

THE CORPORATION OF THE DISTRICT OF SURREY

BY-LAW NO. 11687

A by-law to dispose of portions of a public highway in exchange for adjoining lands necessary for a public highway.

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WHEREAS pursuant to Section 574(1) of the "Municipal Act", being Chapter 290, R.S.B.C., the Council may by by-law dispose of a portion of a highway in exchange for land necessary for the purpose of improving, widening, straightening, relocating or diverting a highway;

WHEREAS MARALL HOMES LTD. are the owners of the land described in Section 2 of this By-law and have agreed with The Corporation of the District of Surrey to make the exchange hereinafter provided for;

NOW, THEREFORE, the Municipal Council of The Corporation of the District of Surrey, in open meeting assembled, ENACTS AS FOLLOWS:

1. Upon receiving from the said MARALL HOMES LTD. the conveyance or other assurance mentioned in Section 2 hereof, the Mayor and the Clerk of The Corporation of the District of Surrey are hereby authorized, in exchange therefore, to execute and deliver on behalf of The Corporation such conveyance or other assurance as may be necessary for vesting in MARALL HOMES LTD., ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the Municipality of Surrey, in the Province of British Columbia:

All that portion of Section 21, Township 2, New Westminster District shown dedicated as road on Plan 83554, which may more particularly be described as follows:

Commencing at the southeast corner of Lot 3, Section 21, Township 2, New Westminster District, Plan 83554;

Thence 359 degrees 36 minutes 18 seconds, following in the easterly limit of said Lot 3, 140.185 metres more or less;

Thence 89 degrees 36 minutes 18 seconds, 10.059 metres more or less to intersection with the westerly limit of Strata Plan NW2226, said intersection being 1.418 metres more or less southerly from the most northerly corner of said Strata Plan;

Thence 179 degrees 36 minutes 18 seconds, following in the westerly limit of said Strata Plan, 140.120 metres more or less;

Thence 269 degrees 14 minutes 01 seconds, 10.059 metres more or less to the point of commencement and

containing by admeasurement an area of 0.141 ha more or less and may be seen hatched on a reference plan prepared by H. David Liddle, B.C.L.S. dated October 28th, 1992.

(Portion of 138 Street North of 74 Avenue)

2. For the purpose of acquiring adjacent lands for a public highway, The Mayor and Clerk are authorized to accept from MARALL HOMES LTD., in exchange for the land mentioned in Clause One (1) hereof, the sum of One Dollar (\$1.00), together with such conveyance or other assurance as may be necessary to vest in the Crown as a public highway, ALL AND SINGULAR those certain parcels or tracts of lands and premises situate, lying and being in the Municipality of Surrey, in the Province of British Columbia:

All that portion of Lot 3, Section 21, Township 2, New Westminster District, Plan 83554, which may more particularly be described as follows:

Commencing at the most southerly corner of Lot 3, Section 21, Township 2, New Westminster District, said point being the beginning of a simple curve to the right, 255 degrees 29 minutes 42 seconds radial;

Thence north westerly, following in the westerly limit of said Lot 3, being the arc of a simple curve to the right of radius 114.084 metres, 13.403 metres more or less, to a point being 262 degrees 13 minutes 35 seconds radial;

Thence 172 degrees 13 minutes 35 seconds, 13.270 metres more or less;

Thence 89 degrees 36 minutes 18 seconds, 0.793 metres more or less to the point of commencement and containing by admeasurement 3 metres more or less and may be seen not hatched on a reference plan prepared by H. David Liddle, B.C.L.S. dated October 28th, 1992.

(Portion of 7515 - 138 Street)

3. This By-law may be cited for all purposes as "138 Street/75 Avenue Road Exchange By-law, 1993, No. 11687."

PASSED THREE READINGS by the Municipal Council on the 1st day of February, 1993.

NOTICE OF INTENTION

ADVERTISED on the 10th day of February and on the 13th day of February, 1993, in a newspaper published and circulated in the Municipality.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 22nd day of February, 1993.

\_\_\_\_\_MAYOR

\_\_\_\_\_CLERK