

RESOLUTION

MOVED BY Councillor _____

SECONDED BY Councillor _____

THAT WHEREAS:

1. The City of Vancouver is the owner of all the streets and lanes lying within the limits of the City of Vancouver;
2. Portions of the building to be constructed, pursuant to Development Permit Application DE408652, on Lot A, Block 30, District Lot 185, Group 1, New Westminster District, Plan BCP_____ are proposed to encroach onto the southerly side Pender Street, easterly of Jervis Street;
3. The portion of Pender Street proposed to be encroached upon, abutting the said Lot A, was dedicated by the deposit of Plan BCP _____;
4. The owner of the said Lands has made application to acquire a volumetric easement over the portion of Pender Street for construction of the underground parkade associated with their lands;
5. To enable Council to grant the volumetric easement, it is, firstly; necessary to raise a title to the portion of street encroached upon, and secondly; it necessary for Council to close and stop-up the volumetric portions of Pender Street, east of Jervis Street encroached upon.

THEREFORE BE IT RESOLVED THAT the Director of Legal Services be authorized to make application on behalf of the City of Vancouver, to raise title in the name of the City of Vancouver to that portion of road dedicated by the deposit of Plan BCP _____ and included within the bold outline on a Reference Plan of survey attested to by Patrick Korabek, B.C.L.S., representing a survey completed on the 23rd day of November, 2005, marginally numbered "Drawing: 2" a reduced copy of which is attached hereto; and

BE IT FURTHER RESOLVED THAT all that volumetric portion of Pender Street, included within the heavy outlines and illustrated isometrically on an Reference Plan of Volumetric Easement Plan, attested to by Patrick Korabek, B.C.L.S., representing a survey completed on the 23rd day of November, 2005, marginally numbered "Drawing:4" a reduced copy of which is attached hereto; be closed, stopped-up and that an easement be granted to the owner of abutting Lot A, Block 30, District Lot 185, Group 1, New Westminster District, Plan BCP_____ to contain the portion of the building to be constructed which will encroach onto Pender Street. The said easement to be to the satisfaction of the Director of Legal Services.

(Closing of a volumetric portion of the southerly side of Pender Street, easterly of Jervis Street adjacent to 1277 Melville Street as approved by Council January 17, 2006).

* * * * *

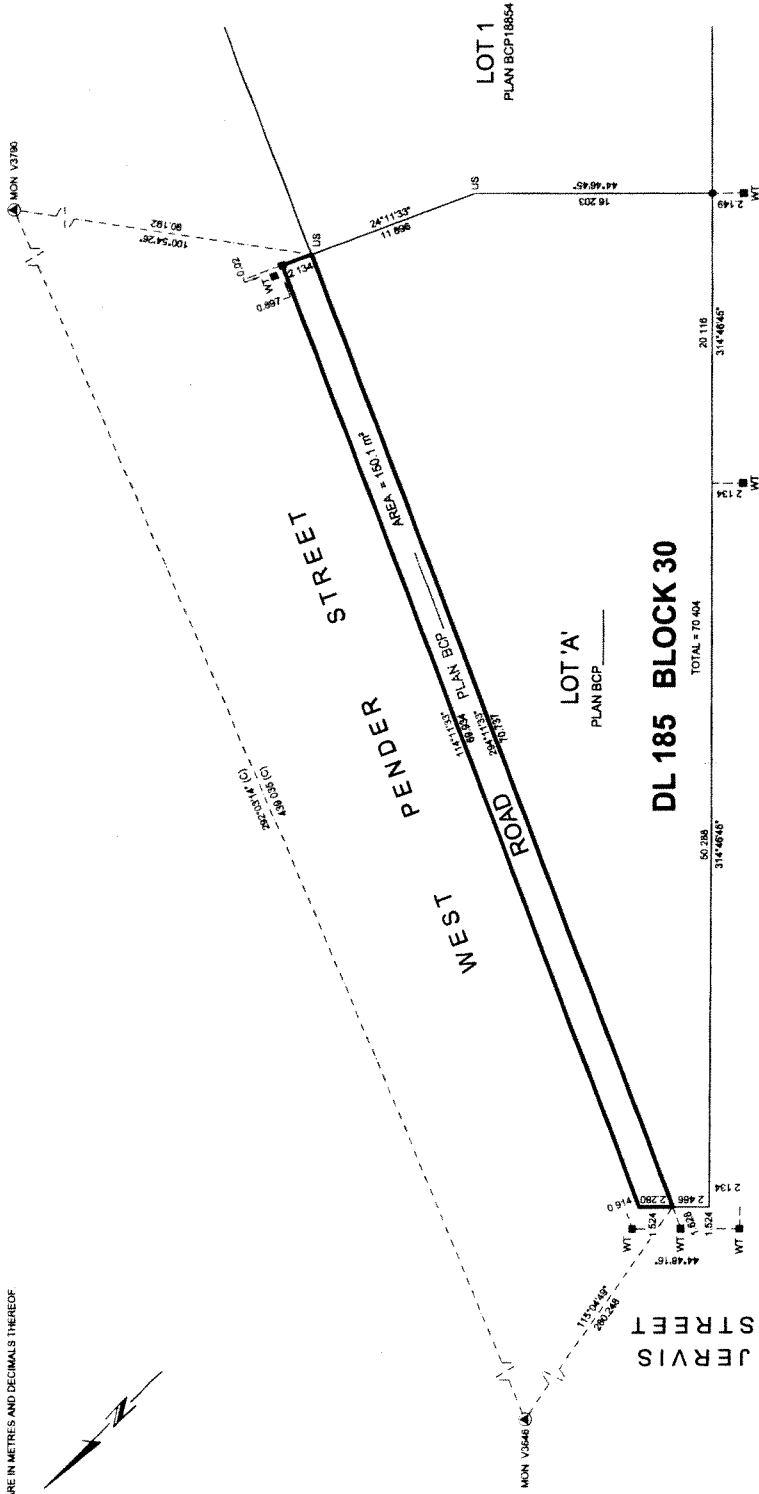
REFERENCE PLAN TO ACCOMPANY AN APPLICATION FOR THE REGISTRATION OF TITLE IN THE NAME OF THE CITY OF VANCOUVER TO THAT PORTION OF ROAD DEDICATED BY THE DEPOSIT OF PLAN BCP _____, BLOCK 30, DISTRICT LOT 185, GROUP ONE, NEW WESTMINSTER DISTRICT.

