

Report to Council



Date: December 4, 2012
File: 0600-10
To: City Manager
From: City Clerk
Subject: Road Closure and Removal of Highway Dedication Bylaw No. 10765
Report Prepared by: Corinne Boback, Legislative Coordinator

Recommendation:

THAT Council provides an opportunity for public input on the proposed road closure for Bylaw No. 10765 being Road Closure and Removal of Highway Dedication for a Portion of Road North of Frost Road (Adjacent to 1355 Steele Court);

AND THAT Bylaw No. No. 10765 being Road Closure and Removal of Highway Dedication for a Portion of Road North of Frost Road (Adjacent to 1355 Steele Court) be adopted.

Purpose:

To consider adoption of Bylaw No.10765 being Road Closure and Removal of Highway Dedication for a Portion of Road North of Frost Road (Adjacent to 1355 Steele Court).

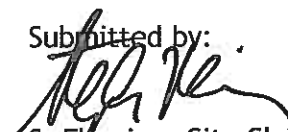
Background:

Bylaw No. 10765 received first three readings by Council on Monday, December 3, 2012. A copy of the Bylaw is attached. The following conditions of adoption have been met:

1. Newspaper Advertisements placed in local newspaper on December 7 and December 14, 2012 with the December 17, 2012 adoption date;
2. Posted on Public Notice Board;

Following an opportunity for the public to provide input at the December 17, 2012 meeting of Council, the bylaw may be considered for adoption. Registration at the Land Titles Office will proceed after the bylaw is adopted.

Submitted by:


S. Fleming, City Clerk



CITY OF KELOWNA

BYLAW NO. 10765

Road Closure and Removal of Highway Dedication Bylaw
(Portion of Road North of Frost Road adjacent to 1355 Steele Road)

A bylaw pursuant to Section 40 of the Community Charter to authorize the City to permanently close and remove the highway dedication of a portion of Road North of Frost Road

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

1. That portion of highway attached as Schedule "A" comprising 133.9 m² shown in bold black as Road To Be Closed on the Reference Plan #EPP24125 prepared by Ferguson Land Surveying & Geomatics Ltd. and completed on 14th day of September, 2012, is hereby stopped up and closed to traffic and the highway dedication removed.
2. 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.

