

## RESOLUTION

1. Proposed Closure of Portions of Kingsway and Commercial Street Adjacent to 4338 Commercial Street

MOVER: Councillor \_\_\_\_\_

SECONDER: Councillor \_\_\_\_\_

THAT WHEREAS:

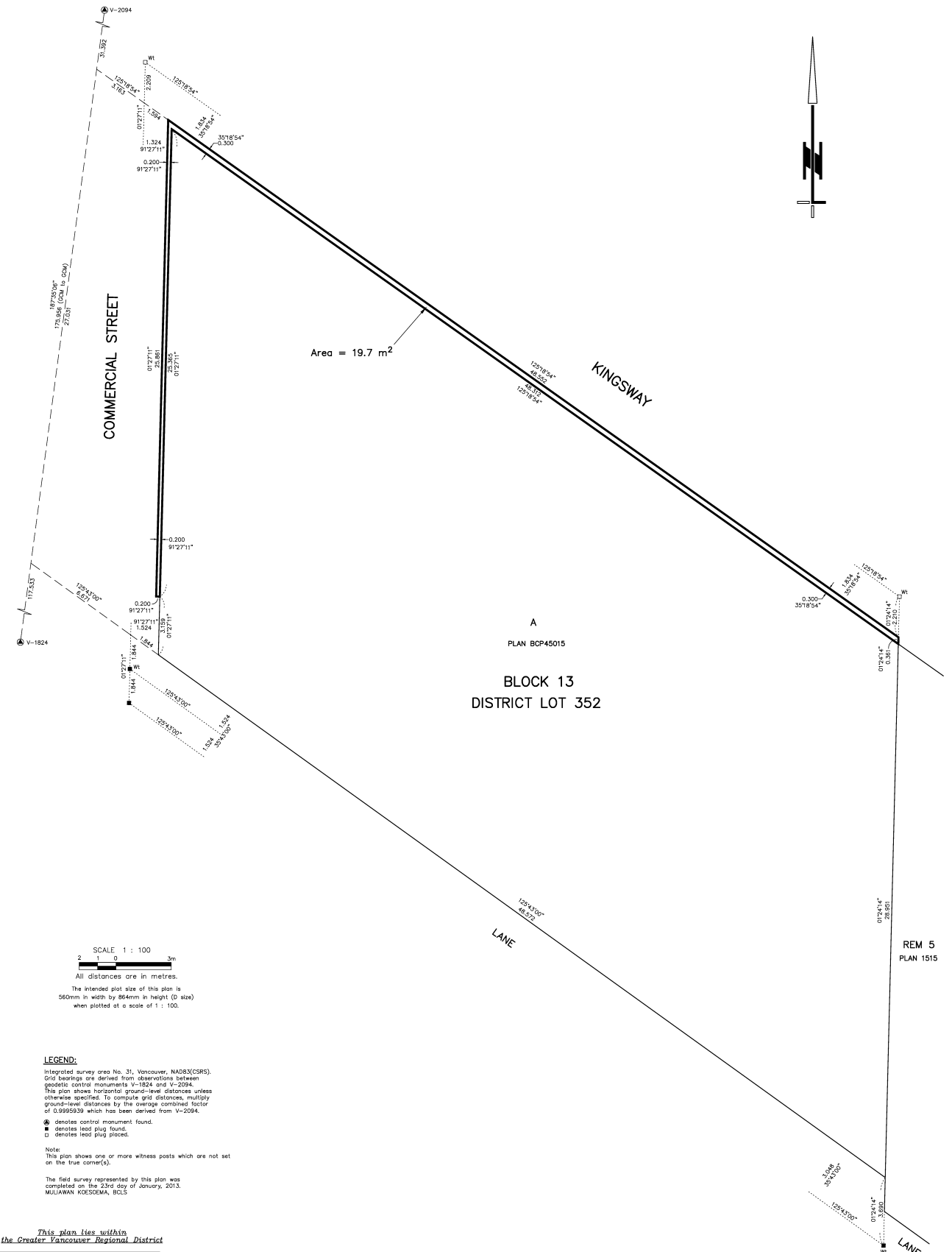
1. The City of Vancouver is the owner of all the streets and lanes lying within the limits of the City of Vancouver;
2. Portions of the building constructed on Lot A Block 13 District Lot 352 Group 1 New Westminster District Plan BCP45015 encroach onto Kingsway and Commercial Street;
3. The portions of Kingsway and Commercial Street which are encroached upon, abutting said Lot A, were dedicated by the deposit of Reference Plan 2394 and Plan 1515, respectively;
4. To provide for the registration of an easement to contain the said encroachments onto Kingsway and Commercial Street, as required by Section 244 of the Strata Property Act, it is necessary to raise title to the portions of Kingsway and Commercial Street that are encroached upon;
5. To enable Council to grant the required easement to contain the said encroachments it is necessary for Council to close and stop-up the volumetric portions of Kingsway and Commercial 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 those portions of road dedicated by the deposit of Plan 1515 and Reference Plan 2394 and included within the heavy bold outline on the Reference Plan, Plan EPP27607, completed and checked by Muliawan Koesoema, B.C.L.S., on the 23<sup>rd</sup> day of January, 2013, and numbered File: VCO-4338REF, a reduced copy of which is attached hereto as Appendix "A"; and

