

# TORONTO TRANSIT COMMISSION REPORT NO.

**MEETING DATE:** January 31, 2012

**SUBJECT:** LANSDOWNE BUS GARAGE - UPDATE

## **INFORMATION ITEM**

### **REASON FOR CONFIDENTIAL INFORMATION:**

This report contains advice or communications that are subject to solicitor-client privilege.

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### **RECOMMENDATION**

It is recommended that the Commission receive the information as set out in Confidential Attachment 1 and have it remain confidential in its entirety as it contains advice which is subject to solicitor-client privilege.

### **FUNDING**

Sufficient funding is included in the TTC's 2012-2016 Capital Program which was approved by the Commission on December 19, 2011 under 6.1 Environmental Programs – Garage Subsurface Remediation Program as outlined on pages 1191R to 1195R of the TTC's 2011-2015 Capital Program.

### **BACKGROUND**

In 2002, TTC investigated a sub-surface environmental condition on the former Lansdowne Bus Garage property, ("Lansdowne property"), and discovered trichloroethylene ("TCE") in soil and groundwater beneath the site. Considerable investigations were conducted; Ministry of Environment and Toronto Public Health were consulted. These investigations led to the TTC concluding that a likely source of the TCE was from an up gradient property (224 Wallace Avenue), formerly owned by GE and now owned by Bilnia Investments Limited. In 2005, TTC initiated a lawsuit against GE and Bilnia for \$25,000,000 in damages.

**DISCUSSION**

In 2011, General Counsel undertook to provide a status update to the Commission.

**JUSTIFICATION**

The report is provided for information.

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January 31, 2012

45-9-1

Confidential Attachment 1