



District of West Vancouver

Park Exchange (Martin Corporation – Caulfeild Plateau) Bylaw No. 4558, 2008

Effective Date – September 29, 2008

Park Exchange (Martin Corporation – Caulfeild Plateau) Bylaw No. 4558, 2008

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District of West Vancouver

Park Exchange (Martin Corporation – Caulfeild Plateau) Bylaw No. 4558, 2008

A bylaw to dispose of a portion of a park vested in the District in exchange for other land suitable for a park

WHEREAS section 27 of the *Community Charter* authorizes a Council, by bylaw adopted with the approval of the electors, to dispose of a portion of a park vested in the District under section 29 of the *Community Charter* in exchange for other land suitable for a park;

AND WHEREAS the Council of The Corporation of the District of West Vancouver deems it expedient to dispose of that portion of parkland (the “Closed Park”) adjacent to Meadfeild Wynd comprising 618.9 square metres dedicated by Plan BCP17869 in the Vancouver Land Title Office and shown outlined in bold and labelled “Closed Park” on the reference plan (the “Plan”) prepared by William R. Chapman, B.C.L.S. on the 11th day of July, 2008, a reduced copy of which is attached hereto;

AND WHEREAS the disposition of the Closed Park will be to Martin Corporation Limited for the purpose of consolidation with the adjacent property owned by Martin Corporation Ltd. legally described as:

Parcel Identifier: 027-127-478, Lot 9, District Lot 890 Group 1 New Westminster District Plan BCP31340 (the “Adjacent Parcel”)

AND WHEREAS the disposition of the Closed Park to Martin Corporation Limited will be in exchange for dedication as park of that portion of the Adjacent Parcel comprising 1114.7 square metres which is labelled “Park” and diagonally hatched on the Plan (the “New Park”);

AND WHEREAS the Closed Park is vested in the District under section 29 of the Community Charter;

AND WHEREAS Council considers that the New Park is land suitable for a park,

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 Exchange (Martin Corporation – Caulfeild Plateau) Bylaw Number 4558, 2008.

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 is hereby authorized to dispose of and convey the Closed Park to Martin Corporation Limited, the registered owner of the Adjacent Parcel, in exchange for the dedication as park of the New Park on the condition that the Closed Park is consolidated with the Adjacent Parcel.
- 3.2 The Mayor and Municipal Clerk are hereby authorized to execute such conveyances, deeds, plans, and other documents as may be necessary to complete the exchange of the Closed Park for the New Park as contemplated herein.

Schedule

Schedule A – Reference Plan of the Closed Park

READ A FIRST TIME on July 21, 2008

READ A SECOND TIME on July 21, 2008

READ A THIRD TIME on July 21, 2008

ELECTOR APPROVAL in accordance with section 86 of the *Community Charter*, as determined and certified by the Municipal Clerk, was obtained on September 3, 2008

ADOPTED by the Council on September 29, 2008

[Original signed by Mayor]

Mayor

[Original signed by Municipal Clerk]

Municipal Clerk

Schedule A – Reference Plan of Closed Park Park Exchange (Martin Corporation – Caulfeild Plateau) Bylaw No. 4558, 2008

