



District of West Vancouver

## **Park Disposal Bylaw No. 4363, 2004**

Effective Date – November 15, 2004

District of West Vancouver

# Park Disposal Bylaw No. 4363, 2004

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District of West Vancouver

## **Park Disposal Bylaw No. 4363, 2004**

A bylaw to sell a portion of parkland at the east end of Falcon Road to an abutting property owner

WHEREAS section 27 of the *Community Charter* authorizes a Council, by bylaw adopted with the approval of the electors, to dispose of land dedicated for park provided that the proceeds of sale are placed to the credit of a parkland acquisition reserve fund;

AND WHEREAS the Council of The Corporation of the District of West Vancouver deems it expedient to dispose of that portion of parkland at the east end of Falcon Road comprising 262.6 square metres dedicated by plan 17236 in the Vancouver Land Title Office and shown outlined in bold black on explanatory plan prepared by William R. Chapman, B.C.L.S. on the 8th day of September, 2003, a reduced copy of which is attached hereto (the "Parkland");

AND WHEREAS the disposition of the Parkland will be to Klaus Martin Zeitler and Siegrud Zeitler for the purpose of consolidation with the adjacent property owned by the Zeitlers at 5809 Falcon Road legally described as PID 006-402-241, Lot 41, Block A District Lot 772, Plan 17236 (the "Adjacent Parcel"),

NOW THEREFORE, the Council of the District of West Vancouver, in open meeting assembled, enacts as follows:

### **Part 1 Citation**

- 1.1 This Bylaw may be cited as Park Disposal Bylaw Number 4363, 2004.

### **Part 2 Severability**

- 2.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

### **Part 3 Substantive Provisions**

- 3.1 The District of West Vancouver is hereby authorized to dispose of and convey the Parkland to Klaus Martin Zeitler and Siegrud Zeitler, the registered owners of the Adjacent Parcel, for the purchase price of Twenty Two Thousand Six Hundred and Twenty Four Dollars (\$22,624.00) on the condition that the Parkland is consolidated with the Adjacent Parcel.
- 3.2 The net proceeds of the sale shall be placed in a parkland acquisition reserve fund in accordance with section 188(2)(b) of the *Community Charter*.
- 3.3 The Mayor and Municipal Clerk are hereby authorized to execute such conveyances, deeds, plans, and other documents as may be necessary to complete the sale of the Parkland.

### **Schedule**

Schedule A – Explanatory Plan of Parkland

READ A FIRST TIME on September 13, 2004

READ A SECOND TIME on September 13, 2004

READ A THIRD TIME on September 13, 2004

ELECTOR APPROVAL in accordance with section 86 of the *Community Charter*, as determined and certified by the Municipal Clerk, was obtained on the 28<sup>th</sup> day of October, 2004.

