

CITY OF CASTLEGAR

BYLAW 514

A bylaw to authorize the acquisition of land for highway purposes.

WHEREAS Section 529 of the Municipal Act provides that Council may acquire real property for municipal purposes;

AND WHEREAS Council may dispose of real property not required for municipal purposes and which is not reserved or dedicated;

AND WHEREAS Council deems it to be necessary and in the public interest to acquire a parcel of land at 6th Street and Columbia Avenue, and to install thereon certain equipment required to control traffic at that location;

NOW THEREFORE the Council of the City of Castlegar, in open meeting assembled, enacts as follows:

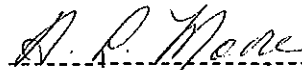
1. The Mayor and the City Clerk are authorized to execute on behalf of the City of Castlegar such documents as may be required to effect the transfer to the City of an estate in fee simple to that portion of Lot B (except part included in Plan 10772), District Lot 5637 and 4598, Kootenay District, Plan 9684, shown outlined in red on the sketch plan attached hereto as Schedule "A", free and clear of encumbrances except reservations and exceptions in the original grant from the Crown, and except for Restrictive Covenant L24707 and Right of Way L28704.
2. In exchange for the lands conveyed to the City under Section 1, the Mayor and the City Clerk are authorized to execute on behalf of the City of Castlegar such documents as may be required to transfer to Mitchell Supply Ltd. an estate in fee simple to that portion of Lot 1, District Lot 4598 and 5637, Kootenay District, Plan 10772, shown outlined in red on the sketch plan attached hereto as Schedule "B", free and clear of encumbrances except reservations and exceptions in the original grant from the Crown and Right of Way L28703.
3. The City shall pay all legal and subdivision costs as defined herein except for the monies to be paid by Mitchell Supply Ltd. as set out in Section 4.
4. Mitchell Supply Ltd. shall pay one-half of the legal and subdivision costs as defined herein to a maximum payment by Mitchell Supply Ltd. of \$1,000.00.
5. For the purposes of this bylaw the words "legal and subdivision costs" shall include the fees payable to a surveyor for preparing plans of subdivision of the parcels of land described in Sections 1 and 2, all fees and disbursements payable for registration of the said plans of subdivision, and all fees and disbursements payable for preparation and registration of Transfers of Estate in Fee Simple of the said parcels, including payment of the Property Purchase Tax.

INTRODUCED AND READ A FIRST TIME this 22nd day of November, 1988.

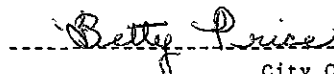
READ A SECOND TIME this 22nd day of November, 1988.

PASSED, SUBJECT TO RECONSIDERATION this 22nd day of November, 1988.

FINALLY ADOPTED, signed by the Mayor and City Clerk and sealed with the corporate seal this 13th day of December, 1988.

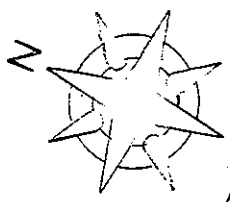


Mayor



City Clerk

PLAN



C

6TH ST.

PLAN

1

A
PLAN
4995

Parcel A
Reference Plan

Columbia Ave

O.I.P.

66.0

I.P.

I.P.

20.0

50.0

50.0

19.20

I.P.

I.P.

50.0

50.0

50.0

50.0

50.0

50.0

50.0

50.0

50.0

50.0

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50.0

50.0

50.0

50.0

50.0

50.0

50.0

50.0

50.0

O.I.P.

S. 68°

5.2'

47'

S. 69°

P.C.

S. 68°

S. 69°

S. 68°

S. 69°

S. 68°

S. 69°

S. 68°

S. 69°

1203.11

APPROX. 385 FT FROM PROPERTY CORNER

50 Ac.

50.0 FT

50.0 FT

2500 SF

50.0 FT

50.0 FT

S 68° 52' 00" W

S 68° 52' 00" W

00"

1391.49

LOT 5637

C. of T. 139365 I

Plan 1218)

DD 24393 I

50'

Schedule "A"
To City of Castlegar
Bylaw 514

Scale: 1 inch = 50 feet.

