

CITY OF SURREY

BYLAW NO. 18896

A bylaw to authorize the dedication of certain lands as Park.

WHEREAS pursuant to the provisions of Subsection 30(1) of the *Community Charter*, S.B.C. 2003, Chapter 26, as amended (the "Act"), the Council of the City of Surrey may, by bylaw, dedicate for a particular municipal or other public purpose real property owned by the City of Surrey;

AND WHEREAS, as a restriction, a bylaw under Subsection 30(1) of the Act that dedicates property as park may only be adopted by an affirmative vote of at least 2/3 of all members of Council;

AND WHEREAS it is deemed expedient to formally dedicate as park certain lands held by the City of Surrey for park purposes;

AND WHEREAS the intent of the park is to protect and enhance biodiversity while managing for public access where the priority is habitat conservation and protection;

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

1. For the purpose of this Bylaw park means:

"Lands held by the City of Surrey for the conservation, protection and enhancement of the native flora, non-native specimen trees, orchard and berry shrubs, native fauna and aquatic habitat, protection and enhancement of biodiversity, and the public's use and enjoyment of said lands."

2. The following described lands owned by the City of Surrey and shown in bold outline on the attached Schedule "A" are hereby dedicated as park:

Parcel Identifier: 029-299-985

Lot A Section 36 Township 2
New Westminster District Plan EPP35785

(9016 – 164 Street)

(the "Lands")

3. The foregoing dedication is subject to the following:
- (a) Without limiting the generality of paragraphs 1 and 2 of this Bylaw, this dedication permits forest, orchard, riparian, aquatic and old-field management and habitat enhancement, and the construction, installation, upgrading, operation, use, carrying out, repairing, clearing, monitoring and maintenance of any and all trails, fencing, gates, bridges, benches, picnic tables, viewing points or platforms, information or educational kiosks or displays, signage, washrooms or community building with storage, parking areas, park access roads and other park infrastructure;
 - (b) Without limiting the generality of paragraphs 1 and 2 of this Bylaw, this dedication prohibits fishing, hunting or disturbance of natural habitats, dogs, horses or other domestic pets on or off leash, motorized and self-propelled vehicles (except parking lot access, maintenance and emergency vehicles, and medical mobility devices), cycling, skateboarding, geocaching, aircraft, radio or battery controlled vehicles (except medical evacuation vehicles), fires, camping and smoking; and

- (c) Those interests registered against title to the Lands which are listed below remain unaffected by this Bylaw:

Statutory Right of Way N134391
Covenant AD223579
Covenant AD223580
Statutory Right of Way AD223581
Covenant BH451407
Statutory Right of Way CA5538405
Covenant CA5538406


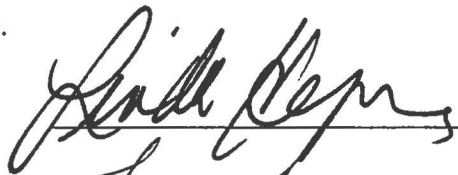
4. The Mayor and Clerk are hereby authorized and empowered to sign any documents required by and to do any acts necessary and incidental to the carrying out of this Bylaw.
5. Schedule "A" forms part of this Bylaw.
6. This Bylaw may be cited as "Godwin Farm Biodiversity Preserve Park Dedication Bylaw, 2016, No. 18896"

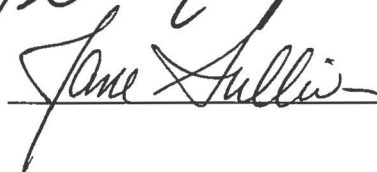
PASSED FIRST READING on the 7th day of November, 2016.

PASSED SECOND READING on the 7th day of November, 2016.

PASSED THIRD READING on the 7th day of November, 2016.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 21st day of November, 2016.

MAYOR


CLERK

