

Report to Council



Date: November 21, 2012
File: 0600-10
To: City Manager
From: City Clerk
Subject: Discharge of Land Use Contract LUC76-1114 (M46624) - 325 Banks Road
Report Prepared by: Jolene Lamoureux, Legislative Clerk

Recommendation:

THAT Bylaw No. 10740, being Discharge of Land Use Contract LUC76-1114 (M46624) for 325 Banks Road be adopted.

Purpose:

To consider adoption of Bylaw No. 10740, Discharge of Land Use Contract LUC76-1114 (M46624) for 325 Banks Road.

Background:

Bylaw No. 10740 received second and third readings by Council on August 7, 2012. A copy of the Bylaw is attached.

As the following conditions of adoption have been met, the Bylaw can now be adopted:

1. Ministry of Transportation

Submitted by:

A handwritten signature in black ink, appearing to read "Stephen Fleming".

Stephen Fleming, City Clerk

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CITY OF KELOWNA

BYLAW NO. 10740

Discharge of Land Use Contract LUC76-1114 - (M46624) 325 Banks Road

WHEREAS a land use (the "Land Use Contract") is registered at the Kamloops Land Title Office under number M29957 against lands in the City of Kelowna particularly known and described as Lot B, District Lot 125, ODYD, Plan 30858 (the "Lands");

WHEREAS Section 930 of the *Local Government Act* provides that a land use contract that is registered in a Land Title Office may be discharged in the manner specified in the Land Use Contract, by bylaw following a public hearing on the proposed bylaw;

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

1. This Bylaw may be cited for all purposes as "Land Use Contract LUC76-1114 Discharge Bylaw".
2. The Land Use Contract is hereby cancelled and of no further force and effect and the City of Kelowna is hereby authorized and empowered to apply for the discharge of the Land Use Contract from the Lands.

Read a first time by the Municipal Council this 9th day of July, 2012.

Considered at a Public Hearing on the 7th day of August, 2012.

Read a second and third time on the 7th day of August, 2012.

Approved under the Transportation Act this 15th day of November, 2012.

Lynda Lochhead
(Approving Officer-Ministry of Transportation)

Adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk