
Parks, Forestry and Recreation
Jim Hart – General Manager

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November 8, 2011

Sabina Ali
Project Coordinator
Thorncliffe Park Women's Committee
Thorncliffe Neighbourhood Office
18 Thorncliffe Park Drive
Toronto, Ontario
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Dear Ms. Ali:

Re: Proposed License for Use of Part of R.V. Burgess Park to Operate and Maintain a Tandoor Oven

Further to your discussions with our office, we are prepared to recommend to the relevant City Officials that the City of Toronto, enter into a License Agreement (the "License Agreement") with Thorncliffe Neighbourhood Office of Toronto for Social & Multi-Cultural Development (the "Licensee") for the right to use part of R.V. Burgess Park (the "Park") to operate and maintain a Tandoor Oven only, subject to the following terms and conditions:

1. Licensed Area

The "Licensed Area" shall consist of the Tandoor Oven and the concrete pad upon which the oven sits, which is approximately 64 square feet of park land within the Park, located at part of 46 Thorncliffe Park Drive, Toronto, and is delineated in red in the attached sketch ("Schedule A").

2. Term

The Licensee shall be entitled to use the Licensed Area pursuant to the provisions of this Letter Agreement and the License Agreement for and during a term of five (5) years, commencing on January 1, 2012, through and including December 31, 2016, unless otherwise earlier terminated (the "Term").

3. License Fee

The License Fee shall be FIVE HUNDRED DOLLARS (\$500.00) per annum plus H.S.T., payable on the first day of each year during the Term. The first payment shall be due and payable on January 1, 2012.

4. Compliance with Laws

The Licensee, at its sole expense, shall comply with all applicable City of Toronto by-laws, policies, and procedures and with all applicable federal, provincial and municipal laws, and any other legislation, by-laws, rules or regulations affecting the Licensed Area and its use, including the obtaining of all necessary consents, permits, licenses and inspections.

5. General Provisions

The City shall have the right to use the oven from time to time for its own programming or other events, provided that the City's use of the oven shall not unreasonably interfere with the Licensee's use, and provided the City gives 14 days written notice to the Licensee. The Licensee shall not unreasonably deny the City access to the oven for these purposes.

The Licensee, at its sole expense, shall comply with the Ontario Fire Code and the City of Toronto Municipal Code Chapter 608, Parks.

The operation of the oven shall be subject to the provisions of the Chapter 608, Parks, as amended, including Section 10, Campfires and Barbeques.

6. Public Health

The operation of the Tandoor Oven shall be subject to the Ontario Food Premises Regulation (O. Reg 562 as amended) that governs Outdoor Bake Ovens and as such, the Licensee will ensure adherence of all regulations enforced by Toronto Public Health.

The Tandoor Oven is subject to Public Health inspections.

The Ontario Food Premises Regulations applies to all food being prepared in a Tandoor Oven (see: http://www.e-laws.gov.on.ca/html/regs/english/elaws_regs_900562_e.htm). Foods to be sold or distributed to the public must be prepared in a community or commercial kitchen that is routinely inspected by Toronto Public Health and meets the requirements of the Ontario Food Premises Regulation. Safe food handling guidelines for event organizers and vendors can be found on the Toronto Public Health Website (see: http://www.toronto.ca/special_events/pdf/2011-Temporary-Food-Establishment-Organizer-Package.pdf).

The Licensee must obtain all required approvals from Toronto Public Health. Where food is being sold or given away to the public, there should be at least one individual who has acquired a valid safe food handler certificate from an accredited provider.

7. Acceptance

The Licensee accepts the Licensed Area on an "as is" basis and further acknowledges that the City has made no representations or warranties whatsoever with respect to the state or condition of the Licensed Area.

8. Construction and Installation of Outdoor Tandoor Oven

The Tandoor Oven must be of a size, design and construction, in compliance with detailed plans approved by the General Manager and must comply with all applicable municipal by-laws and other laws, regulations or requirements of all authorities having jurisdiction, including all building and fire codes, material codes, rules, regulations, standards, laws and bylaws whether federal, provincial or

