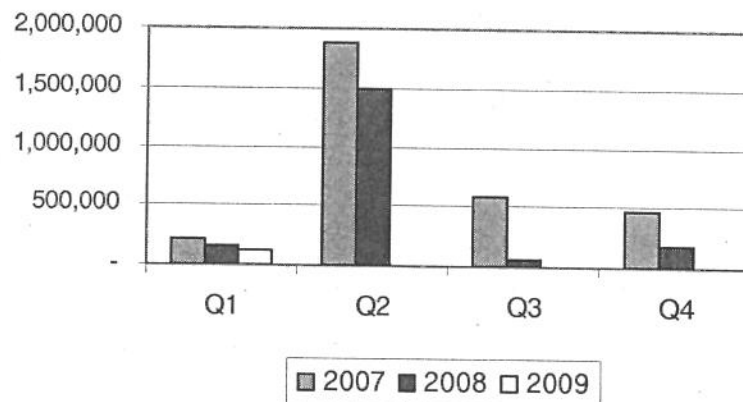
Square footage at building permit issuance

York Region

Finance & Administration Committee

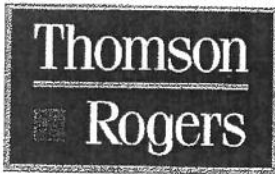
Slide 10

Non-Residential Square Footage - Retail



Conclusions

- DC will be at full cost recovery by June 2010
- Building activity and DC Collections have decreased
 - Evidence of economic slowdown
- Continue to monitor DC collections vs. budgeted requirements
- Early indications of potential increase in development activity



Beth A. Turner
416-868-3214
bturner@thomsonrogers.com

BY EMAIL ONLY

June 23, 2009

Mr. Denis Kelly
Regional Clerk
Regional Municipality of York
Corporate Services Department
17250 Yonge Street
4th Floor
Newmarket, Ontario
L3Y 6Z1

Dear Mr. Kelly:

**Deputation Request, Council meeting on June 25, 2009
Our File No. 050858**

I am writing to request the chance to make a deputation at the Regional Council meeting on June 25, 2009 on behalf of my client, Mrs. Erzsebet Illyes, in relation to the expropriation of 560 Davis Drive, to be considered in the Regional Solicitor's report regarding the Inquiry Officer's Report, to be considered by Council (Agenda Item No. TBA). I had hoped to make a deputation at the Rapid Transit Committee meeting on June 18, 2009 but I was informed by Ms. Karin Price that a report concerning the Inquiry Officer's report would not be ready for that meeting but that it may be on the Council agenda.

The nature of my proposed deputation is as follows. My client, Mrs. Erzsebet Illyes, is the owner of 560 Davis Drive. 560 Davis Drive is being expropriated by York Region for its VIVA road widening project. Mrs. Illyes believes that it is unfair that the Inquiry Officer's report recommends expropriating all of her property when the evidence at the inquiry was that only a small portion of her property was technically required for the road widening, just 16%. The Inquiry Officer's report accepts that it is legitimate for the Region to take all of Mrs. Illyes property because it is cheaper for them to do so, even if it does not lawfully need the entire property for its road widening. In her mind this is unfair and immoral. Mrs. Illyes also feels it is unfair for the Region to exploit this situation in a depressed market so they can pay her less money for the land. The decision to take all of



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someone's land should not be taken lightly. While Mrs. Illyes understands that her home must be demolished to accomplish the road widening, she wants to retain the remainder of her property to have the option to rebuild in the future, should the Region decide not to expropriate all of her property.

If you require any further information regarding my deputation request, please do not hesitate to get in touch.

Yours very truly,

A handwritten signature in cursive script, appearing to read "B. Turner".

Beth A. Turner

BAT/bat

c: Client

From: Charles Harnick [mailto:charnick@counsepa.com]
Sent: Thursday, June 18, 2009 11:59 AM
To: Kelly, Denis
Cc: Russell, Lloyd
Subject: Hotels / Development Charges Bylaw

Dear Mr. Kelly,

I understand there will be a report before Regional Council regarding development charge issues pertaining to hotels.

I wish to make a deputation to Council to provide my clients' position at the meeting on June 25, 2009. My clients are Vaughan Mills Hotels Inc. and Applewood Hotel Holdings Inc. If you require anything further please let me know.

Thank you for your kind assistance.

Yours truly,

Charles Harnick

Charles Harnick
Counsel Public Affairs Inc.
95 St. Clair Avenue West, Suite 1606
Toronto, Ontario, M4V 1N6

Email: charnick@counsepa.com
Direct: (416) 920-0716 x. 221
Fax : (416) 352-6069

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MEMORANDUM

TO: Regional Chair Bill Fisch; and
Members of Regional Council

FROM: Joy Hulton, Regional Solicitor

DATE: June 25, 2009

RE: **Expropriation of lands: Davis Drive**

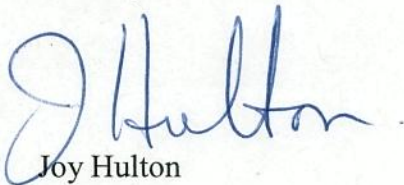
Further to my memorandum of June 23, 2009, this is to update Members of Council regarding revised property descriptions for the expropriation of lands along Davis Drive.

I am attaching a schedule which shows the description of the properties to be expropriated. The revised descriptions are shown highlighted in red. There are two properties for which revisions have been made. These are as follows:

- a) The legal description for Reference No. 15 (161 Davis Drive) has been revised to reflect the owner's right to maintain the underground parking garage on the property. The Region's engineers are satisfied that this revision will still permit construction to proceed.
- b) The legal description for Reference No. 115 (700 Davis Drive) has been revised to delete the requirement for a temporary easement for grading purposes. In addition, part of the required widening is to be dedicated in connection with a site plan application. Accordingly, the land requirements have been revised to show two separate parts on the plan. Part 1 describes the lands to be dedicated and Part 2 describes the additional lands required.

This revised schedule has been incorporated in the by-law presented to Council today.

Thank you,



Joy Hulton

Schedule “A”

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
1	17555 Yonge Street	Part of PIN: 03578-0903 (LT) A fee simple interest in Part Lot 96, Conc. 1, East of Yonge St., Township of East Gwillimbury designated as Parts 72, 77, 78, 81, 82, 88, 89, 90, 91, 95 and 99 on Plan L12-010691 A 3 year temporary easement in Part Lot 96, Conc. 1, East of Yonge St., Township of East Gwillimbury designated as Parts 74, 75, 80, 85, 97, 98, 101, 102, 104 and 105 on Plan L12-010691 A permanent easement in Part Lot 96, Conc. 1, East of Yonge St., Township of East Gwillimbury designated as Parts 73, 76, 79, 83, 84, 86, 87, 92, 93, 94, 96, 100 and 103 on Plan L12-010691
2	39 Davis Drive	Part of PIN: 03578-0129 (LT) A fee simple interest in Part of Lot 96, Conc. 1, East of Yonge St., former Township of East Gwillimbury, designated as Part 71 on Plan L12-010691 A 3 year temporary easement in Part of Lot 96, Conc. 1, East of Yonge St., former Township of East Gwillimbury, designated as Part 69 on Plan L12-010691 A permanent easement in Part of Lot 96, Conc. 1, East of Yonge St., former Township of East Gwillimbury, designated as Part 70 on Plan L12-010691
3	69 Davis Drive	Part of PIN: 03578-0132 (LT) A fee simple interest in Part Lot 96, Conc. 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 66 on Plan L12-010691 A 3 year temporary easement in Part Lot 96, Conc. 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 68 on Plan L12-010691 A permanent easement in Part Lot 96, Conc. 1, East of Yonge Street, former Township of East Gwillimbury designated as Part 67 on Plan L12-010691
4	77 – 83 Davis Drive	Part of PIN: 03578-0348 (LT) A fee simple interest in Part of Block A on Plan 492 East Gwillimbury, designated as Parts 60 and 65 on Plan L12-010691 A 3 year temporary easement in Part of Block A on Plan 492 East Gwillimbury, designated as Parts 62 and 63 on Plan L12-010691 A permanent easement in Part of Block A on Plan 492 East Gwillimbury, designated as Parts 61 and 64 on Plan L12-010691

