

## REGIONAL DISTRICT OF CENTRAL OKANAGAN

### BYLAW NO. 1139

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#### A Bylaw To Exchange Regional Park Land For Other Land To Be Used For Park Purposes

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WHEREAS the Regional District of Central Okanagan is the registered owner in fee simple of those lands legally described as:

PID: 008-547-131

Legal description: Lot B, Section 22, Township 26, Osoyoos Division Yale District,  
Plan 16702 except Plan 23179

which lands were acquired by the Regional District through its regional parks function;

AND WHEREAS section 941.1 (1) of the *Local Government Act* authorizes a regional district to, by bylaw, exchange regional park land for other land to be used for park purposes;

AND WHEREAS section 941.1(1) of the *Local Government Act* requires the Regional District to provide an alternative approval process in relation to the proposed bylaw which alternative approval process has been conducted in accordance with section 86 of the *Community Charter* and the electors have approved this Bylaw.

NOW THEREFORE THE BOARD OF THE REGIONAL DISTRICT OF CENTRAL OKANAGAN IN OPEN MEETING ASSEMBLED, ENACTS AS FOLLOWS:

1. The Board of the Regional District of Central Okanagan is hereby authorized and empowered to dispose of those lands legally described as:

That part of lands legally described as Lot B, Section 22, Township 26, Osoyoos Division Yale District, Plan 16702 except Plan 23179, shown in heavy outline and marked "dedicated as road" on the reference plan prepared by Neil R. Denby, B.C.L.S. and dated October 23, 2005, attached to this bylaw as Schedule "A"

and to exchange those lands with Alfred Steppuhn and Anne Steppuhn for lands legally described as:

That part of lands legally described as Lot 1, Section 15, Township 26, Osoyoos Division Yale District, Plan 3855, shown in heavy outline and marked 'Lot C' on the plan of subdivision prepared by Neil R. Denby, B.C.L.S. and dated October 23, 2005, attached to this bylaw as Schedule "B".

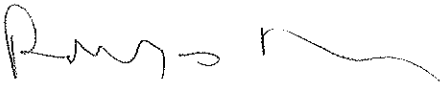
2. That the Chair and the Director of Corporate Services of the Regional District of Central Okanagan are hereby authorized to execute all documents necessary to carry out the completion of the exchange authorized by this Bylaw.
3. This Bylaw may be cited for all purposes as the "Regional District of Central Okanagan Parkland Exchange Bylaw No. 1139, 2005".

READ A FIRST TIME THIS 28th DAY OF November 2005.  
READ A SECOND TIME THIS 28th DAY OF November 2005.  
READ A THIRD TIME THIS 28th DAY OF November 2005.

Notice Of Intention To Proceed With This Bylaw Was Published On The 2<sup>nd</sup> Day Of December, 2005, And The 7<sup>th</sup> Day Of December, 2005, In The Capital News Newspaper, Circulating In The Regional District Of Central Okanagan Pursuant To Section 94 Of The *Community Charter*.

APPROVAL OF THE ELECTORS BY WAY OF ALTERNATIVE APPROVAL PROCESS PURSUANT TO SECTION 86 OF THE *COMMUNITY CHARTER* WAS OBTAINED ON THE 19<sup>th</sup> DAY OF January, 2006.

RECONSIDERED AND ADOPTED THIS 30th DAY OF January 2006.

  
\_\_\_\_\_  
CHAIR

  
\_\_\_\_\_  
DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No.1139 cited as the "Regional District of Central Okanagan Parkland Exchange Bylaw No. 1139, 2005 ", as read a third time by the Regional Board on the 28<sup>th</sup> day of November, 2005.

Dated at Kelowna, B.C. this 30<sup>th</sup> day of November, 2005.

  
\_\_\_\_\_  
DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1139, 2005 cited as the "Regional District of Central Okanagan Parkland Exchange Bylaw No. 1139, 2005", as adopted by the Regional Board on the 30<sup>th</sup> day of January, 2006.

Dated at Kelowna, B.C. this 31<sup>st</sup> day of January, 2006.