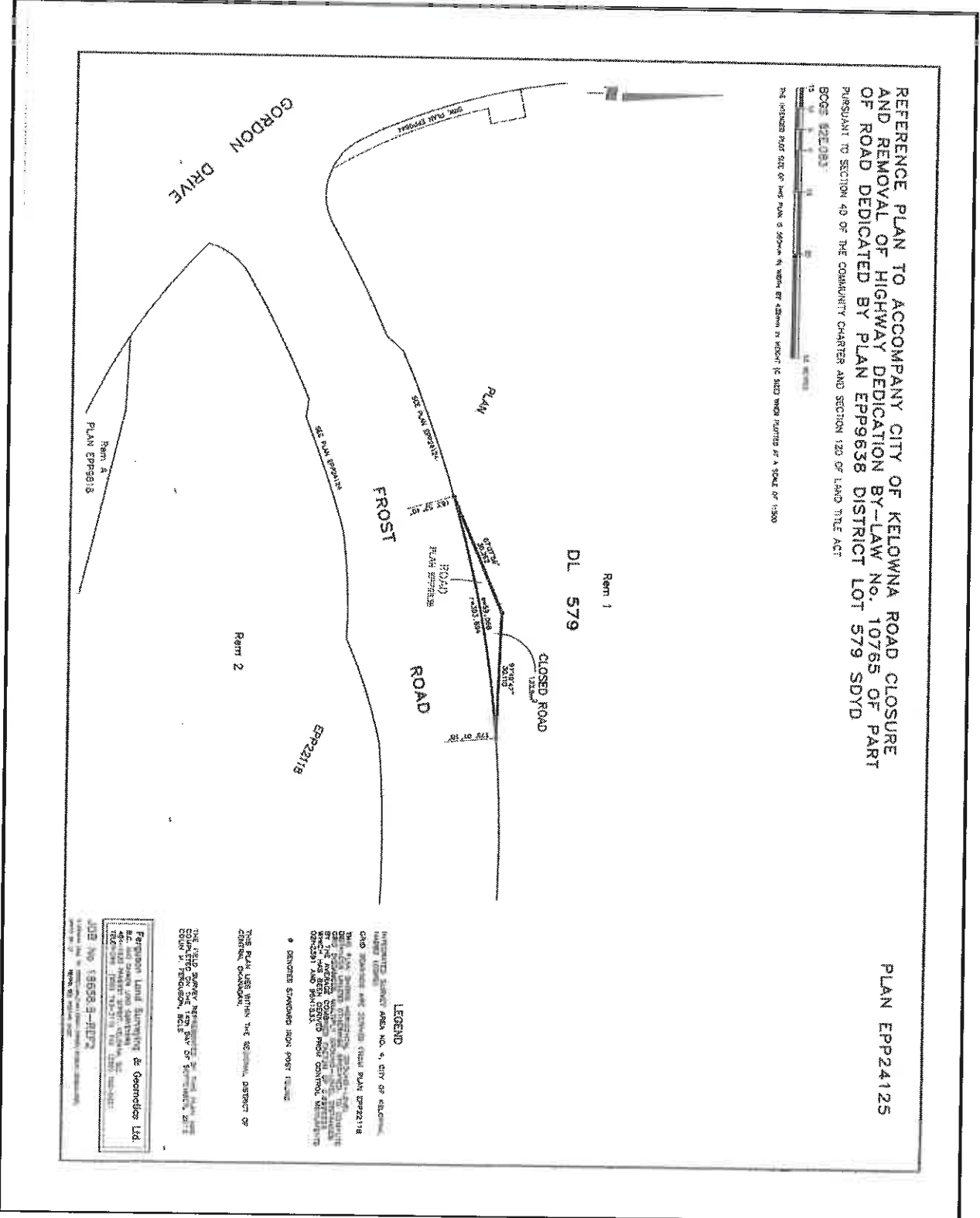
Read a first, second and third time by the Municipal Council this 3rd day of December, 2012.

Adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk

Schedule "A"



REFERENCE PLAN TO ACCOMPANY CITY OF KELOWNA ROAD CLOSURE AND REMOVAL OF HIGHWAY DEDICATION BY-LAW No. 10765 OF PART OF ROAD DEDICATED BY PLAN EPP9638 DISTRICT LOT 579 SDYD PURSUANT TO SECTION 43 OF THE COMMUNITY CHARTER AND SECTION 120 OF LAND TITLE ACT

BOGE 42E283

THE DISTRICT ROAD SIZE OF THIS PLAN IS 40.00M IN WIDTH BY 40.00M IN WIDTH. IT ALSO WOULD BE LIMITED AT A POINT OF 15.00M

DL 579

Rem 1

PLAN EPP24125

LEGEND

UNREGISTERED SURVEY AREA NO. 5, CITY OF KELOWNA
 ROAD DEDICATION AND CLOSURE (CITY PLAN EPP24125)
 THIS PLAN SHOWS THE DEDICATION AND CLOSURE OF A PORTION OF THE ROAD DEDICATED BY PLAN EPP9638 DISTRICT LOT 579 SDYD. THE ROAD DEDICATED BY PLAN EPP9638 DISTRICT LOT 579 SDYD HAS BEEN SEVERED FROM CONTROL BY THE CITY OF KELOWNA AND IS NOW UNDER THE CONTROL OF THE CITY OF KELOWNA.
 * SHOWS STANDARD IRON POST PLACEMENT

THIS PLAN LIES WITHIN THE REGIONAL DISTRICT OF Kootenai Okanagan.

THE FIELD SURVEY REQUIREMENTS OF THIS PLAN ARE AS SET FORTH IN THE SURVEY ACT AND THE SURVEY REGULATIONS.

Perkinson Land Surveying & Geometrics Ltd.
 460-1100 MARKET STREET, SUITE 100
 KELLOWNA, BC V1Y 9V6
 TEL: (250) 868-5100
 FAX: (250) 868-5101
 JOB No. 18658-A-REDA
 DATE: 08/11/2011