

CITY OF KELOWNA
BYLAW NO. 9077

Road Exchange Bylaw

A bylaw pursuant to Section 525 of the *Local Government Act* to authorize the City to dispose of a portion of highway, being a portion of Mill Creek frontage Road in exchange for a portion of Lot A, District Lot 140, ODYD, Plan 35845 in the City of Kelowna, British Columbia

NOW THEREFORE, the Municipal Council of the City of Kelowna, in open meeting assembled, hereby enacts as follows:

1. The City of Kelowna is hereby authorized to convey to the registered owners of Lot A, District Lot 140, ODYD, Plan 35845, that portion of highway shown as "Closed Road Parcel A" lying adjacent to Lot A, District Lot 140, ODYD, Plan 35845 comprising an area of 123 m²; and "Closed Road Parcel B" lying adjacent to Lot A, District Lot 140, ODYD, Plan 35845 comprising an area of 121 m²; and "Closed Road Parcel C" lying adjacent to Lot A, District Lot 140, ODYD, Plan 35845 comprising an area of 339 m²; and "Closed Road Parcel D" lying adjacent to Lot A, District Lot 140, ODYD, Plan 35845 comprising an area of 40 m²; and "Closed Road Parcel E" lying adjacent to Lot A, District Lot 140, ODYD, Plan 35845 comprising an area of 479 m², all shown in bold black on the Reference Plan prepared by Derek Blaszak, B.C.L.S., and completed on the 14th day of October, 2003, attached to this Bylaw, for the sum of One (\$1.00) Dollar and other valuable consideration and in exchange for that portion or tract of land described in Paragraph 3 below.
2. The said Closed Road described in the foregoing Paragraph 1 is hereby stopped up and closed to traffic.
3. The lands described in Paragraph 1 are conveyed from the Crown Provincial in exchange for the transfer from the registered owners of that portion of Lot A, District Lot 140, ODYD, Plan 35845 shown as "Road Parcel F" comprising an area of 225 m²; and "Road Parcel G" comprising an area of 15 m² both shown in bold black on the Reference Plan referred to in Paragraph 1 above.
4. The said road/lane described in the foregoing Paragraph 3 shall be established as a portion of highway.
5. The Mayor and City Clerk of the City of Kelowna are hereby authorized to execute such conveyances, titles, survey plans, forms and other documents on behalf of the said City as may be necessary for the purposes aforesaid and to affix the Corporate Seal of the said City thereto.
6. Before adoption of this bylaw, public notice of intention shall be given by advertisement pursuant to Section 525 of the *Local Government Act*.

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Read a first, second and third time by the Municipal Council this 3rd day of November, 2003.

Adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk

CITY OF KELOWNA

PUBLIC NOTICE

In general terms, the *Local Government Act* permits a municipality to dispose of a portion of a road in exchange for land necessary for the purpose of improving or widening a road. In order to complete this exchange of land, the Council must adopt a Road Exchange Bylaw and must advertise its intention to adopt the Bylaw.

Pursuant to Section 525 of the *Local Government Act*, notice is hereby given that the Council of the City of Kelowna proposes to consider adoption of Road Exchange Bylaw No. 9077 at their regular meeting to be held November 3, 2003. Bylaw No. 9077 authorizes the City to dispose of a portion of highway, being a portion of Mill Creek frontage Road in exchange for a portion of Lot A, District Lot 140, ODYD, Plan 35845 in the City of Kelowna, British Columbia.

A copy of Bylaw No. 9077 may be viewed in the office of the City Clerk, 3rd Floor City Hall, 1435 Water Street, Kelowna, B.C., during normal business hours (8:00 a.m. to 4:00 p.m., Monday to Friday, excluding Statutory Holidays.)

Allison M. Flack
City Clerk

Kelowna City Hall
October 29, 2003