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
5	85 Davis Drive	Part of PIN: 03578-0349 (LT) A fee simple interest in Part Block A on Plan 492, East Gwillimbury designated as Part 57 on Plan L12-010691 A 3 year temporary easement in Part Block A on Plan 492, East Gwillimbury designated as Part 59 on Plan L12-010691 A permanent easement in Part Block A on Plan 492, East Gwillimbury designated as Part 58 on Plan L12-010691
6	89 – 91 Davis Drive	Part of PIN: 03578-0350 (LT) A fee simple interest in Part Block A on Plan 492, East Gwillimbury designated as Parts 51 and 54 on Plan L12-010691 A 3 year temporary easement in Part Block A on Plan 492, East Gwillimbury designated as Parts 53 and 56 on Plan L12-010691 A permanent easement in Part Block A on Plan 492, East Gwillimbury designated as Parts 52 and 55 on Plan L12-010691
7	83 – 97 Davis Drive	Part of PIN: 03578-0351 (LT) A fee simple interest in Part of Block A on Plan 492, East Gwillimbury designated as Part 50 on Plan L12-010691 A 3 year temporary easement in Part of Block A on Plan 492, East Gwillimbury designated as Part 48 on Plan L12-010691 A permanent easement in Part of Block A on Plan 492, East Gwillimbury designated as Part 49 on Plan L12-010691
8	99 – 101 Davis Drive	Part of PIN: 03578-0352 (LT) A fee simple interest in Part of Block A on Plan 492 East Gwillimbury designated Part 45 on Plan L12-010691 A 3 year temporary easement in Part of Block A on Plan 492 East Gwillimbury designated Part 47 on Plan L12-010691 A permanent easement in Part of Block A on Plan 492 East Gwillimbury designated Part 46 on Plan L12-010691
9	103 Davis Drive	Part of PIN: 03578-0353 (LT) A fee simple interest in Part Block A on Plan 492 East Gwillimbury designated as Part 44 on Plan L12-010691 A 3 year temporary easement in Part Block A on Plan 492 East Gwillimbury designated as Part 43 on Plan L12-010691 A permanent easement in Part Block A on Plan 492 East Gwillimbury designated as Part 109 on Plan L12-010691

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
10	105 Davis Drive	Part of PIN: 03578-0354 (LT) A fee simple interest in Part Block A on Plan 492 East Gwillimbury designated as Parts 40 and 41 on Plan L12-010691 A 3 year temporary easement in Part Block A on Plan 492 East Gwillimbury designated as Parts 39 and 42 on Plan L12-010691 A permanent easement in Part Block A on Plan 492 East Gwillimbury designated as Parts 107 and 108 on Plan L12-010691
11	111 Davis Drive	Part of PIN: 03578-0355 (LT) A fee simple interest in part Block A on Plan 492 East Gwillimbury designated as Part 36 on Plan L12-010691 A 3 year temporary easement in part Block A on Plan 492 East Gwillimbury designated as Part 38 on Plan L12-010691 A permanent easement in part Block A on Plan 492 East Gwillimbury designated as Part 37 on Plan L12-010691
12	135 Davis Drive	Part of PIN: 03578-0356 (LT) A fee simple interest in Part Lot 96, Conc. 1 East of Yonge St., former Township of East Gwillimbury designated as Part 34 on Plan L12-010691 A 3 year temporary easement in Part Lot 96, Conc. 1 East of Yonge St., former Township of East Gwillimbury designated as Part 32 on Plan L12-010691 A permanent easement in Part Lot 96, Conc. 1 East of Yonge St., former Township of East Gwillimbury designated as Part 33 on Plan L12-010691
13	151 Davis Drive	PIN 03578-0357 (LT) A fee simple interest in Part of Lot 96, Concession 1 East of Yonge Street designated as Parts 30 and 31 on Plan L12-010691, Town of Newmarket, former Township of East Gwillimbury
14	157 – 159 Davis Drive	PIN 03578-0358 (LT) A fee simple interest in Part of Lot 96 Concession 1 East of Yonge Street designated as Parts 2 and 3 on Plan L12-010692, Town of Newmarket, former Township of East Gwillimbury

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
15	161 Davis Drive	Part of PIN: 03578-0497 (LT) A fee simple interest in Part Lot 96, Conc. 1, East of Yonge St., former Township of East Gwillimbury designated as Parts 6 and 7 on Plan L12-010692, reserving unto the owners a permanent easement for the purposes of maintaining the underground garage lying within the limits of said Parts 6 and 7 for the benefit of the remaining lands ("Dominant Tenement") described as Part of Lot 96, Concession 1, East of Yonge Street designated as Parts 1 and 4 on Plan 65R-14304, save and except said Parts 6 and 7 on Plan L12-010692. A 3 year temporary easement in Part Lot 96, Conc. 1, East of Yonge St., former Township of East Gwillimbury designated as Part 4 on Plan L12-010692, reserving unto the owners a permanent easement for the purposes of maintaining the underground garage lying within the limits of said Parts 6 and 7 for the benefit of the remaining lands ("Dominant Tenement") described as Part of Lot 96, Concession 1, East of Yonge Street designated as Parts 1 and 4 on Plan 65R-14304, save and except said Parts 6 and 7 on Plan L12-010692. A permanent easement in Part Lot 96, Conc. 1, East of Yonge St., former Township of East Gwillimbury designated as Part 5 on Plan L12-010692, reserving unto the owners a permanent easement for the purposes of maintaining the underground garage lying within the limits of said Parts 6 and 7 for the benefit of the remaining lands ("Dominant Tenement") described as Part of Lot 96, Concession 1, East of Yonge Street designated as Parts 1 and 4 on Plan 65R-14304, save and except said Parts 6 and 7 on Plan L12-010692.
16	191 Davis Drive	Part of PIN: 03574-0175 (LT) A fee simple interest in Part of Lots 259 and 261 on Plan 492, East Gwillimbury designated as Part 9 on Plan L12-010692 A 3 year temporary easement in Part of Lots 259 and 261 on Plan 492, East Gwillimbury designated as Part 11 on Plan L12-010692 A permanent easement in Part of Lots 259 and 261 on Plan 492, East Gwillimbury designated as Part 10 on Plan L12-010692
17, 18, 19, 20	Vacant Land, south side Penn Avenue	Part of PIN: 03574-0174 (LT) A fee simple interest in Part of Lots 257 and 258 on Plan 492, East Gwillimbury, designated as Parts 13 and 14 on Plan L12-010692 A 3 year temporary easement in Part of Lots 257 and 258 on Plan 492, East Gwillimbury, designated as Parts 12 and 15 on Plan L12-010692
21, 22, 23, 24	Vacant Land, south side Penn Avenue	Part of PIN: 03574-0173 (LT) A fee simple interest in Part of Lots 255 and 256 on Plan 492 East Gwillimbury designated as Part 17 on Plan L12-010692 A 3 year temporary easement in Part of Lots 255 and 256 on Plan 492 East Gwillimbury designated as Part 16 on Plan L12-010692

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
25, 26, 27, 28	Vacant Land, south side Penn Avenue	Part of PIN: 03574-0172 (LT) A fee simple interest in Part of Lots 253 and 254 on Plan 492, East Gwillimbury designated as Part 19 on Plan L12-010692 A 3 year temporary easement in Part of Lots 253 and 254 on Plan 492, East Gwillimbury designated as Part 18 on Plan L12-010692
29	188 Penn Avenue	Part of PIN: 03574-0171 (LT) A fee simple interest in Part Lot 252 on Plan 492, East Gwillimbury designated as Part 22 on Plan L12-010692 A 3 year temporary easement in Part Lot 252 on Plan 492, East Gwillimbury designated as Part 20 on Plan L12-010692 A permanent easement in Part Lot 252 on Plan 492, East Gwillimbury designated as Part 21 on Plan L12-010692
30	190 Penn Avenue	Part of PIN: 03574-0170 (LT) A fee simple interest in Part Lot 252 on Plan 492 East Gwillimbury designated as Part 23 on Plan L12-010692 A 3 year temporary easement in Part Lot 252 on Plan 492, East Gwillimbury designated as Part 25 on Plan L12-010692 A permanent easement in Part Lot 252 on Plan 492, East Gwillimbury designated as Part 24 on Plan L12-010692
31	192 Penn Avenue	Part of PIN: 03574-0169 (LT) A fee simple interest in Part Lot 251 on Plan 492 East Gwillimbury designated as Part 28 on Plan L12-010692 A 3 year temporary easement in Part Lot 251 on Plan 492 East Gwillimbury designated as Part 26 on Plan L12-010692 A permanent easement in Part Lot 251 on Plan 492 East Gwillimbury designated as Part 27 on Plan L12-010692
32	194 Penn Avenue	Part of PIN: 03574-0168 (LT) A fee simple interest in Part Lot 251 on Plan 492 East Gwillimbury designated as Part 29 on Plan L12-010692 A 3 year temporary easement in Part Lot 251 on Plan 492 East Gwillimbury designated as Part 31 on Plan L12-010692 A permanent easement in Part Lot 251 on Plan 492 East Gwillimbury designated as Part 30 on Plan L12-010692

