## **CITY OF SURREY**

## BY-LAW NO. 17172

A By-law to close and to remove the dedication of a highway of portions of road.

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WHEREAS pursuant to Subsection 40(1)(a) of the *Community Charter*, S.B.C. 2003, c. 26, the Council may, by by-law, close all or part of a highway that is vested in the municipality to all or some types of traffic;

AND WHEREAS pursuant to Section 40(2) of the *Community Charter*, S.B.C. 2003, c. 26, the Council may, by by-law, remove the dedication of a highway that has been closed by a by-law under Subsection 40(1)(a).

NOW THEREFORE the Council of the City of Surrey in open meeting assembled, ENACTS as follows:

- 1. Those portions of road lying in Section 31 Township 8 and Section 6 Township 9 New Westminster District, shown outlined in heavy black line on a Reference Plan attached hereto, and forming part of this by-law, duly signed by the Mayor and Clerk, prepared by Montgomery C. Brisson, B.C.L.S. on the 28<sup>th</sup> day of April, 2010, and more particularly described as follows:
  - (a) Those portions of road lying in Section 6 Township 9 shown as Parcel A, containing a 3.84 hectares and described as follows:

That portion of road dedicated by Plan 3288 and containing 0.390 hectares;

That portion of road dedicated by Plan 4300 and containing 0.750 hectares;

That portion of road dedicated by Plan 5980 and containing 0.660 hectares;

That portion of road dedicated by Plan 6072 and containing 0.156 hectares;

That portion of road dedicated by Plan 6072 and containing 0.682 hectares;

That portion of road dedicated by Plan 9888 and containing 991.7 square metres;

That portion of road dedicated by Highway Plan 28296 and containing 278.2 square metres;

That portion of road dedicated by Highway Plan 28296 and containing 0.247 hectares;

That portion of road dedicated by Highway Plan 28296 and containing 0.721 hectares;

That portion of road dedicated by Plan 32744 and containing 0.101 hectares;

Those portions of road lying in Section 31 Township 8 and Section 6 Township 9, (b) shown as Parcel B and containing 0.235 hectares and described as follows: That portion of road dedicated by Plan 24769 and containing 0.124 hectares; That portion of road dedicated by Plan 6870 and containing 726.6 square metres; That portion of road dedicated by Highway Plan 50683 and containing 92.0 square metres; That portion of road dedicated by Reference Plan BCP27681 and containing 290.1 square metres. (Sections 1(a) and (b) hereinafter referred to as those portions of road) shall be closed to traffic. The dedication as highway be removed of said portions of road. This By-law may be cited for all purposes as "Surrey Close and Remove the Dedication of Highway of Portions of 100 Avenue, Tynehead Drive, 172 Street and a Portion of Road at 96 Avenue west of 176 Street By-law, 2010, No. 17172". READ A FIRST, SECOND AND THIRD TIME on the 3<sup>rd</sup> day of May, 2010. NOTICE OF INTENTION ADVERTISED on the 7<sup>th</sup> and 14<sup>th</sup> day of May, 2010, in the SURREY NOW newspaper. RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 17th day of May, 2010. **MAYOR** CLERK h:\by-laws\adopted bylaws\2010\byl 17172.docx

2.

3.

REFERENCE PLAN TO ACCOMPANY CITY OF SURREY HIGHWAY DEDICATION CANCELLATION BYLAW NUMBER 17172 PLAN BCP \_ \_ \_ \_ OF PORTIONS OF ROAD LYING IN SECTION 31 TOWNSHIP 8 AND SECTION 6 TOWNSHIP 9 NEW WESTMINSTER DISTRICT DEPOSITED IN THE LAND TITLE OFFICE AT NEW WESTMINSTER, B.C. BCGS 92G.017 \_\_\_\_, 2010. PURSUANT TO SECTION 120, LAND TITLE ACT PURSUANT TO SECTION 40, COMMUNITY CHARTER REGISTRAR DENOTES CONTROL MONUMENT FOUND DENOTES STANDARD IRON POST FOUND DENOTES NON-STANDARD IRON POST FOUND DENOTES ALUMINUM POST FOUND

