

CITY OF SURREY

BY-LAW NO.16041

An Expropriation by-law for the purpose of acquiring
a Statutory Right-of-Way

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WHEREAS the Council of the City of Surrey has found it necessary to acquire the within described property for the purpose of a Statutory Right-of-Way;

AND WHEREAS pursuant to Section 8(1) of the *Community Charter*, S.B.C. 2003, c. 26, as amended, the City Council has the capacity, rights, powers and privileges of a natural person of full capacity and may acquire, hold, manage and dispose of land, improvements, personal property or other property, and any interest or right in or with respect to that property;

AND WHEREAS pursuant to Sections 31 & 32 of the *Community Charter*, S.B.C. 2003, c.26, as amended, the City Council may, for the purpose of exercising or performing its powers, duties and functions, expropriate real property or works, or an interest in them, in accordance with the *Expropriation Act*, R.S.B.C. 1996, c. 125, as amended;

NOW, THEREFORE, the Council of the City of Surrey, in open meeting assembled, ENACTS AS FOLLOWS:

1. Pursuant to Sections 31 & 32 of the *Community Charter*, S.B.C. 2003, c.26, as amended, the Council of the City of Surrey hereby authorizes the expropriation of a Statutory Right-of-Way for the purpose of a sanitary sewer and for the construction, extension, alteration, replacement, repair, upgrading, installation, protection, surveying, brushing, testing, cleaning, clearing, maintenance, operation, carrying out, use and servicing of works associated therewith, in the form of Schedule "A" attached, in, over and upon ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Surrey in the Province of British Columbia and more particularly described as:

That portion of Lot 83 Section 23 Township 1 New Westminster District Plan 67264, (Parcel Identifier: 000-607-924) shown as Statutory Right-of-Way outlined on Statutory Right-of-Way Plan BCP24403 containing 720.5 square meters.

(Portion of 15805 – 28th Avenue, Surrey, B.C.)

2. The Mayor and Clerk are hereby authorized to sign and seal all documents necessary and incidental to effect such expropriation.
3. This By-law may be cited for all purposes as "Portion of 15805 – 28th Avenue, Surrey, B. C. Expropriation By-law, 2006, No. 16041."
4. This By-law comes in to full force and effect on the date of final adoption.

PASSED THREE READINGS on the 26th day of June, 2006.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 10th day of July, 2006.

_____MAYOR

_____CLERK

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SCHEDULE "A" ON FILE WITH CITY CLERK