BE IT FURTHER RESOLVED THAT all those volumetric portions of Kingsway and Commercial Street included within heavy bold outline and illustrated isometrically on the Explanatory Plan, Plan EPP27608, completed and checked by Muliawan Koesoema, B.C.L.S., on the 23<sup>rd</sup> day of January, 2013, and numbered File: VCO-4338EXP, 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 A Block 13 District Lot 352 Group 1 New Westminster District Plan BCP45015 to contain the portions of the existing building which encroach onto Kingsway and Commercial Street; the said easement to be to the satisfaction of the Director of Legal Services.

REFERENCE PLAN TO ACCOMPANY AN APPLICATION FOR THE REGISTRATION OF TITLE IN THE NAME OF THE CITY OF VANCOUVER TO THOSE PORTIONS OF ROAD DEDICATED BY THE DEPOSIT OF PLAN 1515 AND REFERENCE PLAN 2394 ADJACENT TO LOT A, BLOCK 13, DISTRICT LOT 352, GROUP 1 NEW WESTMINSTER DISTRICT, PLAN BCP45015

BCGS 92G.025



Area = 19.7 m<sup>2</sup>

A  
PLAN BCP45015  
BLOCK 13  
DISTRICT LOT 352

SCALE 1 : 100  
0 2 5m  
All distances are in metres.  
The intended plot size of this plan is 360mm in width by 864mm in height (D size) when plotted at a scale of 1 : 100.

**LEGEND:**  
Integrated survey area No. 31, Vancouver, NAD83(CSRS).  
Grid bearings are derived from observations between geodetic control monuments V-1824 and V-2094.  
This plan shows horizontal ground-level distances unless otherwise specified. To compute grid distances, multiply ground-level distances by the overage combined factor of 0.9999929 which has been derived from V-2094.  
⊙ denotes control monument found.  
■ denotes lead plug found.  
□ denotes lead plug placed.  
Note:  
This plan shows one or more witness posts which are not set on the true corner(s).  
The field survey represented by this plan was completed on the 23rd day of January, 2013.  
MULLAWAN KOESODMA, BCLS

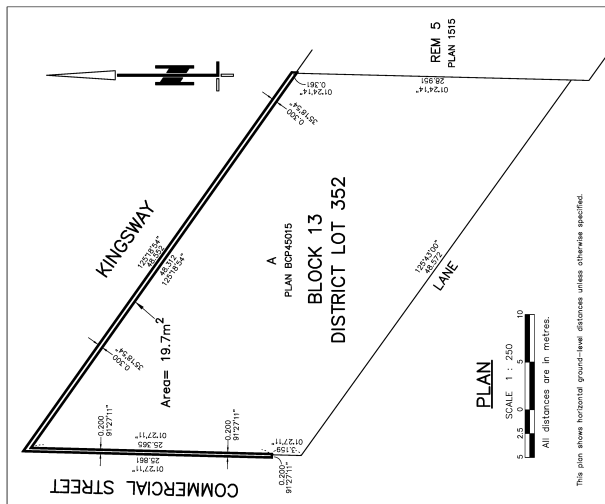
This plan lies within the Greater Vancouver Regional District

