

**CITY OF KELOWNA  
BYLAW NO. 9734**

**Highway 97 (UBCO) Flyover Development Works  
Agreement**

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WHEREAS pursuant to the provisions of Section 937.1 of the *Local Government Act*, the Council of the City of Kelowna is empowered by bylaw to enter into an agreement for the provision of works;

AND WHEREAS pursuant to section 937.1(4)(c) of the *Local Government Act* a petition for the development works agreement has been presented to Council, and the petition has been determined as sufficient pursuant to section 212 of the *Community Charter*;

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

1. The Council is hereby authorized to enter into and carry out the Highway 97 Flyover Development Works Agreement with the University of British Columbia attached to and forming part of this bylaw as Schedule "A" for the installation of highway works described therein.
2. The Mayor and Clerk are authorized to execute, seal and deliver the Highway 97 Flyover Development Works Agreement and all other transfers, statements, plans, documents and other instruments contemplated by or necessarily relating to the agreement.
3. This bylaw shall take effect on the date of its adoption by Council.
4. This bylaw shall be cited as "Highway 97 (UBCO) Flyover Development Works Agreement Bylaw No. 9734".

Read a first, second and third time by the Municipal Council this                      day of                      , 2007.

Adopted by the Municipal Council of the City of Kelowna this                      day of                      , 2007.

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Mayor

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City Clerk

SCHEDULE "A"

(To be attached at or before Council considers first three readings of the Bylaw)