

DISTRICT OF LAKE COUNTRY

BYLAW 559

A BYLAW TO CLOSE A PORTION OF 7TH STREET TO TRAFFIC , REMOVE ITS DEDICATION AS A HIGHWAY, AND EXCHANGE THE CLOSED PORTION FOR LANDS OWNED BY THE ADJACENT PROPERTY OWNERS

WHEREAS pursuant to section 40 of the Community Charter, Council may permanently close a highway (road) that is vested in the municipality and may remove highway dedication;

AND WHEREAS Council deems it desirable to close a portion of 7th Street dedicated on Plan 454, Section 17, Township 20, ODYD, located within the boundaries of the District of Lake Country and to remove its dedication as a highway;

AND WHEREAS Council deems it desirable to dispose of the closed portion of 7th street by transfer of title to the adjacent land owner for the purpose of consolidation with the adjacent lands and to accept as payment, an equal portion of the subject adjacent lands currently known as Lot A, Plan 41468, Sec. 17, TP 20, ODYD for the purposes of road, all as shown on the attached sketch.

NOW THEREFORE the Council of the District of Lake Country, in open meeting assembled, enacts as follows:

1. The District of Lake Country hereby authorizes the closure to traffic of that portion of highway of approximately 585 m2 and outlined in bold black on a reference plan prepared by Douglas A. Goddard, B.C.L.S. on the 15th day of August, 2005, a reduced copy of which is attached to this bylaw as Schedule "A";
2. The District of Lake Country hereby authorizes the removal of highway dedication of the portion of highway of approximately 585 m2 and outlined in bold black on a reference plan prepared by Douglas A. Goddard, B.C.L.S. on the 15th day of August, 2005, a reduced copy of which is attached to this bylaw as Schedule "A";
3. The District of Lake Country hereby authorizes the disposal of that section of highway that has been closed by this bylaw and described in section 1, to Steve and Gael Stairs, being the adjacent land owner; AND FURTHER, as payment for the closed highway portion, authorizes the dedication of a portion of land owned by Steve and Gael Stairs of approximately 585 m2 and shown as "road" on a reference plan prepared by Douglas A. Goddard, B.C.L.S. on the 15th day of August, 2005, a reduced copy of which is attached to this bylaw as Schedule "B";
4. The Clerk and the Mayor are hereby authorized as signatories on all legal plans, conveyances and agreements that are necessary for the closure, removal of dedication, disposal of the closed road to Steve and Gael Stairs and dedication of a portion of land currently known as Lot A, Plan 41468, Sec. 17, TP 20, ODYD as "road", all as outlined in this bylaw and as shown on the sketch attached to this bylaw as Schedule "B";
5. This bylaw may be cited as "Road Closure and Removal of Highway Dedication Bylaw 559, 2006".

READ A FIRST TIME this 24th day of January, 2006.

Pursuant to section 94 (1) of the Community Charter, Public Notice was posted and printed in the February 8th, 2006 and February 15th, 2006 editions of the local newspaper.

READ A SECOND TIME this 21st day of February, 2006.

READ A THIRD TIME this 21st day of February, 2006.

ADOPTED this 7th day of March, 2006.

“original signed by James Baker”
Mayor

“original signed by Laura Green”
Deputy Clerk

I hereby certify the foregoing to be a true and correct copy of the Bylaw cited as “Road Closure and Removal of Highway Dedication Bylaw 559, 2006” as adopted by the Municipal Council on March 7, 2006.

Dated at Lake Country, BC

Clerk

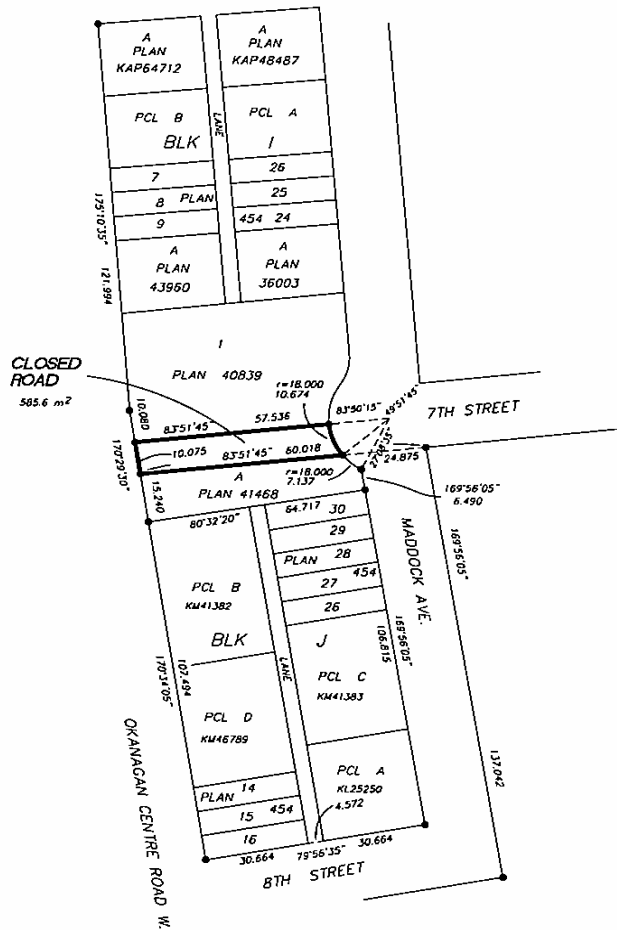
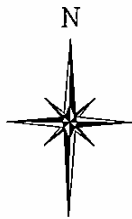
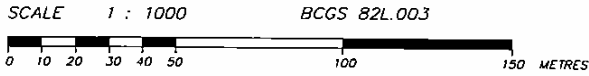
Schedule 'A', Bylaw 559, 2005

REFERENCE PLAN TO ACCOMPANY DISTRICT OF LAKE COUNTRY ROAD CLOSURE AND REMOVAL OF HIGHWAY DEDICATION BY-LAW NO. _____ OF PART OF 7TH STREET DEDICATED ON PLAN 454 SEC. 17 TP. 20 O.D.Y.D.

