

A.1

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 constructed on Lot 9 Block 76 District Lot 541 Plan 3469 encroach onto the easterly side of Homer Street northerly of Davie Street;
3. The portion of Homer Street encroached upon, abutting said Lot 9, was dedicated by the deposit of Plan 210;
4. To provide for the registration of an easement to contain the said encroachments onto Homer Street, as required by Section 244 of the Strata Property Act, it is necessary to raise title to the portion of Homer Street that is encroached upon;
5. Portions of the building constructed on said Lot 9 encroach onto the westerly side of Hamilton Street northerly of Davie Street;
6. A title already exists for the portion of Hamilton Street upon which the building encroaches;
7. As required by Section 244 of the Strata Property Act it is necessary to register an easement to contain the said encroachments onto Hamilton Street on the title to that portion of Hamilton Street encroached upon, more particularly described as Lot K, Except: (A) Part in Plan 4544, (B) Portions Coloured Yellow on Plan 4959, (C) Part in Explanatory Plan 17265, Block 76 District Lot 541 Plan 3469, established as road by document filed BJ374292 in 1995;
8. To enable Council to grant the required easements to contain the said encroachments it is necessary for Council to close and stop-up the volumetric portions of Homer Street and Hamilton Street that are 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 210 and included within the heavy bold outline on a Reference Plan attested to by J. Neil Bennett, B.C.L.S. completed on the 25th day of June, 2007, marginally numbered DRAWING FILE: Ex12120-2.DWG FB491 (THMB\SL), a reduced copy of which is attached hereto as Appendix "A"; and

BE IT FURTHER RESOLVED THAT all that volumetric portion of Homer Street included within heavy bold outline and illustrated isometrically on a plan of survey certified correct by J. Neil Bennett, B.C.L.S. completed on the 25th day of June, 2007, marginally numbered DRAWING FILE: Ex12120.dwg FB491 (TH\MB\SL), a reduced copy of which is attached hereto as Appendix "B", be closed, stopped-up and that an easement be granted to the owner of abutting Lot 9 Block 76 District Lot 541 Plan 3469 to contain the portions of the existing building which encroach onto Homer Street; and,

BE IT FURTHER RESOLVED THAT all that volumetric portion of Hamilton Street included within heavy bold outline and illustrated isometrically on a plan of survey certified correct by J. Neil Bennett, B.C.L.S. completed on the 25th day of June, 2007, marginally numbered DRAWING FILE: Ex12120-2.dwg FB491 (TH\MB\SL), a reduced copy of which is attached hereto as Appendix "C", be closed, stopped-up and that an easement be granted to the owner of said abutting Lot 9 to contain the portions of the existing building which encroach onto Hamilton Street; the said easements to be to the satisfaction of the Director of Legal Services.

(Closing portions of Homer Street and Hamilton Street adjacent to 1180 Homer Street as per Council authority July 10, 2007)