DENOTES LEAD PLUG FOUND ORTION OF ROAD LYING IN SEC 6 TP 9 NWD DEDICATED BY PLAN 6072 ORTION OF ROAD LYING IN SEC 6 TP 9 NWD DEDICATED BY PLAN 6072 ORTION OF ROAD LYING IN SEC 6 TP 9 NWD DEDICATED BY PLAN 9888 O DENOTES STANDARD IRON POST SET 0.682 ha PARCEL 'A' 3.84 ha MON DENOTES MONUMENT PORTION OF ROAD LYING IN SEC 6 TP 9 NWD DEDICATED BY PLAN 9888 991.7 m<sup>2</sup>

PORTION OF ROAD LYING IN SEC 6 TP 9 NWD DEDICATED BY HIGHWAY PLAN 28296 278.2 m<sup>2</sup>

PORTION OF ROAD LYING IN SEC 6 TP 9 NWD DEDICATED BY HIGHWAY PLAN 28296 0.247 ha

PORTION OF ROAD LYING IN SEC 6 TP 9 NWD DEDICATED BY HIGHWAY PLAN 28296 0.721 ha

PORTION OF ROAD LYING IN SEC 6 TP 9 NWD DEDICATED BY PLAN 32744 0.101 ha

PORTION OF ROAD LYING IN SEC 6 TP 9 NWD DEDICATED BY PLAN 24769 0.124 ha

PORTION OF ROAD LYING IN SEC 31 TP 8 NWD DEDICATED BY PLAN 6870 726.6 m<sup>2</sup>

PORTION OF ROAD LYING IN SEC 31 TP 8 NWD DEDICATED BY HIGHWAY PLAN 50683 92.0 m<sup>2</sup>

PORTION OF ROAD LYING IN SEC 31 TP 8 NWD DEDICATED BY REFERENCE PLAN BCP27681 290.1 m<sup>2</sup> ALL DISTANCES ARE IN METRES THE INTENDED PLOT SIZE OF THIS PLAN IS 1120mm IN WIDTH BY 864mm IN HEIGHT (USE E SIZE SHEET) WHEN PLOTTED AT A SCALE OF 1:2500. INTEGRATED SURVEY AREA NO. 1, SURREY, NAD83 (CSRS) GRID BEARINGS ARE DERIVED FROM OBSERVATIONS BETWEEN GEODETIC CONTROL MONUMENTS 5071, 5072, 5193, 5707, 5708, 5710, 8614 AND 5882. THIS PLAN SHOWS HORIZONTAL GROUND-LEVEL DISTANCES EXCEPT WHERE OTHERWISE NOTED. TO COMPUTE GRID DISTANCES, MULTIPLY GROUND-LEVEL DISTANCES BY COMBINED FACTOR 0.9996020. 278.2 m<sup>2</sup> PORTION OF ROAD TO BE CLOSED DEDICATED ON HIGHWAY PLAN 28296 278.2 m<sup>2</sup> PORTION OF ROAD TO BE CLOSED DEDICATED ON HIGHWAY PLAN 28296 0.660 ha PORTION OF ROAD TO BE CLOSED DEDICATED ON PLAN 5980 0.660 ha PORTION OF ROAD TO BE CLOSED \_25 mm PIPE 100 AVENUE DEDICATED ON PLAN 5980 0.682 ha PORTION OF ROAD TO BE CLOSED 37, DEDICATED ON PLAN 6072 0.247 ha PORTION OF ROAD TO BE CLOSED 'SEE DETAIL E' DEDICATED ON HIGHWAY PLAN 28296 100 AVENUE 0.247 ha PORTION OF ROAD TO BE CLOSED 663.925 3.84 ha
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TO BE CLOSED
