

# TORONTO TRANSIT COMMISSION REPORT NO.

**MEETING DATE:** November 21, 2012

**SUBJECT:** TTC v. GENERAL ELECTRIC

## **ACTION 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:

1. The Commission approve the recommendation as set out in the Confidential Attachment; and,
2. That the Commission not authorize release of the information in the Confidential Attachment as it contains advice which is subject to solicitor-client privilege.

## **FUNDING**

There are no funding impacts resulting from the approval of this report.

## **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.

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November 21, 2012

45-9-1

Confidential Attachment 1