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
33	196 Penn Avenue	Part of PIN: 03574-0167 (R) A fee simple interest in Part Lot 250 on Plan 492 East Gwillimbury designated as Part 34 on Plan L12-010692 A 3 year temporary easement in Part Lot 250 on Plan 492 East Gwillimbury designated as Part 32 on Plan L12-010692 A permanent easement in Part Lot 250 on Plan 492 East Gwillimbury designated as Part 33 on Plan L12-010692
34	198 Penn Avenue	Part of PIN: 03574-0166 (LT) A fee simple interest in Part Lot 250 on Plan 492 East Gwillimbury designated as Part 35 on Plan L12-010692 A 3 year temporary easement in Part Lot 250 on Plan 492 East Gwillimbury designated as Part 37 on Plan L12-010692 A permanent easement in Part Lot 250 on Plan 492 East Gwillimbury designated as Part 36 on Plan L12-010692
35	200 Penn Avenue	Part of PIN: 03574-0165 (LT) A fee simple interest in Part Lot 249 on Plan 492 East Gwillimbury designated as Part 40 on Plan L12-010692 A 3 year temporary easement in Part Lot 249 on Plan 492 East Gwillimbury designated as Part 38 on Plan L12-010692 A permanent easement in Part Lot 249 on Plan 492 East Gwillimbury designated as Part 39 on Plan L12-010692
36	202 Penn Avenue	Part of PIN: 03574-0164 (LT) A fee simple interest in Part Lot 249 on Plan 492 East Gwillimbury designated as Part 41 on Plan L12-010692 A 3 year temporary easement in Part Lot 249 on Plan 492 East Gwillimbury designated as Part 43 on Plan L12-010692 A permanent easement in Part Lot 249 on Plan 492 East Gwillimbury designated as Part 42 on Plan L12-010692
37	251-259 Davis Drive	Part of PIN: 03574-0277 (LT) A fee simple interest in Part Lot 96, Conc. 1 East of Yonge St., former Township of East Gwillimbury designated as Part 44 on Plan L12-010692 A 3 year temporary easement in Part Lot 96, Conc. 1 East of Yonge St., former Township of East Gwillimbury designated as Part 46 on Plan L12-010692 A permanent easement in Part Lot 96, Conc. 1 East of Yonge St., former Township of East Gwillimbury designated as Part 45 on Plan L12-010692

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
37A	8 Hill Street	Part of PIN: 03574-0279 (LT) A 3 year temporary easement in Part Lots 10, 11 and 12, Plan 112, Town of Newmarket, designated as Part 47 on Plan L12-010692
38	291 Davis Drive	Part of PIN: 03574-0925 (LT) A fee simple interest in Part Lots 7, 8 and 9 on Plan 112, Newmarket designated as Part 73 on Plan L12-010693 A 3 year temporary easement in Part Lots 7, 8 and 9 on Plan 112, Newmarket designated as Part 72 on Plan L12-010693
39	299 Davis Drive	Part of PIN: 03574-0284 (LT) A fee simple interest in Lots 5 and 6 on Plan 112, Newmarket, designated as Part 70 on Plan L12-010693 A 3 year temporary easement in Lots 5 and 6 on Plan 112, Newmarket, designated as Part 71 on Plan L12-010693
40	309 Davis Drive	Part of PIN 03574-0290 (R) A fee simple interest in part of Maple Street on Plan 112 (closed by Bylaw 2006-74 Inst. No. R751052) designated as Parts 65, 66 and 67 on Plan L12-010693 PIN 03574-0285 (LT) A fee simple interest in Lot 4 on Plan 112 Newmarket, designated as Parts 68 and 69 on Plan L12-010693
41	315 Davis Drive	Part of PIN: 03574-0290 (R) A fee simple interest in part of Maple St. on Plan 112 (closed by Bylaw 2006-74 Inst. No. R751052) Newmarket designated as Parts 60 and 61 on Plan L12-010693 A 3 year temporary easement in part of Maple St. on Plan 112 (closed by Bylaw 2006-74 Inst. No. R751052) Newmarket designated as Part 63 on Plan L12-010693 A permanent easement in part of Maple St. on Plan 112 (closed by Bylaw 2006-74 Inst. No. R751052) Newmarket designated as Part 62 on Plan L12-010693 Part of PIN: 03574-0287 (LT) A fee simple interest in Lot 3 on Plan 112, Newmarket designated as Part 57 on Plan L12-010693 A 3 year temporary easement in Lot 3 on Plan 112, Newmarket designated as Part 59 on Plan L12-010693 A permanent easement in Lot 3 on Plan 112, Newmarket designated as Part 58 on Plan L12-010693

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
42	319 Davis Drive	Part of PIN: 03574-0286 (LT) A fee simple interest in Part Lot 2 on Plan 112, Newmarket designated as Part 54 on Plan L12-010693 A 3 year temporary easement in Part Lot 2 on Plan 112, Newmarket designated as Part 56 on Plan L12-010693 A permanent easement in Part Lot 2 on Plan 112, Newmarket designated as Part 55 on Plan L12-010693
43	333 Davis Drive	Part of PIN: 03574-0307 (LT) A fee simple interest in Part Lots 1 and 2, Plan 112 Newmarket and Part Lots 32 and 33, North of Huron St., Plan 78 Newmarket, designated as Part 51 on Plan L12-010693 A 3 year temporary easement in Part Lots 1 and 2 Plan 112 Newmarket and Part Lots 32 and 33, North of Huron St., Plan 78 Newmarket, designated as Part 53 on Plan L12-010693 A permanent easement in Part of Lots 1 and 2 Plan 112 Newmarket and Part Lots 32 and 33, North of Huron St., Plan 78 Newmarket, designated as Part 52 on Plan L12-010693
44	341 Davis Drive	PIN 03574-0932 (LT) A fee simple interest in Part of Lots 31 and 32 north side of Huron Street, Plan 78 Newmarket designated as Part 50 on Plan L12-010693
45	345 Davis Drive	Part of PIN: 03574-0309 (LT) A fee simple interest in Part of Lots 29, 30, 31 north side Huron St., Plan 78 Newmarket designated as Part 47 on Plan L12-010693 A 3 year temporary easement in Part of Lots 29, 30, 31 north side Huron St., Plan 78 Newmarket designated as Part 49 on Plan L12-010693 A permanent easement in Part of Lots 29, 30, 31 north side Huron St., Plan 78 Newmarket designated as Part 48 on Plan L12-010693
46	351 Davis Drive	Part of PIN: 03574-0946 (LT) A fee simple interest in Part Lot 29, North of Huron St., Plan 78 Newmarket designated as Part 45 on Plan L12-010693 A 3 year temporary easement in Part Lot 29, North of Huron St., Plan 78 Newmarket designated as Part 46 on Plan L12-010693
47	355 Davis Drive	Part of PIN: 03574-0311 (LT) A fee simple interest in Part of Lot 28, north of Huron St., Plan 78 Newmarket designated as Part 42 on Plan L12-010693 A 3 year temporary easement in Part of Lot 28, north of Huron St., Plan 78 Newmarket designated as Part 43 on Plan L12-010693