  
\_\_\_\_\_  
DIRECTOR OF CORPORATE SERVICE

**REFERENCE PLAN OF PART OF LOT B, PLAN 16702,  
SEC. 22, TP. 26, O.D.Y.D., EXCEPT PLAN 23179**

R.C.A.C. No. 82 E 083 PASSED TO SEC. 107 LAND TITLE ACT

SCALE: 1:1500 (As shown on a sheet)  
The plan has been approved by the Regional District of Central Okanagan

**LEGEND**  
 a Double standard line with arrow  
 b Double standard line with arrow  
 c Double standard line with arrow  
 d Double standard line with arrow  
 e Double standard line with arrow  
 f Double standard line with arrow  
 g Double standard line with arrow  
 h Double standard line with arrow  
 i Double standard line with arrow  
 j Double standard line with arrow  
 k Double standard line with arrow  
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 m Double standard line with arrow  
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 w Double standard line with arrow  
 x Double standard line with arrow  
 y Double standard line with arrow  
 z Double standard line with arrow

OWNER	REMARKS	DISTRICT OF CENTRAL OKANAGAN
ALTERNATED SEPARATION	GRANT NAMED	
ALTERNATED SEPARATION	GRANT NAMED	
ALTERNATED SEPARATION	GRANT NAMED	
UNION AS TO BOTH	GRANT NAMED	
ADDRESS	OCCUPATION	

OWNER OF CHARGE	REMARKS	DISTRICT OF CENTRAL OKANAGAN
ALTERNATED SEPARATION	GRANT NAMED	
ALTERNATED SEPARATION	GRANT NAMED	
AL TO BOTH	OCCUPATION	
ADDRESS	OCCUPATION	

OWNER OF CHARGE	REMARKS	DISTRICT OF CENTRAL OKANAGAN
ALTERNATED SEPARATION	GRANT NAMED	
ALTERNATED SEPARATION	GRANT NAMED	
AL TO BOTH	OCCUPATION	
ADDRESS	OCCUPATION	

**RUNNALLS DENBY**  
 by/for Columbia Land Surveyors  
 25-100 View Street  
 Kelowna, BC  
 Phone: 250-863-7322  
 Fax: 250-863-7443  
 Email: runnalls@runnalls.com  
 File: 11552



Regional District of Central Okanagan  
 Parkland Exchange Bylaw  
 Bylaw No. 1139, 2005  
 Schedule 'A'

**SUBDIVISION PLAN OF LOT 1, PLAN 3855,  
SECTION 15, TOWNSHIP 26, O.D.Y.D.**

REG. NO. 02 F. 003



SCALE 1:1250 (As shown on a meter)

The plan has been prepared in accordance with the provisions of the Land Title Act, R.S.O. 1990, Chapter L1.

- LEGEND**
- Existing structure per plan filed
  - Existing structure per plan not filed
  - Existing structure per plan not filed
  - Existing structure per plan not filed
  - Existing structure per plan not filed

