

CORPORATE REPORT

NO: R075

COUNCIL DATE: April 11, 2016

REGULAR COUNCIL

TO:	Mayor & Council	DATE:	March 24, 2016
FROM:	General Manager, Finance & Technology	FILE:	1850-20
SUBJECT:	Late Grant Application - Neighbourhood Com	munity Do	g Park

RECOMMENDATION

The Finance & Technology Department recommends that Council approve a property tax grant of \$9,800 for property taxes associated with the Newton Neighbourhood Community Dog Park, located near King George Boulevard and 70A Avenue, Surrey, BC.

BACKGROUND

On November 30, 2015, Council approved the City's "One Time" Grants for 2016. Since that time, the City has received a late grant application from Newton Now Development for property taxes associated with the lands at 13510, 13524, 13532, 13538, 13560 & 13570 70A Avenue (Newton Lands, see Appendix "II"), which are under a license agreement with the City of Surrey, for use as a new neighbourhood community dog park in Newton. This report will address that request.

DISCUSSION

Newton Now Development has provided the City of Surrey with seven parcels of land for use as a community dog park, for a period of three years at a cost of \$10 for the full term. Based on the license agreement, attached as Appendix "I", the City has assumed all responsibility for these lands effective February 1, 2016. Given that the City is now responsible for these lands and is delivering municipal services on the lands, the properties will become eligible for a permissive property tax exemption in 2017.

Newton Now Development is seeking a grant for the 2016 property taxes, which are not eligible for a permissive property tax exemption due to the timing of the agreement. The municipal portions of the 2016 property taxes are estimated to be \$9,800. The City of Surrey Community Grants Budget contains \$2,800 that is available to be distributed to organizations that find themselves in similar situations, along with \$11,750 unallocated for one-time grants and \$5,000 for special recognition.

The Grants Evaluation Committee has evaluated this request and has determined that the requested grant meets the grant evaluation criteria. The Grants Evaluation Committee recommends that Council approve a grant of \$9,800.

Statement of Remaining Funding in the 2016 Grants Budget:

Should Council approve all the Grants Evaluation Committee recommendations, Appendix "III" outlines the remaining balances for the 2016 City Grants Budget:

Vivienne Wilke, CPA, CGA General Manager, Finance & Technology

Appendix "I" – License Agreement with Newton Now Development Appendix "II" – Subject Properties - Newton Lands Appendix "III"- Unallocated City Grants

Appendix "I"

LICENSE MODIFICATION AGREEMENT

THIS AGREEMENT made as of the 29 day of March 2016

BETWEEN:

NEWTON NOW DEVELOPMENTS INC.

400 - 1245 West Broadway Vancouver, BC V6H 1G7

(the "Licensor")

AND:

CITY OF SURREY,

13450 – 104 Avenue Surrey, BC V3T 1V8

(the "Licensee")

WHEREAS:

A. The Licensor and the Licensee entered into a licence (the "Licence") whereby the Licensee licenced from the Licensor lands (the "Licence Area") situate upon property located in Surrey, British Columbia, and more particularly known and described as:

Civic Addresses:	13510, 13524, 13532, 13538, 13550, 13560 & 13570 – 70A Avenue, Surrey, British Columbia
Parcel Identifiers:	002-176-041, 002-179-733, 010-092-251, 010-092-226, 010-092-218, 010-092-196 & 010-092-161
Legal Addresses:	Lots 5, 6, 7, 8, 9, 10 & 11 Block 10 Section 17 Township 2 NWD Plan 15626

- B. Under the terms of the Licence the Licence Area is licenced for a term of three years commencing on February 1, 2016 and ending on January 31, 2019; and
- C. The Licensor and the Licensee have agreed to modify the Licence as set out in this agreement (the "Licence Modification Agreement").

NOW THEREFORE THIS INDENTURE WITNESSETH that in consideration of the covenants, conditions, and agreements hereinafter reserved and contained on the part of the Licensor and the Licensee, and \$10 now paid by the Licensor to the Licensee and by the Licensee to the Licensor, and other good and valuable consideration (the receipt and sufficiency of which is hereby acknowledged by each of the Licensor and the Licensee) the parties covenant and agree with each other as follows:

1. The Licence will be dated for reference the 1st day of February, 2016; and

2. Clause 7(f) of the Licence shall be deleted in its entirety and replaced by the following:

- (f)
- (i) For the period February 1, 2016 to December 31, 2016 the Licensee is responsible, with the exception of the school and other government taxes portions of the property taxes, for all property taxes, taxes, rates, duties, assessments, permit fees, and other charges with respect to or arising from the Licence Area and the Licensee's use and occupation thereof; and
- (ii) For the period January 1, 2017 to January 31, 2019 and for any renewal period thereafter the Licensee is responsible for all property taxes, taxes, rates, duties, assessments, permit fees, and other charges with respect to or arising from the Licence Area and the Licensee's use and occupation thereof.
- 3. Except as otherwise provided in this Licence Modification Agreement, the provisions contained in the Licence shall continue to be in full force and effect and binding upon both the Licensor and the Licensee and their respective successors and assigns.

IN WITNESS THEREOF the parties hereto have hereunto set their hands and seals on the day and year first above written.

OFFICERS' SIGNATURES	EXECUTIO	ON DATE	PARTY SIGNATURE(S)
	Y M		Y OF SURREY ts authorized signatory:
		Nic	holas Rawcliffe, Manager, Realty Services
			WTON NOW DEVELOPMENT INC. ts authorized signatory:
			END OF DOCUMENT

Appendix "II"

Subject Properties





2016 FINANCIAL PLAN CITY GRANTS

Decription	Amount	Allocation to Date		Remaining	
Grants for Property Taxes					
Opening Balance				\$	5,000
Masonic Building Assoc. of North Surrey	2,200				
Newton Neighbourhood Community Dog Park - Proposed	9,800				
Transfer from unallocated one-time grants - Proposed	(7,000)				
Allocation for 2016		\$	5,000	\$	-
Grants for Dry Grads					
Opening Balance					4,500
Allocated via Corporate Report 2015-F028	1,500				
Allocation for 2016		\$	1,500		3,000
Grants for Special Events					
Opening Balance					5,000
Volunteer Cancer Drivers Society - Proposed	5,000				
Allocation for 2016		\$	5,000	\$	-
Grants for One-time					
Opening Balance					66,850
Allocated via Corporate Report 2015-F028	53,600				
HOPE Symposium	1,500				
Transfer to property taxes grants - Proposed	7,000				
Allocation for 2016		\$	62,100		4,750