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
48	359 Davis Drive	Part of PIN: 03574-0312 (LT) A fee simple interest in Part Lot 27 n.s. Huron St., Plan 78, Newmarket designated as Part 40 on Plan L12-010693 A 3 year temporary easement in Part Lot 27 n.s. Huron St., Plan 78, Newmarket designated as Part 41 on Plan L12-010693
49	371 Davis Drive	Part of PIN: 03574-0317 (LT) A fee simple interest in Part Lots 25 and 26, North of Huron St., Plan 78 Newmarket designated as Part 38 on Plan L12-010693 A 3 year temporary easement in Part Lots 25 and 26, North of Huron St., Plan 78 Newmarket designated as Part 39 on Plan L12-010693
50, 51, 52	383 – 415 Davis Drive	Part of PIN: 03574-0318 (LT) A fee simple interest in Part Lots 17, 18, 19, 20, 21, 22, 23, and 24, North of Huron St., Plan 78 Newmarket designated as Parts 30, 35 and 36 on Plan L12-010693 A 3 year temporary easement in Part Lots 17, 18, 19, 20, 21, 22, 23, and 24, North of Huron St., Plan 78 Newmarket designated as Parts 31, 34 and 37 on Plan L12-010693 A permanent easement in Part Lots 22 and 23, North of Huron St., Plan 78 Newmarket designated as Parts 32 and 33 on Plan L12-010693
53	425 – 431 Davis Drive	PIN 03556-0552 (LT) A fee simple interest in Lot 16 on the north side of Huron Street, part of Lot 15 on the north side of Huron Street, and part of the strip of land in rear of Lot E and 12 to 16 both inclusive, north side of Huron Street, all on Plan 78 Newmarket designated as Parts 1, 2, 3, 4 and 5 on Plan L12-010694, Town of Newmarket
54	435 Davis Drive	Part of PIN: 03556-0397 (LT) A fee simple interest in Part Lots 14 and 15 on n.s. Huron St. Plan 78, Newmarket designated as Part 6 on Plan L12-010694 A 3 year temporary easement in Part Lots 14 and 15 on n.s. Huron St. Plan 78, Newmarket designated as Part 7 on Plan L12-010694
56	447 Davis Drive	Part of PIN: 03556-0419 (LT) A fee simple interest in Part of Lots 12, 13, 14 and E, north side of Huron St., all on Plan 78 Newmarket; designated as Part 11 on Plan L12-010694 A 3 year temporary easement in Part of Lots 12, 13, 14 and E, north side of Huron St., all on Plan 78 Newmarket; designated as Part 13 on Plan L12-010694 Permanent easement in Part of Lots 12, 13, 14 and E, north side of Huron St., all on Plan 78 Newmarket; designated as Part 12 on Plan L12-010694

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
57	465 Davis Drive	Part of PIN: 03556-0417 (LT) A fee simple interest in part Block D on Plan 78 Newmarket designated as Part 18 on Plan L12-010694 A 3 year temporary easement in part Block D on Plan 78 Newmarket designated as Part 16 on Plan L12-010694 A permanent easement in part Block D on Plan 78 Newmarket designated as Part 17 on Plan L12-010694 Part of PIN: 03556-0422 (LT) A fee simple interest in Part of Block D, on Plan 78 Newmarket designated as Parts 19 and 24 on Plan L12-010694 A 3 year temporary easement in Part of Block D, on Plan 78 Newmarket designated as Parts 21 and 22 on Plan L12-010694 A permanent easement in Part of Block D, on Plan 78 Newmarket designated as Parts 20 and 23 on Plan L12-010694
59	North Side of Davis Drive, east of Holland River	Part of PIN: 03556-0427 (LT) A fee simple interest in Part Lots 8, 9, 10, N.S. Huron Street, Plan 78 Newmarket designated as Part 27 on Plan L12-010694 A 3 year temporary easement in Part Lots 8, 9, 10, N.S. Huron Street, Plan 78 Newmarket designated as Part 26 on Plan L12-010694 Part of PIN: 03556-0394 (LT) A fee simple interest in Part Lot 8 N.S. Huron Street, Plan 78 Newmarket, designated as Part 28 on Plan L12-010694 A 3 year temporary easement in Part Lot 8 N.S. Huron Street, Plan 78 Newmarket, designated as Part 29 on Plan L12-010694
60	531 Davis Drive	Part of PIN: 03556-0393 (LT) A fee simple interest in Part of Lots 1, 2, 3, 4, 5, 6, 7 and 8, n.s. of Huron St. Plan 78, Newmarket, designated as Parts 31 and 32 on Plan L12-010694 A 3 year temporary easement in Part of Lots 1, 2, 3, 4, 5, 6, 7 and 8, n.s. of Huron St. Plan 78, Newmarket, designated as Part 34 on Plan L12-010694 A permanent easement in Part of Lots 1, 2, 3, 4, 5, 6, 7 and 8, n.s. of Huron St. Plan 78, Newmarket, designated as Part 33 on Plan L12-010694
61	567 Davis Drive	Part of PIN: 03568-0350 (LT) A fee simple interest in Part Lot 1, Conc. 2, Township of East Gwillimbury, designated Part 1 on Plan L12-010695 A 3 year temporary easement in Part Lot 1, Conc. 2, Township of East Gwillimbury, designated Part 2 on Plan L12-010695

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
62, 63	581 – 589 Davis Drive and 597 Davis Drive	Part of PIN: 03568-0609 (LT) A fee simple interest in Part of Lots 1 and 2, north of Huron St. on Plan 56 East Gwillimbury, designated as Part 3 on Plan L12-010695 A 3 year temporary easement in Part of Lots 1, 2 and 3, north of Huron St. on Plan 56 East Gwillimbury, designated as Parts 4, 5 and 6 on Plan L12-010695 Part of PIN: 03568-0611 (LT) A fee simple interest in Part Lot 4, north of Huron St. in Plan 56 East Gwillimbury designated as Part 8 on Plan L12-010695 A 3 year temporary easement in Part Lots 3 and 4, north of Huron St. in Plan 56 East Gwillimbury designated as Part 7 on Plan L12-010695
64	603 Davis Drive	Part of PIN: 03568-0331 (LT) A fee simple interest in Part of Lots 4 and 5 on Plan 56, North of Huron St., East Gwillimbury designated as Parts 9, 10 and 11 on Plan L12-010695 A 3 year temporary easement in Part of Lots 4 and 5, North of Huron St., Plan 56 East Gwillimbury designated as Part 12 on Plan L12-010695
65	615 Davis Drive	Part of PIN: 03568-0343 (LT) A fee simple interest in Part of Lots 7 and 8, n.s. Huron St., Plan 56 East Gwillimbury, designated as Part 13 on Plan L12-010695 A 3 year temporary easement in Part of Lots 7 and 8, n.s. Huron St., Plan 56 East Gwillimbury, designated as Part 14 on Plan L12-010695
66	625 Davis Drive	Part of PIN: 03568-0344 (LT) A fee simple interest in Part of Lot 9 on n.s. of Huron St., Plan 56 East Gwillimbury designated as Part 15 on Plan L12-010695 A 3 year temporary easement in Part of Lot 9 on n.s. of Huron St., Plan 56 East Gwillimbury designated as Part 16 on Plan L12-010695
67	631 Davis Drive	Part of PIN: 03568-0345 (LT) A fee simple interest in Part of Lot 10 on n.s. of Huron St., Plan 56 East Gwillimbury designated as Part 17 on Plan L12-010695 A 3 year temporary easement in Part of Lot 10 on n.s. of Huron St., Plan 56 East Gwillimbury designated as Part 18 on Plan L12-010695
68	637 Davis Drive	Part of PIN: 03568-0346 (LT) A fee simple interest in Part of Lot 11 on n.s. of Huron St. Plan 56 East Gwillimbury designated as Part 19 on Plan L12-010695 A 3 year temporary easement in Part of Lot 11 on n.s. of Huron St. Plan 56 East Gwillimbury designated as Part 20 on Plan L12-010695

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
69	641 Davis Drive	Part of PIN: 03568-0347 (LT) A fee simple interest in Part Lot 1 Conc. 2, Township of East Gwillimbury designated as Part 21 on Plan L12-010695 A 3 year temporary easement in Part Lot 1 Conc. 2, Township of East Gwillimbury designated as Part 22 on Plan L12-010695
70	647 Davis Drive	Part of PIN: 03568-0348 (LT) A fee simple interest in Part Lot 1 Conc. 2, Township of East Gwillimbury designated as Part 23 on Plan L12-010695 A 3 year temporary easement in Part Lot 1 Conc. 2, Township of East Gwillimbury designated as Part 24 on Plan L12-010695
71	655 Davis Drive	Part of PIN: 03568-0349 (LT) A fee simple interest in Part Lot 1 Conc. 2 Township of East Gwillimbury designated as Part 25 on Plan L12-010695 A 3 year temporary easement in Part Lot 1 Conc. 2 Township of East Gwillimbury designated as Part 26 on Plan L12-010695
72	665 Davis Drive	Part of PIN: 03568-0351 (LT) A fee simple interest in Part Lot 1 Conc. 2 Township of East Gwillimbury designated as Parts 27, 30, 33 and 34 on Plan L12-010695 A 3 year temporary easement in Part Lot 1 Conc. 2 Township of East Gwillimbury designated as Parts 29, 32 and 36 on Plan L12-010695 A permanent easement in Part Lot 1 Conc. 2 Township of East Gwillimbury designated as Parts 28, 31 and 35 on Plan L12-010695
72A	679 Davis Drive	Part of PIN: 03568-0607 (LT) A fee simple interest in Part Lot 1 Conc. 1 Township of East Gwillimbury designated as Parts 37 and 38 on Plan L12-010695 A 3 year temporary easement in Part Lot 1 Conc. 1 Township of East Gwillimbury designated as Part 39 on Plan L12-010695
73	693 Davis Drive	Part of PIN: 03567-0081 (LT) A fee simple interest in Part of Lot 1 Conc. 2 Township of East Gwillimbury designated as Parts 41 and 43 on Plan L12-010696 A 3 year temporary easement in Part of Lot 1 Conc. 2 Township of East Gwillimbury designated as Part 45 on Plan L12-010696 A permanent easement in Part of Lot 1 Conc. 2 Township of East Gwillimbury designated as Parts 42 and 44 on Plan L12-010696

	Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:	
Ref# No.	Municipal Address	Legal Description
74	713 Davis Drive	Part of PIN: 03567-0082 (LT) A fee simple interest in Part of Lot 1 Conc. 2 Township of East Gwillimbury designated as Parts 33, 34, 35 and 36 on Plan L12-010696 A 3 year temporary easement in Part of Lot 1 Conc. 2 Township of East Gwillimbury designated as Parts 30 and 31 on Plan L12-010696 A permanent easement in Part of Lot 1 Conc. 2 Township of East Gwillimbury designated as Part 32 on Plan L12-010696
74A	721 Davis Drive	Part of PIN: 03567-0083 (LT) A 3 year temporary easement in Part Lot 1, Concession 2, former Township of East Gwillimbury designated as Part 29 on Plan L12-010696
75	40 Huron Heights Drive	Part of PIN: 03567-0086 (LT) A fee simple interest in Part Lot 1, Concession 2, former Township of East Gwillimbury designated as Part 27 on Plan L12-010696 A 3 year temporary easement in Part Lot 1, Concession 2, former Township of East Gwillimbury designated as Part 26 on Plan L12-010696
76	749 Davis Drive	Part of PIN: 03567-0085 (LT) A fee simple interest in Part Lot 1 Conc. 2, former Township of East Gwillimbury designated as Part 25 on Plan L12-010696 A 3 year temporary easement in Part Lot 1, Conc. 2, former Township of East Gwillimbury designated as Part 24 on Plan L12-010696
77	795 Davis Drive	Part of PIN: 03561-0276 (LT) A fee simple interest in Part Lot 1, Concession 2, former Township of East Gwillimbury designated as Part 23 on Plan L12-010696 A 3 year temporary easement in Part Lot 1, Concession 2, former Township of East Gwillimbury designated as Part 22 on Plan L12-010696
78	20 Davis Drive	Part of PIN: 03602-0326 (LT) A 3 year temporary easement in Part Lot 95 Conc. 1 Township of Whitchurch designated as Part 3 on Plan L12-010691 A permanent easement in Part Lot 95 Conc. 1 Township of Whitchurch designated as Part 2 on Plan L12-010691
79	54 Davis Drive	Part of PIN: 03602-0328 (LT) A fee simple interest in Part Lot 95 Conc. 1 Township of Whitchurch designated as Parts 4, 7, 11 and 12 on Plan L12-010691 A 3 year temporary easement in Part Lot 95 Conc. 1 Township of Whitchurch designated as Parts 6, 9, 10 and 14 on Plan L12-010691 A permanent easement in Part Lot 95 Conc. 1 Township of Whitchurch designated as Parts 5, 8 and 13 on Plan L12-010691

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
80	130 Davis Drive	Part of PIN: 03602-0159 (LT) A fee simple interest in Part Lot 95 Conc. 1 Township of Whitchurch designated as Parts 17 and 18 on Plan L12-010691 A 3 year temporary easement in Part Lot 95 Conc. 1 Township of Whitchurch designated as Part 15 on Plan L12-010691 A permanent easement in Part Lot 95 Conc. 1 Township of Whitchurch designated as Part 16 on Plan L12-010691
81	130 Davis Drive	Part of PIN: 03602-0156 (LT) A fee simple interest in Part Lots 7, 8 and 9 on Plan 32 Whitchurch designated as Parts 22, 23, 26 and 27 on Plan L12-010691 A 3 year temporary easement in Part Lots 7, 8 and 9 on Plan 32 Whitchurch designated as Parts 25, 29 and 106 on Plan L12-010691 A permanent easement in Part Lots 7, 8 and 9 on Plan 32 Whitchurch and Part Lot 95 Conc. 1 Township of Whitchurch designated as Parts 24 and 28 on Plan L12-010691
82	166 Davis Drive	PIN 03602-0330 (LT) A fee simple interest in Part of Lot 6 on Plan 32 Whitchurch designated as Parts 84, 85 and 86 on Plan L12-010692
83	180 Davis Drive	PIN 03602-0142 (LT) A fee simple interest in part of Lot 6 on Plan 32 Whitchurch designated as Parts 82 and 83 on Plan L12-010692
84	200 Davis Drive	Part of PIN: 29230-0001 (LT) to 29230-0026 (LT) A fee simple interest in Part of Common Elements of YRCP No. 698, Newmarket designated as Part 79 on Plan L12-010692 A 3 year temporary easement in Part of Common Elements of YRCP No. 698, Newmarket designated as Part 81 on Plan L12-010692 A permanent easement in Part of Common Elements of YRCP No. 698, Newmarket designated as Part 80 on Plan L12-010692
85	Vacant Land, south side Davis Drive	Part of PIN: 03602-0177 (LT) A fee simple interest in Part Lot 4, Plan 32, Town of Newmarket designated as Part 78 on Plan L12-010692 A permanent easement in Part Lot 4, Plan 32, Town of Newmarket designated as Part 77 on Plan L12-010692
85A	230 Davis Drive	Part of PIN: 03602-0175 (LT) A permanent easement in Part of Lot 4, Plan 32, Town of Newmarket designated as Part 76 on Plan L12-010692

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
85B	250 Davis Drive	Part of PIN: 29142-0001 (LT) to 29142-0300 (LT) A permanent easement in Part of Common Elements of YRCP No. 609, Town of Newmarket designated as Part 75 on Plan L12-010692
85C	260 Davis Drive	Part of PIN: 29400-0001 (LT) to 29400-0189 (LT) A permanent easement in Part of Common Elements of YRCP No. 869, Town of Newmarket designated as Part 72 on Plan L12-010692
86	270 Davis Drive	Part of PIN: 29366-0001 (LT) to 29366-0131 (LT) A fee simple interest in Part of Common Elements of YRCP No. 836, Town of Newmarket designated as Parts 68 and 69 on Plan L12-010692 A 3 year temporary easement in Part of Common Elements of YRCP No. 836, Town of Newmarket designated as Part 71 on Plan L12-010692 A permanent easement in Part of Common Elements of YRCP No. 836, Town of Newmarket designated as Part 70 on Plan L12-010692
87	280 Davis Drive	Part of PIN: 03602-0136 (LT) A fee simple interest in Part Lot 2 Plan 32, Town of Newmarket, designated as Parts 55, 56, 57, 58, 63 and 64 on Plan L12-010692 A 3 year temporary easement in Part Lot 2 on Plan 32 Town of Newmarket designated as Part 53, 60 and 61 on Plan L12-010692 A permanent easement in Part Lot 2 on Plan 32 Town of Newmarket designated as Part 54, 59 and 62 on Plan L12-010692
88	26 Lorne Avenue	Part of PIN: 03602-0132 (LT) A fee simple interest in Part Lot 1 on Plan 32 Town of Newmarket designated as Parts 49 and 50 on Plan L12-010692 A 3 year temporary easement in Part Lot 1 on Plan 32 Town of Newmarket designated as Part 52 on Plan L12-010692 A permanent easement in Part Lot 1 on Plan 32 Town of Newmarket designated as Part 51 on Plan L12-010692
89	25 Lorne Avenue	Part of PIN: 03603-0132 (LT) A fee simple interest in Part Lot 1 on Plan 32, and part of Lot 95 Conc. 1 former Township of Whitchurch designated as Parts 2 and 3 on Plan L12-010693 A 3 year temporary easement in Part Lot 1 on Plan 32, and part of Lot 95 Conc. 1 former Township of Whitchurch designated as Part 4 on Plan L12-010693