* * * * *

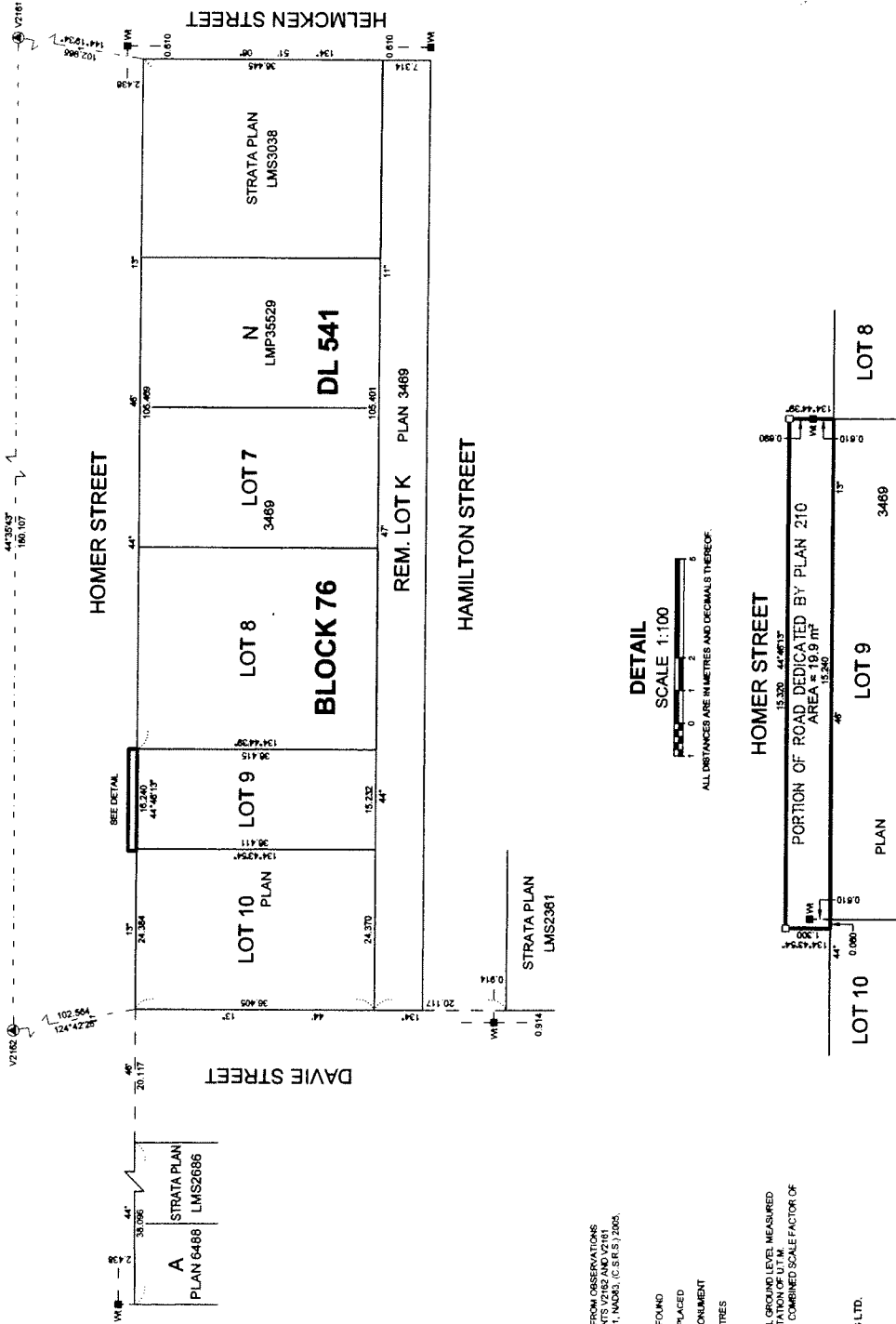
REFERENCE PLAN TO ACCOMPANY AN APPLICATION FOR THE REGISTRATION OF TITLE IN THE NAME OF THE CITY OF VANCOUVER TO THAT PORTION OF ROAD DEDICATED BY THE DEPOSIT OF PLAN 210, ADJACENT TO LOT 9, BLOCK 76, DISTRICT LOT 541, PLAN 3469

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

SCALE 1:500



ALL DISTANCES ARE IN METRES AND DECIMALS THEREOF.

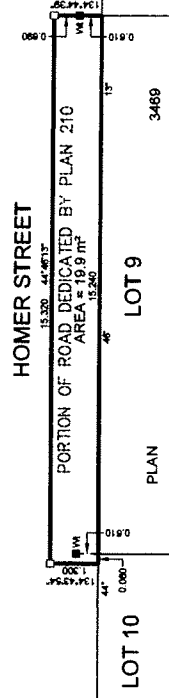


DETAIL

SCALE 1:100



ALL DISTANCES ARE IN METRES AND DECIMALS THEREOF.



PLAN BCP
 DEPOSITED IN THE LAND TITLE OFFICE AT NEW WESTMINSTER, B.C.
 THIS _____ DAY OF _____ 2007
 REGISTRAR

OWNER:
 CITY OF VANCOUVER

AUTHORIZED SIGNATORY
 (PRINT AND SIGN NAME)

WITNESS AS TO BOTH SIGNATURES
 (PRINT AND SIGN NAME)

OCCUPATION OF WITNESS

ADDRESS OF WITNESS

I, NEIL BENNETT, A BRITISH COLUMBIA LAND SURVEYOR OF NORTH VANCOUVER, IN BRITISH COLUMBIA, CERTIFY THAT I WAS PRESENT AT AND PERSONALLY SUPERINTENDED THE SURVEY HEREIN SHOWN AND THAT THE SURVEY AND PLAN ARE CORRECT. THE FIELD SURVEY WAS COMPLETED

