

DATE: June 1, 2018

TO: Mayor and Members of Council

FROM: Stephen Collins, Deputy City Manager, Public Works

RE: **COMMUNICATION: COMMITTEE OF THE WHOLE (PUBLIC HEARING) ITEM 3.3**
ZONING BY-LAW AMENDMENT FILE Z.18.004
DRAFT PLAN OF SUBDIVISION FILE 19T-18V004
RIZMI HOLDINGS LIMITED VICINITY OF DUFFERIN STREET AND KIRBY ROAD

KIRBY ROAD EXTENSION BETWEEN DUFFERIN STREET AND BATHURST STREET CLASS ENVIRONMENTAL ASSESSMENT STUDY- PROJECT PROGRESS UPDATE

Purpose

This memo has been prepared to provide a progress update on the ongoing Kirby Road Extension between Dufferin Street and Bathurst Street Class Environmental Assessment Study being undertaken and led by Schaeffers Engineering Consultants on behalf of Rizmi Holdings Limited.

Background

Rizmi Holdings Limited (RHL), as per Council's authorization in December 2015, is undertaking the Environmental Assessment Study (EAS) for the Kirby Road Extension from Dufferin Street to Bathurst Street. An existing agreement between the City and RHL sets out the general terms and conditions under which RHL, as the proponent, is undertaking the EAS. The agreement, executed in November 2016, was updated in April 2018 to reflect a revised completion date for the EAS.

The City continues to monitor the EAS progress in accordance with Service Excellence Initiative T1.02

Delivering on Term of Council priorities - specifically Service Excellence Initiative SE. T1.02, *Monitor the Kirby Road Environmental Assessment from Dufferin Street to Bathurst Street*, the City is monitoring the progress of the EAS that is advancing the missing link segment of the broader Kirby Road Improvements as recommended in the City's Transportation Master Plan - A New Path 2012.

RHL retained the professional consulting services of Schaeffers Consulting Engineers (Schaeffers) to carry out the EAS and to establish the preferred road alignment and preliminary design. The EAS is proceeding as a Schedule C road project in accordance with the Municipal Class Environmental Assessment process (MCEA). Schaeffers' work plan for the EAS is organized around phases of the planning and design process as per the MCEA to completion, within a broader timeline for project implementation and construction by 2021. In accordance with the agreement between the City and RHL, RHL is responsible for compliance with meeting the requirements of MCEA.

The City's role through the early phases of the EAS is limited to monitoring the progress of the work in meeting the requirements of the MCEA and the conditions set out per Council's authorization. RHL, who are responsible for meeting the mandatory points of public contact, are engaging stakeholders as follows:

- First Nations and Aboriginal Peoples and the general public are kept informed and apprised of the status and progress of the EAS and provided opportunity for input at key study milestones (Notice of Commencement, Public Information Centres) and throughout the study duration.
- A Citizen Liaison Committee (CLC) was formed to provide interested community members with an opportunity to discuss options for the proposed Kirby Road extension.
- A Technical Advisory Group (TAG) provides a forum for regulatory authorities, approval agencies, and the City to provide feedback and guidance to the Kirby Road EAS project team, as led and managed by Schaeffers, at key milestones and during the EAS.

The EAS was initiated in May 2017 and is currently targeted for completion by the end of December 2018.

The Kirby Road EAS process is following the planning and design phases of the MCEA. An overview of the key milestones are as follows:

- A Notice of Study Commencement was issued on May 11, 2017, notifying that the EAS had commenced, as well as providing specific information on the study purpose, process, area and contact information
- TAG Meeting #1 and CLC #1 were held on June 17, 2017 and June 22, 2017 respectively, to present information on existing and future conditions within the

study area, the screening of long list of alternative road alignments and to seek input on proposed criteria to evaluate the short-listed road alignments and alternative design concepts.

- Public Information Centre #1 was held on June 29, 2017 to present information on existing and future conditions within the study area and the screening of alternative road alignments, as well as seeking input on the short-listed alignments, including the proposed criteria to evaluate the short-listed road alignments and alternative design concepts.
- The EAS is progressing to the next phase of consultation, including meetings with the TAG and CLC ahead of Public Information Centre (PIC) #2, which is targeted for the end of June 2018 to seek public input on the preferred design concept. It is noted that PIC # 2 is anticipated to be the last PIC as part of the study process. Information on study status and progress is available at the Kirby Road Extension EA Dufferin Street website, which is maintained by Schaeffers. (www.schaeffers.com/kirbyroadextension.asp)

Site-specific development planning applications are subject to the outcome of the EAS

The site-specific development planning applications are subject to the outcome of the ongoing EAS, proceeding under a separate process per the MCEA (Environmental Assessment Act). The two (2) site-specific development planning applications, Zoning By-Law Amendment File Z.18.004 and Draft Plan of Subdivision Application 19T-D18V004, which have been submitted by RHL, are entirely within the ongoing EA study area.

The EAS, as presented at PIC #1, identifies a long list of alternative road alignments (Attachment 4 of Item 3.3- Zoning By-Law Amendment File Z.18.004 Draft Plan of Subdivision File 19T-18V004, Rizmi Holdings Limited Vicinity of Dufferin Street and Kirby Road), under evaluation for a preferred design concept including, alignment and associated bridge crossing(s), for new construction of a municipal arterial 36 metre road right-of-way. The long list of road alternative alignments all traverse, partially or in whole, the lands subject of the site-specific development planning applications.

Previous Reports/Authority

[December 15, 2015, Committee of the Whole, \(Item 10, Report No. 44\)](#)

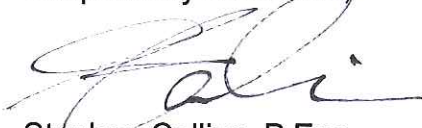
Conclusion

Following completion of the EAS, City staff will table a report to a future Committee of the Whole meeting on the outcome of the Kirby Road EAS, which is anticipated in Q1 2019. The report will be recommending whether or not the City should join RHL as a co-proponent of the EAS and issue, a Notice of Completion and file the Environmental Study Report for the 30-day public review period. In accordance with the agreement between the City and RHL, the City participating as a co-proponent is conditional on:

- RHL confirming that review and regulatory authorities and agencies, accepted the methodologies, conclusions and recommendations of the EAS and the process, in compliance with the MCEA, was followed to the satisfaction of the City.
- The preferred design concept including vertical and horizontal alignments, dimensions and associated right-of way road allowance of the Kirby Road Extension as established through the Class EA shall be to the satisfaction of the City and Region of York; and
- RHL in conducting the EAS meets all terms and conditions within the broader timeline for project implementation by 2021 as per Council's authorization. It is noted that RHL is responsible for responding and resolving any Part II Order request's that are received during the public review period including MOECC requests to elevate the project and or to address any conditions of approval that are imposed by MOECC. Project approval is required prior to advancing to Phase 5 Implementation under the MCEA.

For more information on Kirby Road Extension From Dufferin Street to Bathurst Street Environmental Assessment Study, please contact: Vince Musacchio, Director, Infrastructure Planning and Corporate Asset Management, ext. 8311

Respectfully submitted,



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