

February 16, 2021

CEO TD Bank BHARAT MASRANI  
CEO Cadillac Fairview JOHN M. SULLIVAN  
CEO OTPP JO TAYLOR



**Re: Request for action to mitigate bird collisions at the TD Towers**

Birds continue to die at your structures, despite commercially available remedial measures. We therefore urge you to carry out a complete bird strike assessment for the TD towers and apply needed mitigation measures to the windows. You have a choice: to allow birds to continue to die at TD's Global Headquarters or prevent them from dying. The latter hardly fits TD's Friends of the Environment framework or CF and OTPP responsible investing mission statements.

Bird Safe Buildings Across Canada (BSBC) is a community-led movement to save birds in our cities. Millions of birds are killed in North America by colliding with reflective or transparent glass every year. Deaths from these collisions are preventable. BSBC aims to educate the public on the issue and encourage change in troublesome structures, both residential and commercial until every building in Canada is bird safe.

The entire TD Towers complex needs to be converted into a bird-safe facility. These seven structures have been an epicentre of bird death since construction finished in 1967. Although you have applied bird deterrent markers to the linkway, the buildings themselves have not been treated. Action is long overdue to embrace an extensive plan for effective bird collision deterrents throughout all seven structures. Too much time has passed, and too many birds have died at the TD towers. Daytime glass bird-strikes must stop.

Cadillac Fairview is very aware of the issue of daytime bird-window strikes. In 2020 the company completed bird strike mitigation measures at the YCC in Toronto pursuant to its legal obligations, as articulated by the court in *Podolsky v. Cadillac Fairview*, under the Environmental Protection Act and the Species at Risk Act. We genuinely congratulate you on this significant accomplishment. Treating the YCC is excellent news, although it took much longer than expected, which leads us to where we are today.

Individuals and those from our movement have tried to connect with TD, Cadillac Fairview and OTPP representatives to encourage all of you to do what is kind and what is right. Unfortunately, so far, there has been no commitment from any party to do the necessary work.

Therefore, we took this issue to the public so that you might better appreciate the level of concern. We encourage you to take a look at the [signature campaign](#). The public at large cares about this issue and believes that you should be doing more. We have reached 26,304 signatures so far, many with meaningful comments (some comments attached above in PDF). On social media so far, we have 1.4K reactions, 164 comments, 464 shares, and 5,978 engagements. We will continue to collect signatures and draw attention to the TD Towers until you properly assess and treat all seven buildings. We urge you to listen to your community and work with us and others in the field to put an immediate plan in place.

Our petition calls on YOU, all three immensely profitable corporations, to complete the work required to save these beautiful, vulnerable birds at the TD towers. The cost of this work is infinitesimal compared to your billions of net worth. All three institutions are more than fiscally capable of doing this work, and we believe all three institutions are properly held to a moral standard.

At this point, there are no legitimate excuses to delay work. There are several options for practical bird-safe window treatments that have proven effective. We urge you to contact a qualified environmental consultant familiar with bird strike mitigation measures and to implement the necessary work **this spring!**

**Please contact us to arrange a virtual meeting. We would be pleased to facilitate this important step towards drastically reducing bird mortality at the TD towers. We look forward to working with you and celebrating your successes. Be the change, and we will be there to tell your story.**

Your Statements on the Environment:

**Toronto Dominion:**

"Founded by TD Bank Group in 1990, the TD Friends of the Environment Foundation (TD FEF) is a national charity that funds environmental projects across Canada."

**Cadillac Fairview:**

"Corporate Responsibility is woven throughout every area of our business at Cadillac Fairview. We recognize the interrelationship between environmental, social and governance practices and their impact on the communities in which we operate."

**Ontario Teachers' Pension Plan:**

"At Ontario Teachers', our approach to responsible investing is rooted in sustainability and is embedded in the way we do business. To achieve stable returns to meet our pension promise, our long-term strategy includes taking a systematic approach to identifying, assessing and managing environmental, social and governance (ESG) risks and opportunities."

Attachments:

- A sample of individual comments from Canadians that have signed the petition\*
- ["Killing Towers" article](#)
- [Signature campaign](#)

Respectfully,

**Bird Safe Buildings Across Canada**



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[www.birdsafebuildings.com](http://www.birdsafebuildings.com)

*\*Please note the 25 page document of Canadian comments, was sent to the recipients and is not included here.*