ON THE _____ DAY OF _____ 2007
 THE PLAN WAS COMPLETED AND CHECKED, AND THE CHECKLIST FILED UNDER # ECP-25882

ON THE _____ DAY OF _____ 2007
 [Signature]

THIS PLAN LIES WITHIN THE GREATER VANCOUVER REGIONAL DISTRICT

LEGEND
 GRID BEARINGS ARE DERIVED FROM OBSERVATIONS BETWEEN CONTROL MONUMENTS V2182 AND V2191. INTEGRATED SURVEY AREA #31, NAD83, (C.S.R.S.) 2005, CITY OF VANCOUVER.

- - DENOTES LEAD PLUG FOUND
- - DENOTES LEAD PLUG PLACED
- ⊙ - DENOTES CONTROL MONUMENT
- m² - DENOTES SQUARE METRES
- WA - DENOTES WITNESS

THIS PLAN SHOWS HORIZONTAL GROUND LEVEL MEASURED DISTANCES PRIOR TO COMPUTATION OF U.T.M. COORDINATES, MULTIPLIED BY A COMBINED SCALE FACTOR OF 0.9999011.

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 FX: 604-980-5356
 www.bennettlandsurvey.com

JOB DIRECTORY: W4200701210, 1180 & 1180 Howe
 PROJECT: 112120 - Legal Plans/Shop
 DRAWING FILE: 5112120-2.DWG FR491 (THMBS/L)

B.C.L.S.

EXPLANATORY PLAN OF VOLUMETRIC EASEMENT OVER A PORTION OF ROAD INCLUDED IN REFERENCE PLAN BCP _____, DEDICATED BY THE DEPOSIT OF PLAN 210, ADJACENT TO LOT 9, BLOCK 76, DISTRICT LOT 541, PLAN 3469

PLAN BCP _____

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

PURSUANT TO SECTION 99(1)(e) OF THE LAND TITLE ACT.
 INTEGRATED SURVEY AREA No. 31, NAD 83 (C.S.R.S.) 2005
 CITY OF VANCOUVER
 B.C.G.S. 92G. 025

THIS _____ DAY OF _____, 2007.