PLAN No. KAP _____
Deposited in the Land Title Office at Kamloops, B.C. this _____ day of _____, 20__

PURSUANT TO SECTION 120 OF THE LAND TITLE ACT AND SECTION 40 OF THE COMMUNITY CHARTER

Registrar



This plan lies within the Central Okanagan Regional District.

LEGEND

All distances are in metres.

- Iron Post Found
- Iron Post Set

Bearings are astronomic and are derived from Plan 40B39.

DISTRICT OF LAKE COUNTRY WITNESS

MAYOR

OCCUPATION

CLERK

ADDRESS

I, Douglas A. Goddard a British Columbia Land Surveyor, of the City of Kelowna in British Columbia, certify that I was present at and personally superintended the survey represented by this plan, and that the survey and plan are correct. The field survey was completed on the 10th day of August, 2005. The plan was completed and checked and the checklist filed under #35757 on the 15th day of August, 2005.

B.C.L.S.

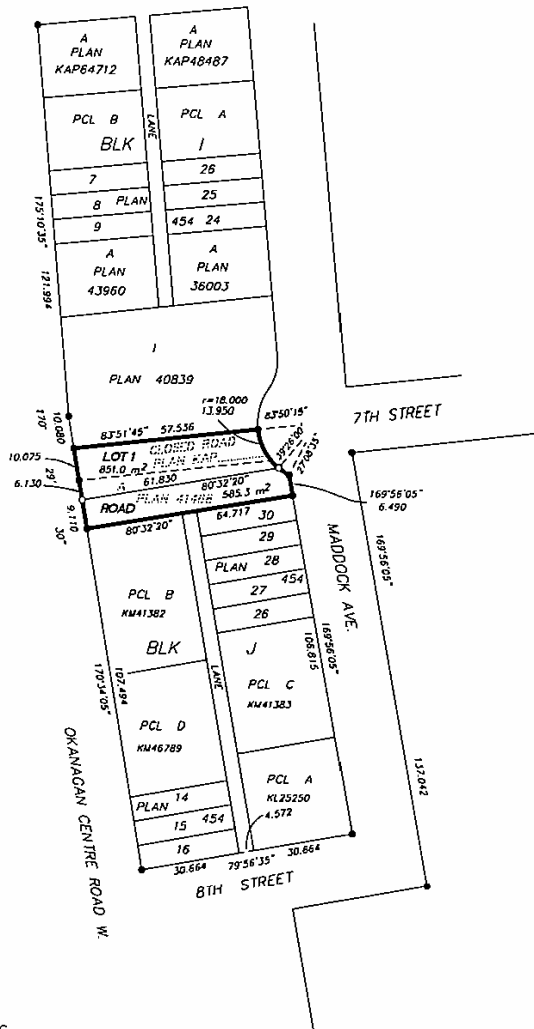
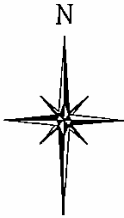
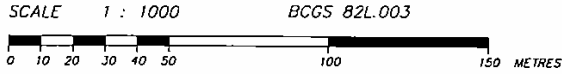
12935 lb 264

D.A. Goddard Land Surveying Inc.
103-1358 ST. PAUL STREET KELOWNA PHONE 763-3733

Schedule 'B', Bylaw 559, 2005

PLAN OF SUBDIVISION OF LOT A PLAN KAP41468
AND THAT PART OF PLAN KAP _____ SHOWN AS
"CLOSED ROAD" SEC. 17 TP. 20 O.D.Y.D.

PLAN No. KAP _____
Deposited in the Land Title Office at Kamloops, B.C.
this day of _____, 20__



APPROVAL

Approved under the Land Title Act this day of _____, 20__

Approving officer for the District of
Lake Country

This plan lies within the Central Okanagan
Regional District.

LEGEND

All distances are in metres.

- Iron Post Found
- Iron Post Set

Bearings are astronomic and are derived from
Plan 40839.

I, Douglas A. Goddard a British Columbia Land
Surveyor, of the City of Kelowna in British
Columbia, certify that I was present at and
personally superintended the survey represented
by this plan, and that the survey and plan are
correct. The field survey was completed on the
10th day of August, 2005. The plan was completed
and checked and the checklist filed under #35758
on the 15th day of August, 2005.

OWNERS

WITNESS

STEPHEN CHARLES STAIRS

OCCUPATION

GAIL ISOBEL STAIRS

ADDRESS

ORIGINAL
12935-2 fb 264

B.C.L.S.

D.A. Goddard Land Surveying Inc.
103-1358 ST. PAUL STREET KELOWNA PHONE 763-3733