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DEVELOPMENT CHARGE CREDIT REQUEST WISMER MARKHAM DEVELOPMENT INC. TOWN OF MARKHAM

The Finance and Administration Committee recommends the adoption of the recommendations contained in the following report, October 28, 2004, from the Commissioner of Finance:

1. RECOMMENDATIONS

It is recommended that:

1. Council authorize a development charge (“DC”) credit in the amount of \$67,682 (76.5%) for the growth-related component (development charges) and a recovery of \$20,791 (23.5%) for the non-growth component (tax levy) of proposed road works to be undertaken by Wismer Markham Developments Inc. in the Town of Markham, subject to completion of the works to the satisfaction of the Commissioner of Transportation and Works; and,
2. The Regional Solicitor be authorized to include the development charge credit provisions in the subdivision agreement regarding the Wismer Commons Development subdivision with credits to be funded from future Regional roads DC credits otherwise payable at the time of subdivision registration.

2. PURPOSE

The purpose of this report is to authorize a development charge credit for road improvements performed by Wismer Markham Developments Inc. on Major Mackenzie Drive (at Mingay Avenue) in the Town of Markham in advance of the completion of the road works carried out by the Region.

3. BACKGROUND

3.1 DC Credit Policy

At its May 9th and May 23, 1996 meetings, Regional Council approved a detailed development charge credit policy for capital works undertaken by the developer in advance of the planned reconstruction program (subsequently amended June 23, 2003 as part of the passing of Regional Development Charge By-law No. DC-0005-2003-050).

The developer, Wismer Markham Developments Inc. has forwarded a request for the consideration of DC credits for intersection improvements on Major Mackenzie Drive (at Mingay Avenue) in the Town of Markham (Attachment 1).

4. ANALYSIS AND OPTIONS

4.1 Development Charge Credit Request

Wismer Markham Developments Inc. is currently developing a residential subdivision in the Town of Markham. In order to proceed with the development of the lands, the developer is required to undertake intersection improvements on Major Mackenzie Drive (at Mingay Avenue) in the Town of Markham in advance of the planned reconstruction program at an estimated cost of \$217,315.04.

5. FINANCIAL IMPLICATIONS

The subject subdivision (19T-95039) is comprised of approximately 700 residential units. Buildout of the subdivision results in regional development charges payable of approximately \$ 6.0 million of which \$ 2.5 million pertains to the roads component of the charge.

The Regional Transportation and Works Department has reviewed the request submitted by Wismer Markham Development Inc. in accordance with the approved DC credit policy, and has determined that \$88,473 of the total value of the road works is eligible for DC credit (Attachment 2).

It is proposed that a DC credit be permitted for the growth-related component of the works in the amount of \$67,682 (76.5%), and \$20,791 (23.5%) for the non-growth component. The growth-related component (development charges) of the DC credit is to be funded from future Regional roads DC credits otherwise payable at the time of subdivision registration, subject to completion of the works to the satisfaction of the Commissioner of Transportation and Works. The non-growth component (tax levy) of the works is provided for in the 2004 Roads Capital Budget. The developer has been contacted and is in agreement with the credit amount.

It is proposed that the Regional Solicitor be authorized to include the DC credit in the subdivision agreement regarding the Wismer Commons Development subdivision. The DC credit will be subject to completion of the works to the satisfaction of the Commissioner of Transportation and Works, and will be funded from future Regional roads DC credits otherwise payable at the time of subdivision registration.

6. LOCAL MUNICIPAL IMPACT

The proposed intersection improvements will benefit the Town of Markham in terms of improving traffic flow along Major Mackenzie Drive (at Mingay Avenue). These improvements also facilitate the buildout of the subdivision in the Town of Markham.

7. CONCLUSION

The DC credit request submitted by Wismer Markham Development Inc. has been reviewed in accordance with the approved DC credit policy. It is proposed that, subject to satisfactory completion of the works, the developer be eligible for a roads DC credit of \$67,682 (76.5%) and a non-growth cost recovery of \$20,791 (23.5%) from tax levy.

The Senior Management Group has reviewed this report.

(The attachment referred to in this clause was included in the agenda for the December 2, 2004 Committee meeting.)