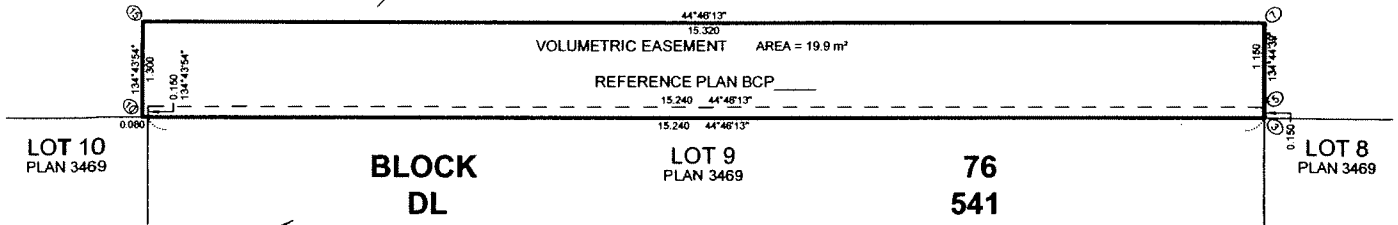
REGISTRAR

PLAN VIEW

SCALE 1:50

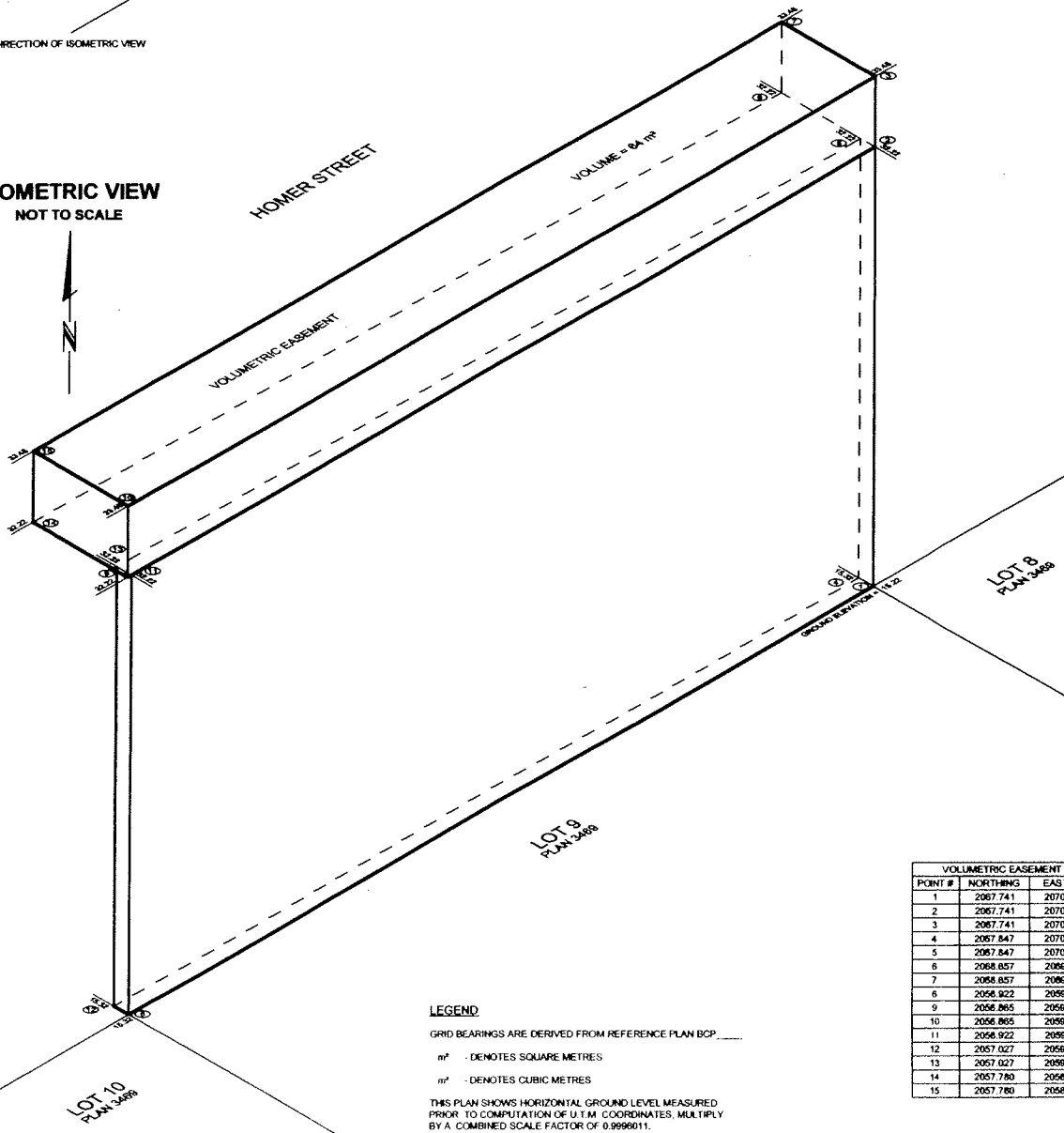
ALL DISTANCES ARE IN METRES AND DECIMALS THEREOF.

HOMER STREET



DIRECTION OF ISOMETRIC VIEW

**ISOMETRIC VIEW
NOT TO SCALE**



VOLUMETRIC EASEMENT COORDINATES			
POINT #	NORTHING	EASTING	ELEVATION
1	2067.741	2070.634	15.32
2	2067.741	2070.634	32.22
3	2067.741	2070.634	33.48
4	2067.847	2070.528	15.32
5	2067.847	2070.528	32.22
6	2068.057	2069.711	32.22
7	2068.057	2069.711	33.48
8	2056.922	2059.901	15.32
9	2056.965	2059.845	32.22
10	2056.965	2059.845	33.48
11	2056.922	2059.901	32.22
12	2057.027	2059.795	15.32
13	2057.027	2059.795	32.22
14	2057.780	2056.922	32.22
15	2057.780	2056.922	33.48

LEGEND

GRID BEARINGS ARE DERIVED FROM REFERENCE PLAN BCP _____

m² - DENOTES SQUARE METRES

m³ - DENOTES CUBIC METRES

THIS PLAN SHOWS HORIZONTAL GROUND LEVEL MEASURED PRIOR TO COMPUTATION OF U.T.M. COORDINATES, MULTIPLY BY A COMBINED SCALE FACTOR OF 0.99996011.