INTEGRATED SURVEY AREA No. 31, NAD 83 (C.S.R.S.) 2005
CITY OF VANCOUVER
B.C.G.S. 92G-025

SCALE 1:250



ALL DISTANCES ARE IN METRES AND DECIMALS THEREOF



LEGEND

GRID BEARINGS ARE DERIVED FROM OBSERVATIONS BETWEEN CONTROL MONUMENT V3646 AND V3790. INTEGRATED SURVEY AREA 81, MODEL (C.S.R.S.) 2005, CITY OF VANCOUVER.

- - DENOTES STANDARD IRON POST FOUND
- - DENOTES LEAD PILE FOUND
- ▲ - DENOTES CONTROL MONUMENT
- WT - DENOTES WITNESS
- US - DENOTES UNSUITABLE TO POST
- m² - DENOTES SQUARE METRES

THIS PLAN SHOWS GROUND LEVEL MEASURED DISTANCES PRIOR TO COMPUTATION OF U.T.M. COORDINATES, MULTIPLY BY A COMBINED SCALE FACTOR OF 0.9996013

BENNETT & ASSOCIATES

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TEL: 604-480-4888
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JOB DIRECTORY: N29208 (S134, FLATIRON)
PROJECT: 13104 (LEGAL PLAN/ADJ.)
DRAWING FILE: S13104-2.DWG FB302 P46-107 (P.K.)
DRAWING 2

PLAN BCP _____

DEPOSITED AND REGISTERED IN THE LAND TITLE OFFICE AT NEW WESTMINSTER, B.C.

THIS _____ DAY OF _____, 2005

REGISTRAR

OWNER:
THE CITY OF VANCOUVER

AUTHORIZED SIGNATORY
(PRINT AND SIGN NAME)

AUTHORIZED SIGNATORY
(PRINT AND SIGN NAME)

WITNESS AS TO BOTH SIGNATURES
(PRINT AND SIGN NAME)

OCCUPATION OF WITNESS

ADDRESS OF WITNESS

I, PATRICK KORABEK, A BRITISH COLUMBIA LAND SURVEYOR OF NORTH VANCOUVER, IN BRITISH COLUMBIA, CERTIFY THAT I WAS PRESENT AT AND PERSONALLY SUPERINTENDED THE SURVEY HEREIN SHOWN, THAT THE BEARINGS AND DISTANCES SHOWN ON THIS PLAN AND THE SURVEY AND PLAN ARE CORRECT. THE SURVEY WAS COMPLETED

ON THE 23RD DAY OF NOVEMBER, 2005
THE PLAN WAS COMPLETED AND CHECKED, AND THE CHECKLIST FILED UNDER # ECP-40943.

ON THE 23RD DAY OF NOVEMBER, 2005

THIS PLAN LIES WITHIN THE GREATER VANCOUVER REGIONAL DISTRICT

B.C.L.S.