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
90	330 Davis Drive	PIN 03603-0131 (LT) A fee simple interest in Part of Lots 26 and 27, south side of Huron Street, Plan 78 Newmarket and part of Lot 95 Concession 1, Township of Whitchurch designated as Parts 5 and 6 on Plan L12-010693, Town of Newmarket
91	338 Davis Drive	PIN 03603-0130 (R) A fee simple interest in Part of Lots 25, 26 and 27, south side of Davis Drive and Lot 25 and part of Lots 24 and 26, north side of Simcoe Street, Plan 78 designated as Parts 2 and 4 on Plan 65R-1457, Town of Newmarket
92	350 Davis Drive	Part of PIN: 03603-0129 (R) A fee simple interest in Part Lots 21, 22, 23, 24, and 25 on the ss of Huron St. (Davis Drive), Plan 78, Town of Newmarket designated as Parts 10, 14 and 15 on Plan L12-010693 A 3 year temporary easement in Part Lots 21, 22, 23, 24, and 25 on the ss of Huron St. (Davis Drive), Plan 78, Town of Newmarket designated as Parts 12 and 13 on Plan L12-010693 A permanent easement in Part Lots 21, 22, 23, 24, and 25 on the ss of Huron St. (Davis Drive), Plan 78, Town of Newmarket designated as Part 11 on Plan L12-010693
94	378 Davis Drive	Part of PIN: 03603-0124 (LT) A fee simple interest in Part Lot 19 ss of Huron St. Plan 78 Newmarket designated as Part 20 on Plan L12-010693 A permanent easement in Part Lot 19 ss of Huron St. Plan 78 Newmarket designated as Part 21 on Plan L12-010693
95	390 Davis Drive	Part of PIN: 03603-0125 (LT) A fee simple interest in Part Lots 16, 17, and 18, ss Huron St., Plan 78, Town of Newmarket designated as Part 22 on Plan L12-010693 A 3 year temporary easement in Part Lots 16, 17, and 18, ss Huron St., Plan 78, Town of Newmarket designated as Part 24 on Plan L12-010693 A permanent easement in Part Lots 16, 17, and 18, ss Huron St., Plan 78, Town of Newmarket designated as Part 23 on Plan L12-010693
96	400 – 406 Davis Drive	Part of PIN: 03603-0126 (LT) A fee simple interest in Lots 14 and 15 ss of Huron St. Plan 78, Town of Newmarket designated as Part 25 on Plan L12-010693 A 3 year temporary easement in Lots 14 and 15 ss of Huron St. Plan 78, Town of Newmarket designated as Part 26 on Plan L12-010693

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
97	16 Main Street South	Part of PIN: 03603-0064 (LT) A fee simple interest in Part Lot 1 on west side of Main Street, Plan 78, Town of Newmarket designated as Part 27 on Plan L12-010693 A 3 year temporary easement in Part Lots 1 and 2 west side of Main St. Plan 78, Town of Newmarket designated as Part 29 on Plan L12-010693 A permanent easement in Part Lot 1 on west side Main Street, Plan 78, Town of Newmarket designated as Part 28 on Plan L12-010693
98	432 Davis Drive	PIN 03609-0003 (LT) A fee simple interest in Part of Lots 12 and 13 south side of Huron Street Plan 78 designated as Parts 84 and 85 on Plan L12-010694
99	438 – 442 Davis Drive	PIN 03609-0005 (LT) A fee simple interest in Lot 11 south side of Huron Street Plan 78 Newmarket, designated as Parts 82 and 83 on Plan L12-010694
100	446 Davis Drive	Part of PIN: 03609-0006 (R) A fee simple interest in Part of Lots 9 and 10 on the ss of Davis Drive, formerly Huron St., on Plan 78, Town of Newmarket designated as Part 79 on Plan L12-010694 A 3 year temporary easement in Part of Lots 9 and 10 on the ss of Davis Drive, formerly Huron St. on Plan 78, Town of Newmarket designated as Part 81 on Plan L12-010694 A permanent easement in Part of Lots 9 and 10 on the ss of Davis Drive, formerly Huron St. on Plan 78, Town of Newmarket designated as Part 80 on Plan L12-010694
101	31 Superior Street	Part of PIN: 03609-0169 (LT) A fee simple interest in part of Block “B” Plan 78, Town of Newmarket designated as Part 77 on Plan L12-010694 A 3 year temporary easement in part of Block “B” Plan 78, Town of Newmarket designated as Part 78 on Plan L12-010694
102A	Holland River	Part of PIN: 03609-0062 (LT) A fee simple interest in Part Block F, Plan 262, Town of Newmarket designated as Part 65 on Plan L12-010694 A 3 year temporary easement in Part Block F, Plan 262, Town of Newmarket designated as Part 66 on Plan L12-010694

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
102B, 105	514 Davis Drive	Part of PIN: 03609-0059 (LT) A fee simple interest in Part of Lots 2, 3, 4 and 5 ss of Huron St. Plan 78 Newmarket and part of Block F Plan 262 Newmarket designated as Parts 44, 47, 50, 53, 62 and 63 on Plan L12-010694 A 3 year temporary easement in Part of Lots 2, 3, 4 and 5 ss of Huron St. Plan 78 Newmarket and part of Block F Plan 262 Newmarket designated as Parts 46, 49, 52, 55 and 64 on Plan L12-010694 A permanent easement in Part of Lots 2, 3, 4 and 5 ss of Huron St. Plan 78 Newmarket designated as Parts 45, 48, 51 and 54 on Plan L12-010694
103	496 Davis Drive	PIN 03609-0060 (LT) A fee simple interest in Part of Block F Plan 262 designated as Parts 59 and 60 on Plan L12-010694
104	Vacant Land, south side Davis Drive	All of PIN: 03609-0061 (LT) A fee simple interest in Part Block F on Plan 262 and Part Lot 5 ss of Huron St. Plan 78 as in Deed No. R389945, Town of Newmarket
106	524 Davis Drive	Part of PIN: 03609-0063 (LT) A fee simple interest in Part of Lots 1 and 2, ss Huron St., Plan 78, Newmarket; part of road allowance btwn Conc. 1 and 2, Town of Whitchurch (closed by By-Law No. IF294), Town of Newmarket designated as Part 41 on Plan L12-010694 A 3 year temporary easement in Part of Lot 1, ss Huron St., Plan 78, Newmarket; part of road allowance btwn Conc. 1 and 2, Town of Whitchurch (closed by By-Law No. IF294), Town of Newmarket designated as Part 43 on Plan L12-010694 A permanent easement in Part of Lots 1 and 2, ss Huron St., Plan 78, Newmarket; part of road allowance btwn Conc. 1 and 2, Town of Whitchurch (closed by By-Law No. IF294), Town of Newmarket designated as Part 42 on Plan L12-010694
107	540 Davis Drive	Part of PIN: 03609-0174 (R) A fee simple interest in Part Lot 1 on Plan 125, Town of Newmarket designated as Part 38 on Plan L12-010694 A 3 year temporary easement in Part Lot 1 on Plan 125, Town of Newmarket designated as Part 40 on Plan L12-010694 A permanent easement in Part Lot 1 on Plan 125, Town of Newmarket designated as Part 39 on Plan L12-010694

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
108	534 Davis Drive	Part of PIN: 03609-0064 (R) A fee simple interest in Part Lots 1 and 2 on Plan 125, Town of Newmarket designated as Part 35 on Plan L12-010694 A 3 year temporary easement in Part Lots 1 and 2 on Plan 125, Town of Newmarket designated as Part 37 on Plan L12-010694 A permanent easement in Part Lots 1 and 2 on Plan 125, Town of Newmarket designated as Part 36 on Plan L12-010694
109	3 Charles Street and 554 – 558 Davis Drive	PIN 03610-0003 (LT) A fee simple interest in Part of Lots 38 and 39 Plan 125 Newmarket designated as Parts 57 and 58 on Plan L12-010695
110	560 Davis Drive	PIN 03610-0007 (LT) A fee simple interest in Part of Lots 39 and 40 on Plan 125 Newmarket designated as Parts 54, 55 and 56 on Plan L12-010695
111	564 Davis Drive	PIN 03610-0277 (LT) A fee simple interest in Part of Lot 40 Plan 125 designated as Parts 52 and 53 on Plan L12-010695
112	568 Davis Drive	PIN 03610-0010 (LT) A fee simple interest in Part of Lot 41 Plan 125 Newmarket designated as Parts 48, 49, 50 and 51 on Plan L12-010695
113	572 Davis Drive	PIN 03610-0283 (LT) A fee simple interest in Lot 42 on Plan 125 designated as Parts 46 and 47 on Plan L12-010695
114	596 Davis Drive	Part of PIN: 03610-0041 (R) A fee simple interest in Part Lots 1 and 4, Plan 89, Part Lots 1, 2, 3, 4 and 5, Plan 68 and Part Lots 65, 66, 67, 68 and 69, Plan 344, Town of Newmarket designated as Parts 40, 41, 42, 43, 44 and 45 on Plan L12-010695, save and except the pedestrian bridge structure and footings.
115	700 Davis Drive	Part of PIN: 03610-0276 (LT) A fee simple interest in Part of Lot 70 on Plan 344, Town of Newmarket designated as Parts 1 and 2 on Plan L12-010696

	Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:	
Ref# No.	Municipal Address	Legal Description
116	712 Davis Drive	Part of PIN: 29227-0001 (LT) to 29227-0068 (LT) A fee simple interest in Part of Common Elements, YRCP No. 695 designated as Parts 6, 7 and 8 on Plan L12-010696 A 3 year temporary easement in Part of Common Elements, YRCP No. 695 designated as Part 9 on Plan L12-010696
117	724 Davis Drive	Part of PIN: 03610-0081 (LT) A fee simple interest in Part Lot 13 Plan 81, Town of Newmarket designated as Part 10 on Plan L12-010696 A 3 year temporary easement Part Lot 13 Plan 81, Town of Newmarket designated as Part 11 on Plan L12-010696
118	730 Davis Drive	Part of PIN: 03610-0082 (LT) A fee simple interest in Part Lot 13 Plan 81, Town of Newmarket designated as Part 12 on Plan L12-010696 A 3 year temporary easement in Part Lot 13 Plan 81, Town of Newmarket designated as Part 13 on Plan L12-010696
119	736 Davis Drive	Part of PIN: 03610-0083 (LT) A fee simple interest in Part Lot 13 on Plan 81, Town of Newmarket designated as Part 14 on Plan L12-010696 A 3 year temporary easement in Part Lot 13 on Plan 81, Town of Newmarket designated as Part 15 on Plan L12-010696
120	776 Davis Drive	Part of PIN: 03610-0281 (LT) A fee simple interest in Part Lot 13 on Plan 81, Town of Newmarket designated as Part 17 on Plan L12-010696 A 3 year temporary easement in Part Lot 13 on Plan 81, Town of Newmarket designated as Part 16 on Plan L12-010696
121	5 Alexander Road	Part of PIN: 03615-0003 (LT) A fee simple interest in Part Lot 13, Plan 81, Town of Newmarket designated as Part 18 on Plan L12-010696 A 3 year temporary easement in Part Lot 13, Plan 81, Town of Newmarket designated as Part 19 on Plan L12-010696
122	800 Davis Drive	Part of PIN: 03615-0007 (LT) A fee simple interest in Part Lot 35, Concession 2, former Township of Whitchurch, designated as Part 20 on Plan L12-010696 A 3 year temporary easement in Part Lot 35, Concession 2, former Township of Whitchurch, designated as Part 21 on Plan L12-010696

Lands in the Town of Newmarket, in the Regional Municipality of York, described as follows:		
Ref# No.	Municipal Address	Legal Description
123	19 Parkside Drive	PIN 03602-0145 (LT) A fee simple interest in part of Lot 6, Plan 32 Whitchurch designated as Parts 87 and 88 on Plan L12-010692
124	23 Parkside Drive	PIN 03602-0146 (LT) A fee simple interest in part of Lot 6 on Plan 32 Whitchurch designated as Parts 89 and 90 on Plan L12-010692
125	27 Parkside Drive	Part of PIN: 03602-0147 (LT) A fee simple interest in Part Lot 6, Plan 32, Whitchurch, designated as Part 92 on Plan L12-010692 A 3 year temporary easement in Part Lot 6, Plan 32, Whitchurch, designated as Part 91 on Plan L12-010692

From: Cheryl Bandel <Cheryl.Bandel@durham.ca>
To: Kelly, Denis

Sent: Thu Jun 25 02:36:42 2009
Subject: Durham Region Council Resolutions Re: EFW

Mr. Kelly -

Please find attached the following Council Resolutions as adopted by Durham Regional Council at their meeting held on June 24, 2009:

Resolution No. 1
Energy From Waste (EFW) Risk Assessment and Environmental Surveillance (2009-COW-01), as amended. (noted in bold on resolution)

Resolution No. 2
Host Community Agreement - The Regional Municipality of Durham and The Corporation of the Municipality of Clarington (2009-COW-02)

Resolution No. 3
Approvals for the Design, Construction, Operation and Maintenance of a New Durham - York Energy From Waste (EFW) Facility (RFP 604-2008): Project and Related Financing (2009-COW-03)

Regards,

Cheryl Bandel,
Committee Clerk
Region of Durham, Clerk's Department
Council Services Division
(905) 668-7711 - Ext. 2005
e-mail address: cheryl.bandel@durham.ca



RESOLUTION APPROVED BY DURHAM REGION COUNCIL
ON JUNE 24, 2009
AS ITEM #1 OF THE 1ST REPORT OF THE COMMITTEE OF THE WHOLE

ENERGY FROM WASTE (EFW) RISK ASSESSMENT AND ENVIRONMENTAL SURVEILLANCE (2009-COW-01)

RECOMMENDATIONS TO COUNCIL [AS AMENDED]

- a) THAT the final Site Specific Human Health Risk Assessment (SSHHRA) for the proposed 140,000 tonnes EFW facility be accepted and submitted to the Ontario Ministry of the Environment for its review, if and when the EFW environmental assessment is approved, subject to it being in concordance with the caveats expressed in Appendix D of Report #2009-COW-01;
- b) THAT if the EFW environmental assessment is approved and the proposed EFW facility is constructed, once operational, an environmental surveillance program is implemented in accordance with all applicable legislation, policies, guidelines, and instruments and the following guiding principles:
 - i) THAT continuous and periodic stack testing of chemical emissions, including dioxins and furans, that meet or exceed the more stringent of the Ontario Guidelines A-7 and EU Directive chemical emissions standards forms the basis of environmental surveillance in accordance with the International Best Practices Review;
 - ii) THAT stack testing be supplemented by independent ambient air and soil testing for a minimum of three years at which time its effectiveness will be evaluated;
 - iii) THAT independent testing of flora and fauna be considered if in-stack, ambient air and soil test results regularly exceed levels predicted by the SSHHRA;
 - iv) THAT stack testing not be supplemented by human biomonitoring **and further that in the future human biomonitoring not be precluded as an option;**
 - v) THAT the environmental surveillance results are communicated to the public in as an accessible, accurate, open, timely, transparent, and understandable a manner as possible;

- vi) THAT a Durham waste diversion and management advisory committee, or similar advisory group, which is appointed by and is accountable to the Regional Council, is in place to act as a forum for, and comprises Clarington and Durham residents and representatives from Clarington, the EFW facility, Ontario Ministry of the Environment (MOE), and the Region of Durham to assess, monitor, review, and advise the Region on the effectiveness of the environmental surveillance program, independent environmental testing, the quality of public reporting of environmental performance of the facility, and other related strategic waste diversion and management issues;
- vii) THAT the Health Department be consulted by the MOE before it finalizes its requirements for the Region's environmental surveillance program;
- c) THAT the Region continue to pursue the goal of 70% waste diversion and to advocate for amendments to the *Waste Diversion Act, 2002* to be enacted and implemented;
- d) THAT the Region adequately supports the environmental surveillance program, independent environmental testing, the public reporting of environmental surveillance data, and the work of the proposed Durham waste diversion and management advisory committee; and
- e) THAT the Minister of Environment, Durham's MPPs and municipalities, Joint Waste Management Group, Site Liaison Committee, and the Regional Municipality of York be so advised.



RESOLUTION APPROVED BY DURHAM REGION COUNCIL
ON JUNE 24, 2009
AS ITEM #2 OF THE 1ST REPORT OF THE COMMITTEE OF THE WHOLE

HOST COMMUNITY AGREEMENT – THE REGIONAL MUNICIPALITY OF
DURHAM AND THE CORPORATION OF THE MUNICIPALITY OF
CLARINGTON (2009-COW-02)

RECOMMENDATIONS TO COUNCIL

- a) THAT the Host Community Agreement between the Regional Municipality of Durham and the Corporation of the Municipality of Clarington be approved; and
- b) THAT the Regional Chair and Clerk be authorized to execute all required documents.