Schedule "B"
To City of Castlegar
Bylaw 514

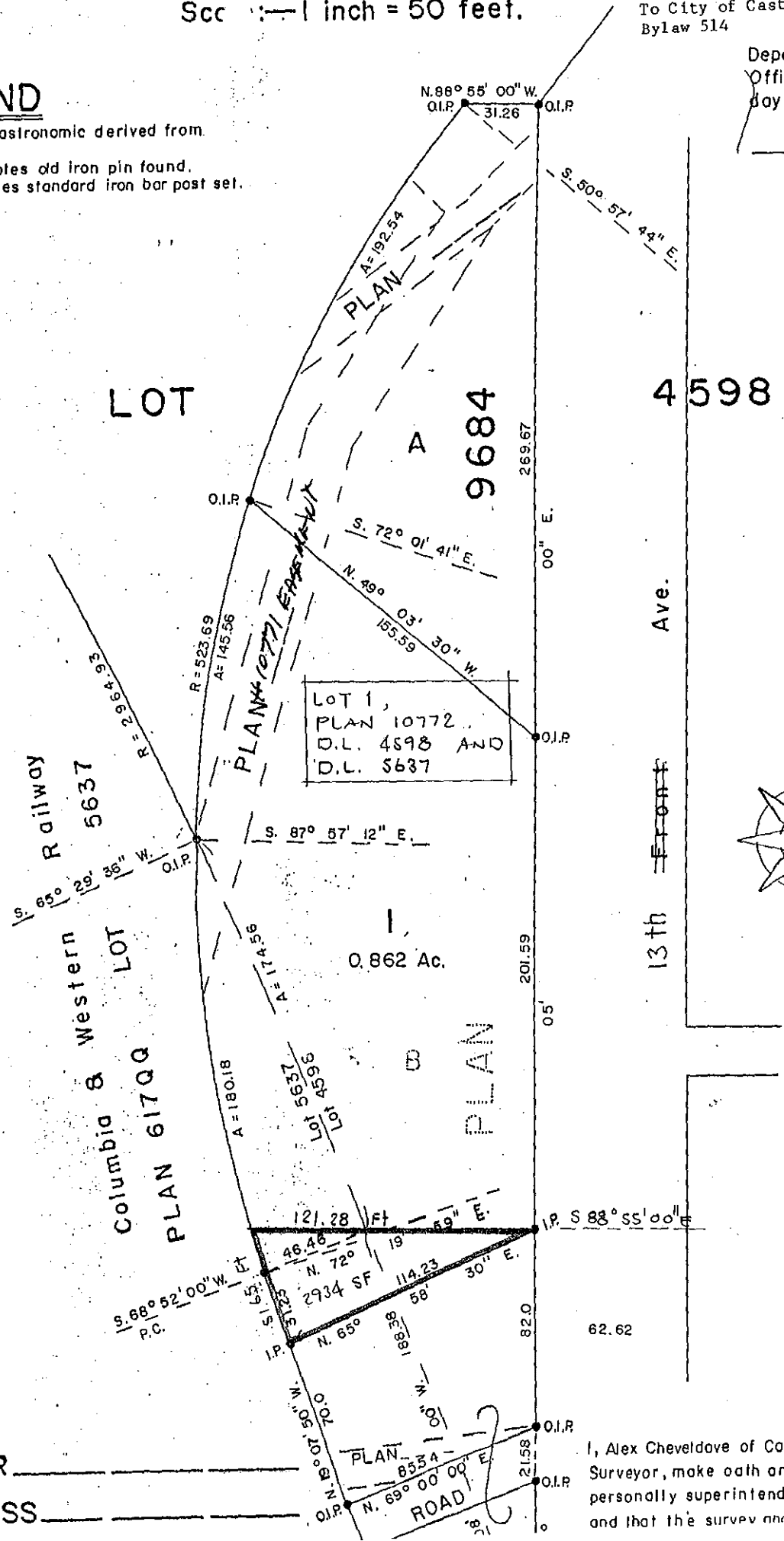
Deposited in the
Office at Nelso
day of _____

Reg

LEGEND

bearings are astronomic derived from
 n 9684.
 O.I.P. Denotes old iron pin found.
 I.P. Denotes standard iron bar post set.

ER _____
LESS _____



I, Alex Cheveldave of Castlegar, British
Surveyor, make oath and say that I was
personally superintend the survey repres
and that the survey and plan are correct