DEDICATED ON PLAN 6072 / DEDICATED ON HIGHWAY PLAN 28296 'SEE DETAIL A' 90'29'33" 301.093(MON-MON) 0.682 ha PORTION OF ROAD TO BE CLOSED DEDICATED ON PLAN 6072 SEC 6 TP 9 PARCEL '1' REFERENCE PLAN BCP44462 PARCEL '1' 0.156 ha PORTION OF ROAD TO BE CLOSED \_\_\_\_\_\_\_
DEDICATED ON PLAN 6072 REFERENCE PLAN BCP44462 0.750 ha PORTION OF ROAD TO BE CLOSED
DEDICATED ON PLAN 4300 0.721 ha PORTION OF ROAD TO BE CLOSED DEDICATED ON HIGHWAY PLAN 28296 PARCEL 'A' 25 mm PIPE 3.84 ha 30 mm PIPE -991.7 m<sup>2</sup> PORTION OF ROAD TO BE CLOSED DEDICATED ON PLAN 9888 PARCEL '1' REFERENCE PLAN BCP44462 0.101 ha PORTION OF ROAD TO BE CLOSED
DEDICATED ON PLAN 32744 DETAIL 'B' REM S 165 FEET 5 NE 1/4 SE 1/4 3 0.750 ha PORTION OF ROAD TO BE CLOSED DEDICATED ON PLAN 4300 'SEE DETAIL B SEC 6 TP 9 10.114 901435 (REFERENCE PLAN EPP4937) 0.390 ha PORTION OF ROAD TO BE CLOSED DEDICATED ON PLAN 3288 REM 10 PLAN PARCEL '1' REFERENCE PLAN BCP44462 (SEE POSTING PLAN LMP29229) 25 mm PIPE 8 PLAN 8652 S 96 AVENUE PARCEL 0.235 ha 'SEE DETAIL C' (REPLACES SECTION CORNER) (SEE POSTING PLAN LMP29229) 'SEE DETAIL D' CITY OF SURREY PARCEL 'A' MAYOR; DIANNE L. WATTS 3.84 ha CITY CLERK; JANE SULLIVAN WITNESS AS TO THE SIGNATURE OF THE CITY CLERK PARCEL '1' REFERENCE ADDRESS OF WITNESS PLAN BCP44462 REM 10 PLAN OCCUPATION OF WITNESS SEC 6 0.124 ha PORTION OF ROAD TO BE CLOSED DEDICATED ON PLAN 24769 THIS PLAN LIES WITHIN THE GREATER VANCOUVER REGIONAL DISTRICT 726.6 m<sup>2</sup> PORTION OF ROAD SEC 31
TO BE CLOSED SEC 31
DEDICATED ON PLAN 6870 TP 8 I, MONTGOMERY C. BRISSON, A BRITISH COLUMBIA LAND SURVEYOR, CERTIFY THAT I WAS PRESENT AT AND PERSONALLY 96 AVENUE SUPERINTENDED THE SURVEY REPRESENTED BY THIS PLAN, AND THAT THE SURVEY AND PLAN ARE CORRECT. THE FIELD SURVEY WAS COMPLETED ON THE 7TH DAY OF APRIL, 2010. THE PLAN WAS COMPLETED AND CHECKED, AND THE CHECKLIST FILED UNDER # 109608, ON THE 2874 DAY OF APRIL, 2010. 92.0 m<sup>2</sup> PORTION OF ROAD TO BE CLOSED DEDICATED ON HIGHWAY PLAN 50683 290.1 m<sup>2</sup> PORTION OF ROAD 34.476 53" 0.411 CITY OF SURREY SURVEY SECTION 14245 - 56 AVE. SURREY, B.C. V3X 3A2 TEL. (604) 591-4253 FAX. (604) 591-8693 S2734A2.DWG