RESOLUTION APPROVED BY DURHAM REGION COUNCIL
ON JUNE 24, 2009
AS ITEM #3 OF THE 1ST REPORT OF THE COMMITTEE OF THE WHOLE

APPROVALS FOR THE DESIGN, CONSTRUCTION, OPERATION AND
MAINTENANCE OF A NEW DURHAM – YORK ENERGY FROM WASTE (EFW)
FACILITY (RFP 604-2008): PROJECT AND RELATED FINANCING
(2009-COW-03)

RECOMMENDATIONS TO COUNCIL

Environmental Assessment

1. THAT Council endorse the Durham - York Residual Waste Study Environmental Assessment (EA) as provided in Attachment #7 to Report #2009-COW-03 and the accompanying compact disk (CD), and authorize staff to submit the EA to the Ministry of the Environment by July 31, 2009, subject to such minor adjustments as deemed necessary by the Commissioner of Works, based upon the on-going process, including preliminary review of documentation by the Ministry of the Environment;
2. THAT in accordance with Subsection 6.2(2) of the Environmental Assessment Act, the Commissioner of Works be authorized to amend or withdraw this EA at any time prior to the deadline for completion of the Ministry review in the event that issues have arisen with the EA during the inspection period which are too numerous or complex to resolve within the regulated timelines.

EFW Project Agreements

The Regional Municipality of York

3. THAT authorization be given for the Region of Durham to enter into the Memorandum of Understanding (MOU) with the Region of York, included as Attachment #1 to Report #2009-COW-03, to govern the process and cost sharing arrangement between the Regions during the design, construction, operation and maintenance of the EFW facility;
4. THAT the Regional Chair and Clerk be authorized to sign the documents necessary to give effect to recommendation 3;

5. THAT staff be directed to commence negotiations of a formal co-owners agreement with the Regional Municipality of York based upon the commitments and understandings contained within the Memorandum of Understanding (MOU) with the Region of York, included as Attachment #1 to Report #2009-COW-03.

Ontario Power Authority (OPA)

6. THAT subject to and conditional upon, (i) the acceptance of the Durham - York Residual Waste Study EA by the Minister of the Environment; (ii) the execution by York Region of the proposed MOU included as Attachment #1 to Report #2009-COW-03; and (iii) Approval of the execution of the Project Agreement by the Regional Council of the Regional Municipality of York:
 - a. THAT authorization be granted for the Region to enter into a Power Purchase Agreement (PPA) with the Ontario Power Authority (OPA), substantially on the terms described herein, including an agreed upon price for the net electricity distributed to the grid of eight (8) cents per kilowatt hour (kWh), subject to annual escalation to be applied to 35% of the per kWh price based upon changes in the Consumer Price Index (CPI) as calculated from the first anniversary of facility operations, and for each year of the 20-year term;
 - b. THAT the Commissioner of Finance be authorized to provide completion and performance security described in the PPA, up to a maximum of \$660,000, when required upon execution of said agreement, to the OPA; and,
 - c. THAT the Regional Chair and Clerk be authorized to sign any and all documents necessary to give effect to this recommendation.

Project Approval, Cost and Financing Approval

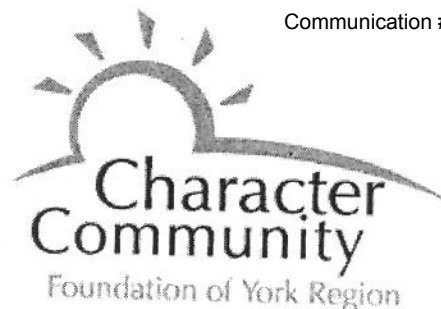
7. THAT subject to and conditional upon, (i) the acceptance of the Durham - York Residual Waste Study EA by the Minister of the Environment; (ii) the execution by York Region of the proposed MOU, included as Attachment #1 to Report #2009-COW-03; (iii) a satisfactory conclusion to the negotiation of the Project Agreement with Covanta Energy Corporation on

terms consistent with the requirements of RFP-604-2008, as determined by the Commissioners of Works and Finance; (iv) approval of the Power Purchase Agreement as per recommendation 6; and, (v) Approval of the execution of the Project Agreement by the Regional Council of the Regional Municipality of York:

- a. THAT the Proposal submitted by Covanta Energy Corporation, in response to RFP-604-2008 to design, build, operate and maintain an Energy From Waste Facility, be accepted at a facility construction price (excludes architectural enhancements) of \$235.8 million (Durham's share \$185.3 million) and a total annual operating fee of \$14.7 million (Durham's share \$11.5 million), excluding GST and escalation;
- b. THAT Durham's share or \$214.7 million of the total project cost of \$272.5 million for the Durham – York Energy from Waste facility be financed as follows:
 - i. Up-front financing of approximately \$100.0 million from the Region's Federal Gas Tax Reserve Fund;
 - ii. Other Revenue of approximately \$1.6 million (sale of surplus land);
 - iii. Debentures issued for the remaining financing requirements totaling approximately \$113.1 million with a term of approximately eight (8) years; and,
 - iv. The Region apply future Federal Gas Tax revenue estimated at \$17.3 million per year to retire the debt related to its share of the project cost as noted above;
- c. THAT the Region of Durham or its agents be authorized to issue debentures in the total amount not to exceed \$113.1 million to finance a portion of Durham's share of the EFW facility;
- d. THAT the Commissioner of Finance be authorized to purchase all or a portion of the required debenture issue in the amount of \$113.1 million from the Region's Reserve Funds; and
- e. THAT the Regional Chair and Clerk be authorized to execute a Project Agreement consistent with the requirements of the RFP 604-2008 and subject to agreement on outstanding contractual issues, as determined by the Commissioners of Works and Finance.

Other

8. THAT Regional Council approval be given to initiate expropriation proceedings with respect to the acquisition of the lands adjacent to the EFW facility in the Municipality of Clarington (see Attachment #2 Site Plan to Report #2009-COW-03) that are not acquired through negotiations, and which will be required to be serviced in accordance with the Host Community Agreement (HCA), as detailed in Report 2009-COW-02.
9. THAT in accordance with the Purchasing By-law 68-2000 as amended, Finance staff be authorized to negotiate a Sole Source Agreement with HDR Corporation for the Regions under a new three-year contract (2010 to 2013), with two optional one-year extension provisions, in order to provide necessary on-going technical expertise and Project Management services and ensure project specifications as developed by HDR, standards and timelines are achieved through design-build and operations start-up protocol and Acceptance Test procedures, at an upset cost not to exceed \$5.6 million (excluding applicable taxes) to be cost-shared with York Region, and with Durham's share (\$4.4 million) to be funded through the annual Solid Waste Management Business Plans and Budgets over a three to five year period and the Regional Chair and Clerk be authorized to sign any and all documents necessary to give effect to this recommendation.
10. THAT in response to requests by members of Regional Council, and/or as a supplement to the April 2009 Report 2009-J-18, Regional Council receive for information:
 - a. Addendum #34 to RFP-604-2008, included as Attachment #3 to Report #2009-COW-03, as issued in January 2009 to pre-qualified vendors to provide a further breakdown of the technical, project delivery and cost and commercial elements of the evaluation criteria which was utilized by the Evaluation Team to determine the preferred vendor, as recommended to, and approved by, Regional Council in April 2009; and,
 - b. A final draft report from KPMG, the Regions' Fairness Monitor, retained by York and Durham to oversee the two-stage EFW Procurement Process and included as Attachment #4 to Report #2009-COW-03.



June 24, 2009

**Re: Character Community Week
October 25th - 31st, 2009**

Last year, all Municipalities and the Regional Municipality of York proclaimed a week in October as Character Community Week. During this week, a number of events took place across the region to raise awareness about the Character Community initiative.

This year, the Character Community Foundation of York Region is asking each Municipality to proclaim the week of October 25th – 31st, 2009 Character Community Week.

Events will be held at local malls, schools, business and community centres across York Region.

Posters advertising Character Community Week will be sent in mid-September. Please post the posters in prominent locations.

In conclusion, we ask you to pledge your support to the Character Community Foundation of York Region and declare October 25-31 2009, **CHARACTER COMMUNITY WEEK** in York Region.

For further information, please contact Janet Rurak at (905) 830-4444 – Ext. 1522.

Live with character. Change our world.

Regards,

Janet Rurak

Janet Rurak,
Executive Director
Character Community Foundation of York Region

We are a Character Community
Live with Character. Change our World.
Respect, Responsibility, Honesty, Integrity, Compassion, Courage, Inclusiveness, Fairness, Optimism, Perseverance. Initiative
Character Community Foundation of York Region
17250 Yonge Street, Newmarket, ON L3Y 6Z1 905-830-4444 x 1522
www.charactercommunity.com charactercommunity@york.ca