ELEVATIONS ARE GEODETIC AND ARE DERIVED FROM CONTROL MONUMENT No. V-2162 (PUBLISHED ELEVATION = 17.249 m) INTEGRATED SURVEY AREA #31, NAD83, (C.S.R.S.) 2005, CITY OF VANCOUVER.

THIS PLAN WAS COMPLETED AND CHECKED, AND THE CHECKLIST FILED UNDER # ECP. 66610

ON THE 25th DAY OF JUNE, 2007

AND IS CERTIFIED CORRECT IN ACCORDANCE WITH LAND TITLE OFFICE RECORDS

[Signature]

B.C.L.S.

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JOB DIRECTORY: W\2007\12120 - 1180 & 1190 Homer
 PROJECT: 12120 - Legal Plans\dwg
 DRAWING FILE: Ex12120.DWG FB491 (THM\BLSL)

THIS PLAN LIES WITHIN THE GREATER VANCOUVER REGIONAL DISTRICT

EXPLANATORY PLAN OF VOLUMETRIC EASEMENT OVER A PORTION OF LOT K, EXCEPT (A) PART IN PLAN 4544; (B) PORTIONS COLOURED YELLOW ON PLAN 4959; AND (C) PART IN EXPLANATORY PLAN 17265; ALL OF BLOCK 76, DISTRICT LOT 541, PLAN 3469.

PLAN BCP _____

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

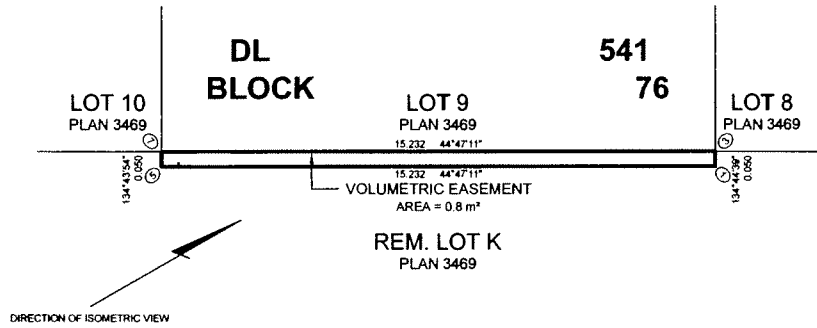
THIS _____ DAY OF _____, 2007.