**LOUIS NGAN LAND SURVEYING**  
4938 VICTORIA DRIVE  
VANCOUVER, B.C., V5P 3T6  
(604) 327-1635  
FILE: VCO-4338REF

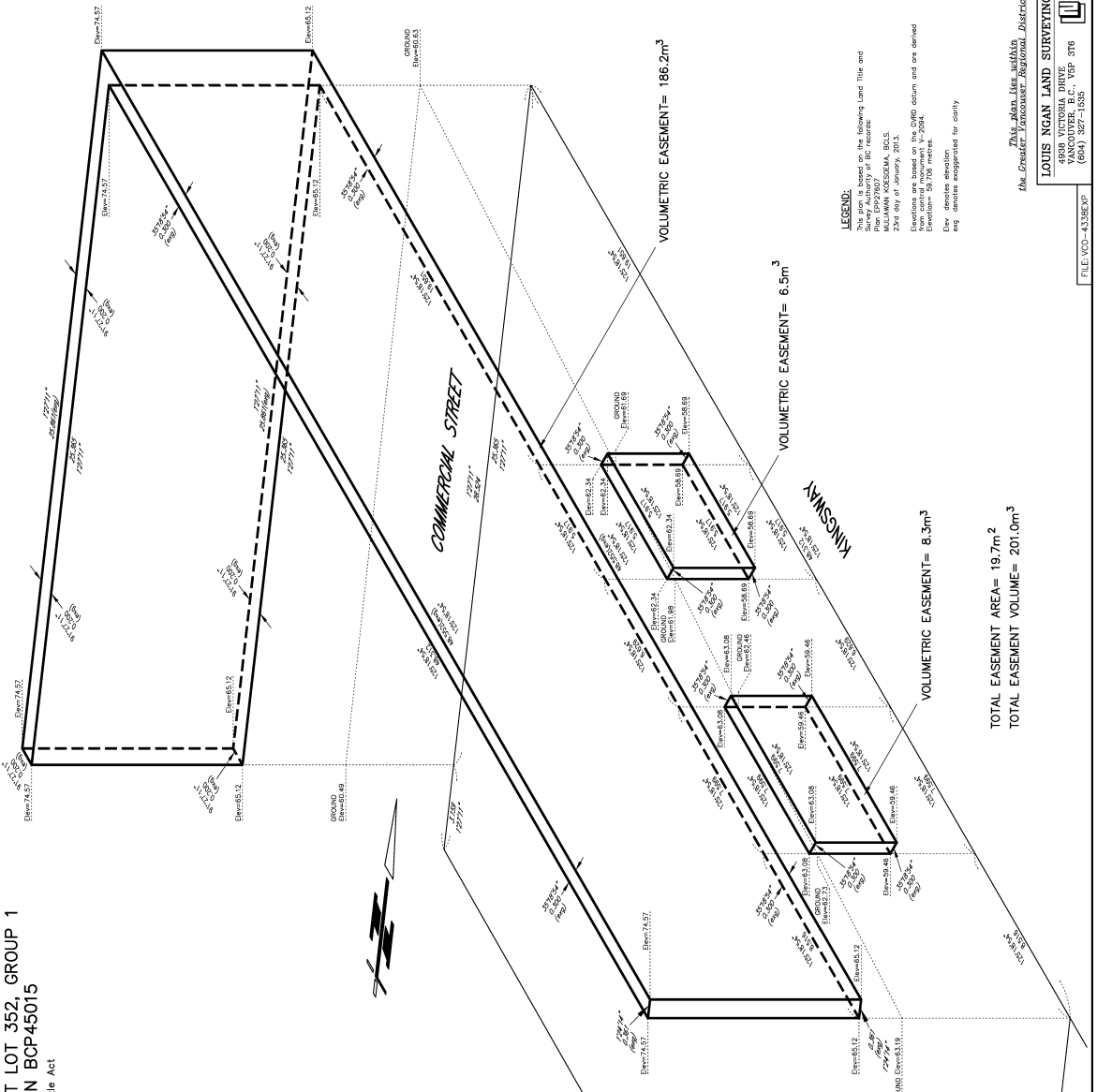
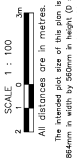
PLAN EPP27608

**EXPLANATORY PLAN OF VOLUMETRIC EASEMENT  
OVER PORTION OF ROAD INCLUDED IN PLAN EPP27607  
DEDICATED BY PLAN 1515 AND REFERENCE PLAN 2394  
ADJACENT TO LOT A, BLOCK 13, DISTRICT LOT 352, GROUP 1  
NEW WESTMINSTER DISTRICT, PLAN BCP45015**

Pursuant to Section 99(1)(c), Land Title Act  
BCGS 926.025



ISOMETRIC



**LEGEND:**

This plan is based on the following Land Title and BC Assessment Authority of BC records:  
MULHWIN WOODS/DA BLS.  
23rd day of January, 2013.  
The volume of the easement is based on the datum and one derived from the datum of the ground surface.  
Elevation = 89.788 metres.  
Any errors are proportional to clarity.

TOTAL EASEMENT AREA= 19.7m<sup>2</sup>  
TOTAL EASEMENT VOLUME= 201.0m<sup>3</sup>

This plan was submitted to the Greater Vancouver Regional District  
**LOUIS NGAN LAND SURVEYING**  
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(604) 387-1585

FILE:VCO-4338E.P