

By-Law No. 2018-133

A by-law of the City of Ottawa to impose, levy and collect a rate for the purposes of The Sparks Street Mall Management Board with respect to the Sparks Street Mall for the year 2018

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Enacted On: 2018-05-09

OttWatch Bylaw Reference: <http://ottwatch.ca/bylaws/2018-133>

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BY-LAW NO. 2018 - 133

A by-law of the City of Ottawa to impose, levy and collect a rate for the purposes of The Sparks Street Mall Management Board with respect to the Sparks Street Mall for the year 2018.

WHEREAS section 2 of the *City of Ottawa Act, 1984*, S.O. 1984, Chapter Pr23, provides that the cost of establishing, operating and maintaining a pedestrian promenade in the City of Ottawa shall be apportioned between the City and the owners of property abutting on a pedestrian promenade as the Council may prescribe;

AND WHEREAS By-law No. 200-86 entitled "A by-law of The Corporation of the City of Ottawa to establish Sparks Street as a pedestrian promenade" was amended by By-law No. 89-95 to define the Authority as the Sparks Street Mall Management Board as defined in By-law No. 77-92 of The Corporation of the City of Ottawa;

AND WHEREAS the Council has prescribed in Section 16 of By-law No. 77-92 entitled "A by-law of The Corporation of the City of Ottawa to establish a pedestrian promenade authority to be known as the Sparks Street Mall Management Board", as amended, that the annual cost of maintenance and operation of the Sparks Street Mall as shown in the estimates of the Sparks Street Mall Management Board, for the current year shall be levied against the abutting owners on a per metre frontage basis on Sparks Street on the north side from Elgin Street to Bank Street, and Sparks Street on the south side from Elgin Street to Bank Street, for a total of 993.76 metres, and Sparks Street on the north side from Kent Street to Lyon Street, and Sparks Street on the south side from Kent Street to Lyon Street, for a total of 334.97 metres, and Sparks Street on the north side from Bank Street to Kent Street, and Sparks Street on the south side from Bank Street to Kent Street, for a total of 349.36 metres;

AND WHEREAS the estimates of the said Board show that the cost of maintenance and operation to be levied against the abutting owners in 2018 is FOUR HUNDRED TWENTY FIVE THOUSAND DOLLARS (\$425,000) calculated at TWO HUNDRED FIFTY THREE DOLLARS AND TWENTY SIX CENTS (\$253.26) per metre.

THEREFORE, the Council of the City of Ottawa enacts as follows:

1. For the purpose of defraying the cost of maintenance and operation of a pedestrian promenade in the City of Ottawa, the rate of TWO HUNDRED FIFTY THREE DOLLARS AND TWENTY SIX CENTS (\$253.26) per metre frontage shall be imposed and levied in addition to all other charges upon the properties set forth in Schedule "A" attached hereto.
2. For payment-in-lieu of taxes due upon all rateable property in a business improvement area that is in a prescribed business property class as defined in O. Reg. 406/98, the actual amount due to the City of Ottawa shall be based on the last

assessment roll for the City of Ottawa as amended by the Municipal Property Assessment Corporation and the special charge rate for the year 2018.

3. The Treasurer may mail, or cause to be mailed, to the owner of the property upon whom the special rate is imposed a special notice specifying the amount of the special rate payable by such owner.

4. The special rate hereby imposed shall be payable on or before the final tax due date for the year 2018.

5. The special rate hereby imposed shall be collected in the same manner and with the same remedies as municipal taxes.

6. Any change in assessment or classification of a property during the taxation year may result in an adjustment to the tax levy of such property.

ENACTED AND PASSED this 9th day of May, 2018.

CITY CLERK

MAYOR

SCHEDULE "A"
PROPERTY - SPARKS STREET MALL

<u>OWNERS AND ADDRESSES</u>	<u>SPARKS STREET ELGIN TO BANK</u>	<u>FOOT FRONTAGE</u>	<u>METRE FRONTAGE</u>	<u>2018 AMOUNT</u>
	<u>Sparks Street North Side</u>			
Public Services and Procurement Canada, Municipal Grants Section Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, K1A 0S5	Lots 26, 27 & EPT Lot 25 Plan 3922	127.75	38.94	9,862.11
Public Services and Procurement Canada, Municipal Grants Section Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, J8X 2K6	Plan 3922 Lot 25 W Pt RP 4R-661 Parts 5 & 6	45.67	13.92	3,525.44
Public Services and Procurement Canada, Municipal Grants Section Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, J8X 2K6	Plan 3922 Pt Lot 25 Sparks N RP 4R 661 Part 4	19.50	5.94	1,504.39
Public Services and Procurement Canada, Municipal Grants Section Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, J8X 2K6	Plan 3922 Pt Lot 24 RP 4R 661 Part 3	33.12	10.09	2,555.44
Public Services and Procurement Canada, Municipal Grants Section Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor	Plan 3922 Pt Lot 24 RP 4R 661 Part 2	33.08	10.08	2,552.90