REGISTRAR

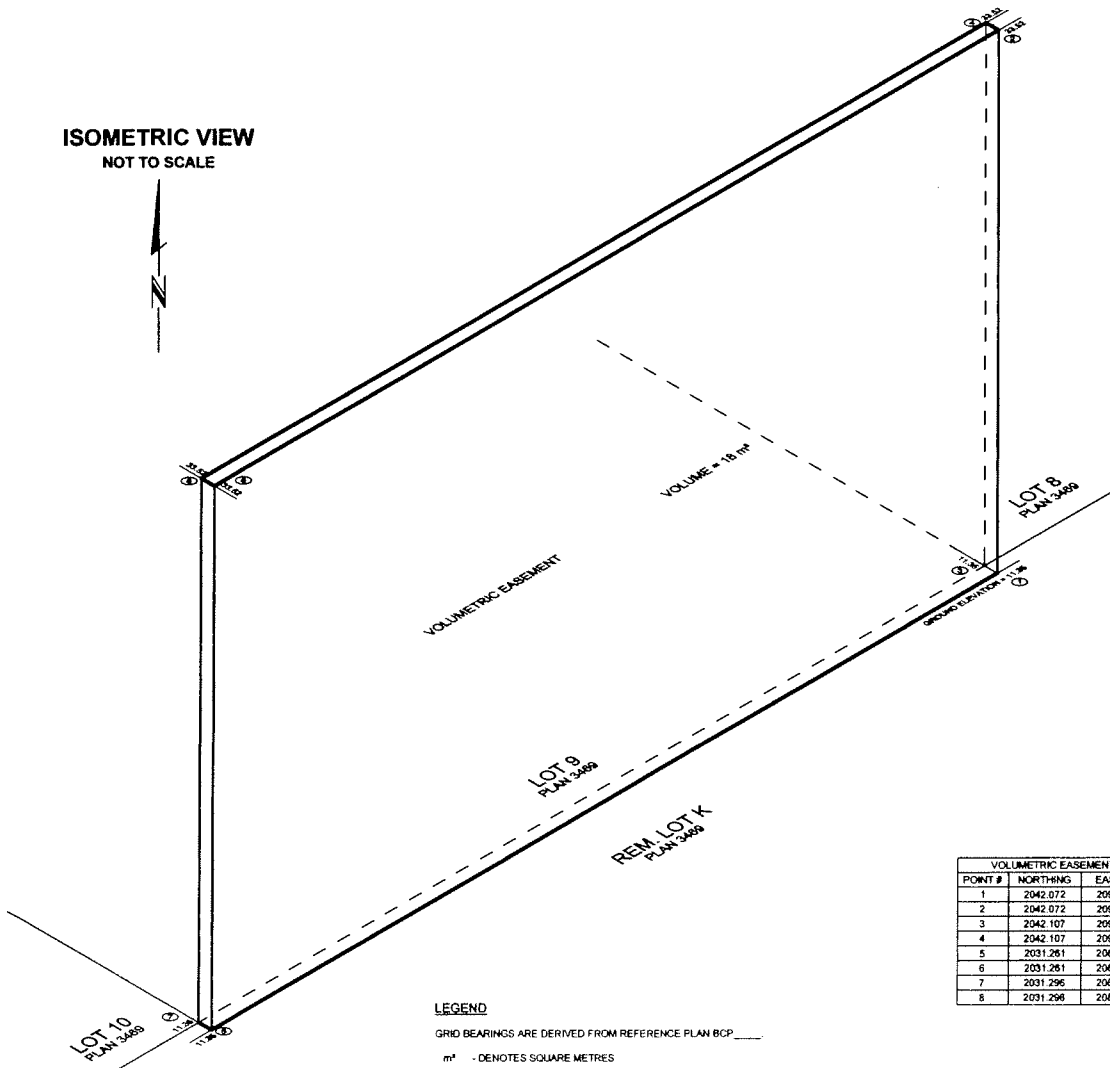
PURSUANT TO SECTION 99(1)(e) OF THE LAND TITLE ACT.
 INTEGRATED SURVEY AREA No. 31, NAD 83 (C.S.R.S.) 2005
 CITY OF VANCOUVER
 B.C.G.S. 92G, 025

PLAN VIEW

SCALE 1:100



ISOMETRIC VIEW
NOT TO SCALE



VOLUMETRIC EASEMENT COORDINATES			
POINT #	NORTHING	EASTING	ELEVATION
1	2042.072	2096.534	11.35
2	2042.072	2096.534	33.52
3	2042.107	2096.498	11.35
4	2042.107	2096.498	33.52
5	2031.261	2085.803	11.35
6	2031.261	2085.803	33.52
7	2031.296	2085.768	11.35
8	2031.296	2085.768	33.52

LEGEND

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 m² - DENOTES SQUARE METRES
 m³ - DENOTES CUBIC METRES

THIS PLAN SHOWS HORIZONTAL GROUND LEVEL MEASURED PRIOR TO COMPUTATION OF U.T.M. COORDINATES, MULTIPLY BY A COMBINED SCALE FACTOR OF 0.99995011.

ELEVATIONS ARE GEODETIC AND ARE DERIVED FROM CONTROL MONUMENT NO. V-2162 (PUBLISHED ELEVATION = 17' 249 mm)
 INTEGRATED SURVEY AREA #31, NAD83, (C.S.R.S.) 2005,
 CITY OF VANCOUVER

THIS PLAN WAS COMPLETED AND CHECKED, AND THE CHECKLIST FILED UNDER # ECP- 69505

ON THE 25th DAY OF JUNE, 2007.

AND IS CERTIFIED CORRECT IN ACCORDANCE WITH LAND TITLE OFFICE RECORDS

[Signature]
B.C.L.S.

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 www.bennettsurveyors.com

JOB DIRECTORY WY200712120 - 1180 & 1190 Homer
 PROJECT: V1210 - Legal Plans/Regs
 DRAWING FILE: Ex12120-2.DWG FB491 (THMBSL)

THIS PLAN LIES WITHIN THE GREATER VANCOUVER REGIONAL DISTRICT