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**CITY OF KELOWNA**  
**MEMORANDUM**

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**Date:** November 27, 2001  
**File No.:** BL8740  
**To:** City Manager  
**From:** Deputy City Clerk  
**Subject:** Park Exchange Bylaw No. 8740 – West Rutland Elementary School

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**RECOMMENDATION**

THAT Council receive the Certificate of Sufficiency dated November 27, 2001 pertaining to Park Exchange Bylaw No. 8740 – West Rutland Elementary School;

AND THAT Park Exchange Bylaw No. 8740 – West Rutland Elementary School be advanced for adoption consideration.

**BACKGROUND**

On October 15<sup>th</sup>, 2001 Council gave the first three readings to Bylaw No. 8740 which authorizes the City to sell the park land consisting of 0.174 acres (.0703 hectares) located directly to the west of 463 O'Keefe Court to the owner of the adjacent property for the sum of Twenty Thousand Dollars (\$20,000.00). The funds received for the sale of the park land must be placed in the City of Kelowna's Park Land Acquisition Reserve Fund for purchase of additional park lands by the City.

Under the provisions of the *Local Government Act* the City must provide a counter petition opportunity prior to adopting a bylaw that authorizes the disposal of park land. Notice of the counter petition opportunity was posted on the City's website and advertized in the Kelowna Daily Courier on October 24<sup>th</sup> and 25<sup>th</sup>, 2001, giving a deadline of 4:00 p.m. November 26<sup>th</sup>, 2001 for receipt of petitions.

As of the deadline date no petitions were received by the City Clerk's Department, therefore the bylaw may now be forwarded for adoption consideration.

The Certificate of Sufficiency is attached to this report.

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Allison Flack

Attach.

c.c. Deputy Director of Finance (w/attach)

## **CITY OF KELOWNA**

### **CLERK'S CERTIFICATE OF SUFFICIENCY**

(Pursuant to Section 241 of the *Local Government Act*)

I hereby certify that sufficient petitions HAVE NOT been received covering proposed Park Exchange Bylaw No. 8740 – West Rutland Elementary School as detailed below.

Dated this 27<sup>th</sup> day of November, 2001

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Allison Flack  
Deputy City Clerk

Description	Number of Electors Required to Defeat Proposal (5% of electors City wide)	Number of Objections Received
Park Exchange Bylaw No. 8740 – West Rutland Elementary School – authorizes the City to sell the park land consisting of 0.174 acres (.0703 hectares) located directly to the west of 463 O'Keefe Court to the owner of the adjacent property for the sum of Twenty Thousand Dollars (\$20,000.00). The funds received for the sale of the park land must be placed in the City of Kelowna's Park Land Acquisition Reserve Fund for purchase of additional park lands by the City.	2769	NIL