Hull, QC, K1A 0S5				
Public Services and Procurement Canada, Municipal Grants Section Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, K1A 0S5	Plan 3922 Lots 22&23 RP 4R 661 Part 1	132.50	40.38	10,226.81
Public Services and Procurement Canada Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, K1A 0S5	Plan 3922 Lot 20 Pt Lots 18, 19&21 RP 4R-662 Parts 4 & 5 Pt Part 6 & Part Pt7	198.77	60.59	15,345.27
Public Services and Procurement Canada, c/o CIBC 7400 Birchmount Road Box 4500 Markham, Ontario L3R 0Z3	Plan 3922 Pt L 18 Sparks N & S Pt L18 Wellington S P 4R-662 Pt Part 3	65.44	19.95	5,052.62
Public Services and Procurement Canada, Municipal Grants Section Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, K1A 0S5	Plan 3922 Lot 17 Sparks N S Pt Lot 17 Wellington S RP 4R-662 Part 2	66.42	20.24	5,126.07
Public Services and Procurement Canada, Municipal Grants Section Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, K1A 0S5	Plan 3922 Lt 14 Pt Lot 15 & 16 R/W RP 4R-662 Part 1	199.26	60.73	15,380.73
<u>OWNERS AND ADDRESSES</u>	<u>SPARKS STREET ELGIN TO BANK O'Connor Street Intersects</u>	<u>FOOT FRONTAGE</u>	<u>METRE FRONTAGE</u>	<u>2018 AMOUNT</u>
Public Services and Procurement Canada Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor	Plan 3922 Pt Lot 12, Lot 13 Pt Lot 13 Sparks N RP 4R-663 Part 1	122.71	37.40	9,472.08

Hull, QC, K1A 0S5				
Public Services and Procurement Canada Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, K1A 0S5	Plan 3922 Pt Lot 11, 12, Lot 13 & Pt Lot 12 Well S RP 4R-663 Parts 2, 3 & 4	100.71	30.69	7,772.68
Public Services and Procurement Canada Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, K1A 0S5	Plan 3922 Lot 10 & W 1/2 Lot 11	100.07	30.50	7,724.56
Public Services and Procurement Canada Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, J8X 2K6	Plan 3922 Lots 6 to 10 Lot 11 Pt Wellington S, Lots 6 - 9 Sparks N & R of W	335.77	102.34	25,919.05
	<u>Sparks Street South Side</u>			
Chambers Building (Ottawa) Inc. c/o Massachusetts Mutual Life Insurance 1800-One Financial Plaza Hartford CT 06103 USA	Plan 3922 Lot 27, Lot 28 & Pt Lot 29 RP 5R-6023 Part 1	225.62	68.77	17,416.97
Sixty-One Queen Limited 1801 Woodward Dr. Ottawa, Ontario. K2C 0R3	Plan 3922 Lot 26	66.00	20.12	5,095.67
Sixty-One Queen Limited 1801 Woodward Dr. Ottawa, Ontario. K2C 0R3	Plan 3922 E Pt Lot 25 Sparks S E Pt L25 Queen N	33.00	10.06	2,547.84
Canadian Leaseback (GP) Inc 300-100 Park Royal West Vancouver, BC V7T 1A2	Plan 3922 Lots 22, 23, 24 & W Pt Lot 25 Sparks S & Queen N	231.64	70.60	17,880.45

<u>OWNERS AND ADDRESSES</u>	<u>SPARKS STREET ELGIN TO BANK</u>	<u>FOOT FRONTAGE</u>	<u>METRE FRONTAGE</u>	<u>2018 AMOUNT</u>
	<u>Metcalfe Street Intersects</u>			
National Capital Commission, 202-40 Elgin Street Ottawa, Ontario. K1P 1C7	Plan 3922 Lot 21	66.06	20.13	5,098.21
National Capital Commission, c/o Ashcroft Urban Dev Inc 18 Antares Drive Ottawa, Ontario K2E 1A9	Plan 3922 Lot 20 Sparks S	66.00	20.12	5,095.67
National Capital Commission, c/o Ashcroft Urban Dev Inc 18 Antares Drive Ottawa, Ontario K2E 1A9	Plan 3922 Lot 19 Sparks S P 4R 1537 N Pt Part 1 & Parts 6&7 NCC OT 9-2	66.06	20.13	5,098.21
Bank of Nova Scotia, CBRE Ltd PO Box 854 31 Adelaide St E Toronto, Ontario M5C 2K1	Plan 3922 Pt Lt 17 & Pt Lt 18 RP 5R-6979 Part 1	66.00	20.12	5,095.67
148-152 Sparks Street Inc c/o D.E. Gordon Cudney 2600-160 Elgin St Ottawa, Ontario. K2P 2C4	Plan 6506 Lot 4 Lot 5 Sparks S	63.31	19.30	4,888.00
National Capital Commission, c/o Morguard Investments Ltd 402-350 Sparks Street Ottawa, Ontario K1R 7S8	Plan 3922 Lot 16 Pt Lots 17 and 18 S Sparks ST & N Queen St Plan 6506 Lots 1 to 3, 6, 7, 9 & 10 Pt Lot 8, Pt Lane	265.00	80.77	20,456.14
	<u>O'Connor Street Intersects</u>			
Morguard Realty Holdings Hoop Realty Inc. 402-350 Sparks Street Ottawa, Ontario. K1R 7S8	Plan 3922 Lots 12&13 RP 5R 9095 Parts 1&3	133.43	40.67	10,300.25
3683249 Canada Inc. c/o Morguard Investments Ltd 402-350 Sparks Street	Plan 3922 Lots 9 to 11 Sparks S Plan 3922 Lots 9	200.31	61.05	15,461.77