ADOPTED by the Council on November 15, 2004

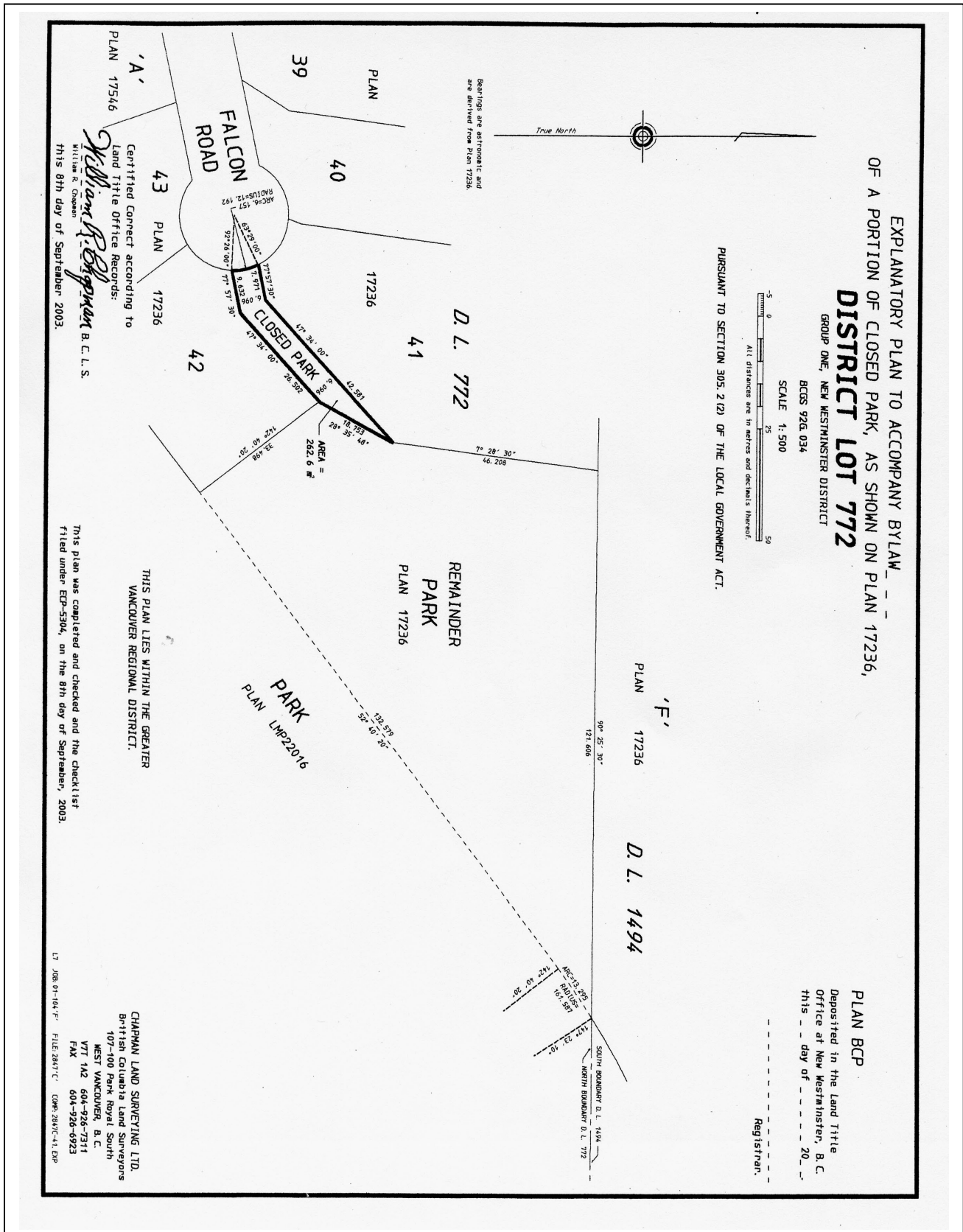
*[Original signed by Mayor]*

\_\_\_\_\_  
Mayor

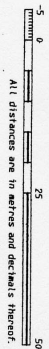
*[Original signed by Municipal Clerk]*

\_\_\_\_\_  
Municipal Clerk

# Schedule A - Explanatory Plan of Parkland Park Disposal Bylaw No. 4363, 2004



EXPLANATORY PLAN TO ACCOMPANY BYLAW  
OF A PORTION OF CLOSED PARK, AS SHOWN ON PLAN 17236,  
**DISTRICT LOT 772**  
GROUP ONE, NEW WESTMINSTER DISTRICT  
BCGS 926.034  
SCALE 1:500



PURSUANT TO SECTION 305.2 (2) OF THE LOCAL GOVERNMENT ACT.

PLAN BCP  
Deposited in the Land Title  
Office at New Westminster, B.C.  
this \_\_\_ day of \_\_\_\_\_, 20\_\_  
Registrar

'A'  
PLAN 17546  
Certified Correct according to  
Land Title Office Records:  
*William R. Chapman*  
William R. Chapman B.C.L.S.  
this 8th day of September, 2003.

THIS PLAN LIES WITHIN THE GREATER  
VANCOUVER REGIONAL DISTRICT.  
This plan was completed and checked and the checklist  
filed under EP-5904, on the 8th day of September, 2003.

CHAPMAN LAND SURVEYING LTD.  
British Columbia Land Surveyors  
107-100 Park Royal South  
WEST VANCOUVER, B.C.  
V7T 1A2 604-926-7311  
FAX 604-926-6923  
L7 008 01-104-F FILE 2847-C COMP 2847-C-1, DPB