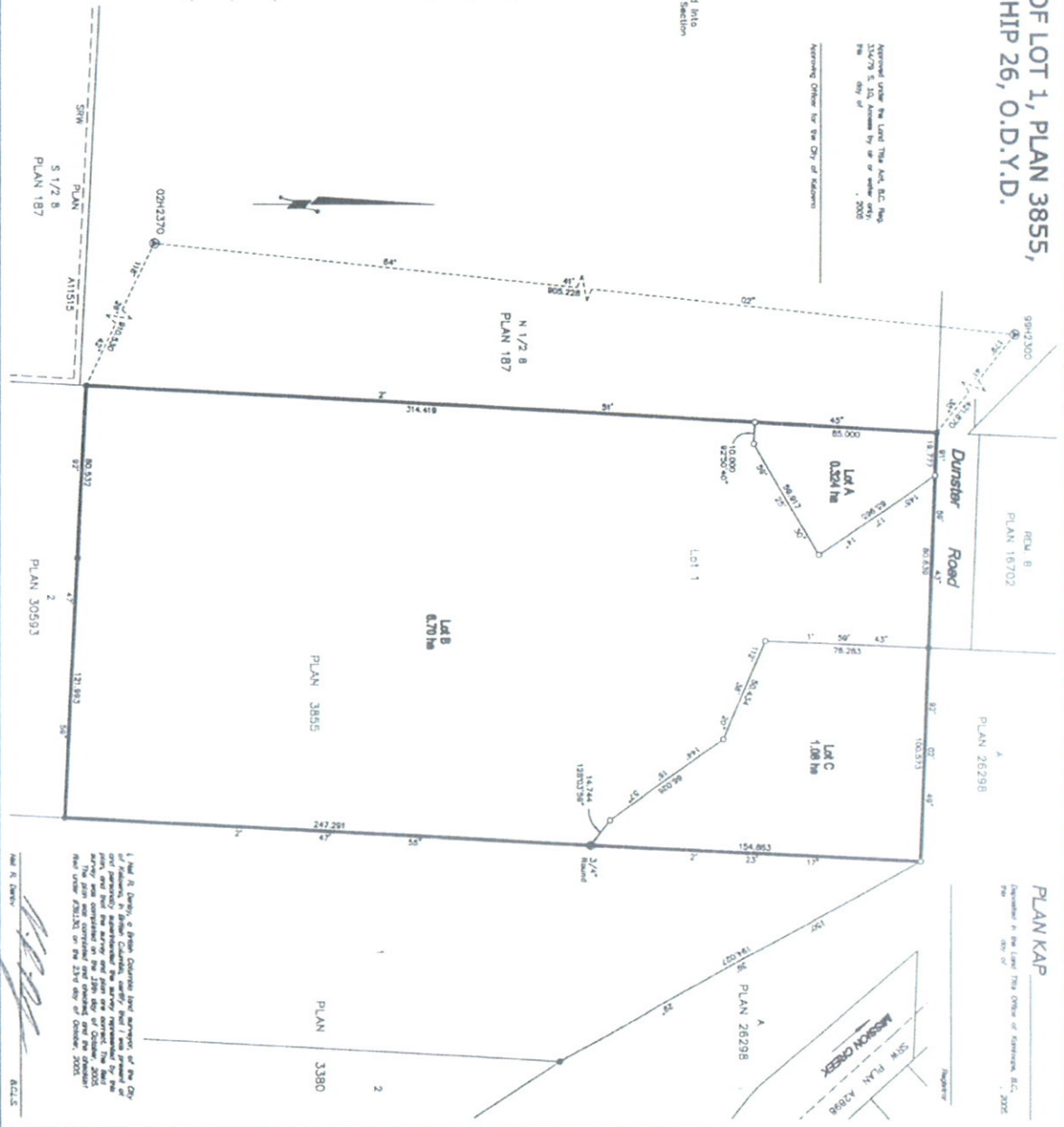
The registered owner designated hereon has entered into a covenant in favour of the City of Kelowna under Section 219 of the Land Title Act.

Approved under the Land Title Act, R.S.O. 1990, Chapter L1, by the Registrar General of the Province of Ontario, on the 15th day of \_\_\_\_\_, 2005.

Approved Order for the City of Kelowna

REGISTERED OWNER: BARR OF CANADA	
ALIGNED BOUNDARY	GRANT NWD
ALIGNED BOUNDARY	GRANT NWD
WITNES AS TO BORN	GRANT NWD
ADDRESS	OCCUPATION
OWNER	
ALFRED STEWART	
ANNE STEWART	
WITNES AS TO BORN	GRANT NWD
ADDRESS	OCCUPATION

**RUNNALLS DENBY**  
 British Columbia Land Surveyors  
 62-520 Vase Street  
 Suite 202  
 Kelowna, BC V1Y 1A1  
 Phone: (250) 860-1122  
 Fax: (250) 860-1122  
 Email: denby@runnalls.com  
 REG. NO. 11552, 8488  
 FLE: 11552



I, Alfred R. Denby, a British Columbia Land Surveyor, of the City of Kelowna, in British Columbia, certify that I was present at the time the above plan was prepared and that the same is a true and correct copy of the original plan as filed with me. The plan was completed on the 15th day of October, 2005. My commission expires on the 31st day of October, 2005.

ALFRED R. DENBY



Regional District of Central Okanagan  
 Parkland Exchange Bylaw  
 Bylaw No. 1139, 2005  
 Schedule 'B'