Ottawa, Ontario K1R 7S8	to 11 Queen N			
194 Sparks General Partner c/o Cathy Troini Prop Mgr 955 Richmond Rd Ottawa, Ontario K2B 6R1	Plan 5001 Lot F, G, H Sparks S Lot E, Lot F, Queen N	66.48	20.26	5,131.13
<u>OWNERS AND ADDRESSES</u>	<u>SPARKS STREET ELGIN TO BANK</u>	<u>FOOT FRONTAGE</u>	<u>METRE FRONTAGE</u>	<u>2018 AMOUNT</u>
Dahavland Capital Corporation 220 Sparks St. Ottawa, Ontario. K1P 5C1	Plan 5001 Lot C, D, E Plan 3922 PT Lot 6	91.13	27.78	7,035.68
Dahavland Capital Corporation 220 Sparks St. Ottawa, Ontario. K1P 5C1	Plan 3922 Pt Lot 6 RP 5R 13979 Part 1	39.66	12.09	3,061.96
TOTAL - SPARKS STREET - ELGIN TO BANK		3,260.47	993.76	251,683.77
<u>OWNERS AND ADDRESSES</u>	<u>SPARKS STREET KENT TO LYON</u>	<u>FOOT FRONTAGE</u>	<u>METRE FRONTAGE</u>	<u>2018 AMOUNT</u>
Public Services and Procurement Canada 191 Promenade Du Portage, 6 th floor Hull, QC, K1A 0S5	Plan 3922 Lots 4 & 5 Pt Lots 3&6 Sparks N Wellington S RP 5R-7361 Parts 1 to 9	223.23	68.04	17,232.09
Public Services and Procurement Canada Place Des Explorateurs Bldg 191 Promenade Du Portage, 6th floor Hull, QC, K1A 0S5	Plan 3922 Pt Lot 6, Lots 7 to 10 Wellington S & Sparks N	327.30	99.76	25,265.63
CREHOY PDV 2 (MCEG) Ltd BPO (ONTARIO CORE) Ltd C/O Brookfield Properties 480-112 Kent Street Ottawa, Ontario K1P 5P2	Plan 3922 Lot 6 to 10, Pt Lot 5 & 11 Queen N RP4R12277 Part 1	358.43	109.25	27,669.11

1210478 Ontario Inc. c/o Larco Investments Ltd 100 Park Royal 3rd floor West Vancouver, B.C. V7T 1A2	Plan 3922 Lots 3 to 5 Sparks S & Pt Lots 3 to 5 Queen N RP 4R-12277 Parts 2, 3 & 4	190.03	57.92	14,669.06
TOTAL - SPARKS STREET - KENT TO LYON		1,098.99	334.97	84,835.89
<u>OWNERS AND ADDRESSES</u>	<u>SPARKS STREET BANK TO KENT</u>	<u>FOOT FRONTAGE</u>	<u>METRE FRONTAGE</u>	<u>2018 AMOUNT</u>
Bank of Canada 234 Wellington Street Ottawa, Ontario. K1A 0G9	Plan 3922 Lots 1- 5 & A Wellington S, Sparks N Lots 1-2 W Davidson LN on Wellington S Sparks N	574.00	174.96	44,311.11
Public Services and Procurement Canada & Government Services 191 Promenade du Portage Gatineau, Quebec K1A 0S5	Plan 3922 Lot 1 to 5 LA & B Lot 1&2 W of B Sparks S	572.18	174.40	44,169.26
TOTAL - SPARKS STREET - BANK TO KENT		1,146.18	349.36	88,480.37
GRAND TOTAL		5,505.64	1,678.09	425,000.03

BY-LAW NO. 2018 - 133

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A by-law of the City of Ottawa to impose, levy and collect a rate for the purposes of The Sparks Street Mall Management Board with respect to the Sparks Street Mall for the year 2018.

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Enacted by City Council at its meeting of May 9, 2018.

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LEGAL SERVICES
LH - G04-01-10-TAX

COUNCIL AUTHORITY:
City Council – April 11, 2018
Bulk Consent Item G
(FEDCO Report 33)