

EXPROPRIATION OF LAND  
RESOLUTION OF VANCOUVER CITY COUNCIL

A.4

4. Expropriation of a Portion of Property for the Powell Street Grade Separation Project

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

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

WHEREAS

A. The City of Vancouver requires a portion of:

Parcel Identifier No. 002-457-083  
Lot 3, Except Part Included in Plan 14071, Block M, District Lot 182, Plan 13917;

shown heavily outlined on Plan EPP29002 prepared by Fred Wong, B.C.L.S. completed on March 7, 2013, a reduced print of which is attached as a Schedule to this resolution (the "Site")

for the altering of a linear development, namely, the Powell Street Grade Separation Project;

- B. In the exercise of its powers of acquiring real property for this purpose, the City has failed to come to an agreement with the owners of the Site;
- C. The *Vancouver Charter* provides that if, in the exercise of any of its powers of acquiring real property, the City fails to come to an agreement with its owner as to the terms of acquisition, the City may, by by-law or resolution of its Council, expropriate such real property;
- D. The *Expropriation Act*, R.S.B.C. 1996, C. 125, provides that an "expropriating authority" means a person empowered under an enactment to expropriate land;
- E. On April 23, 2013, Vancouver City Council passed a resolution authorizing the City as expropriating authority to commence expropriation proceedings under the *Expropriation Act* to acquire the Site; and
- F. Under the *Expropriation Act*, the "approving authority" for an expropriation under the *Vancouver Charter* is the Vancouver City Council, unless the Lieutenant Governor in Council has designated the Minister of Municipal Affairs as the approving authority for the purpose of expropriations under the *Vancouver Charter* or any particular expropriation under the *Vancouver Charter* which designation has not been made.

BE IT RESOLVED THAT the Vancouver City Council, as the approving authority under the *Expropriation Act*:

1. approve the expropriation of the Site, and
2. authorize the Director of Legal Services to execute on behalf of Vancouver City Council and deliver to the owners a Certificate of Approval of Expropriation evidencing such approval.

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REFERENCE PLAN OF A PORTION OF LOT 3,  
EXCEPT PART INCLUDED IN PLAN 14071,  
BLOCK M, DISTRICT LOT 182, PLAN 13917,  
GROUP ONE, NEW WESTMINSTER DISTRICT.

PLAN EPP29002

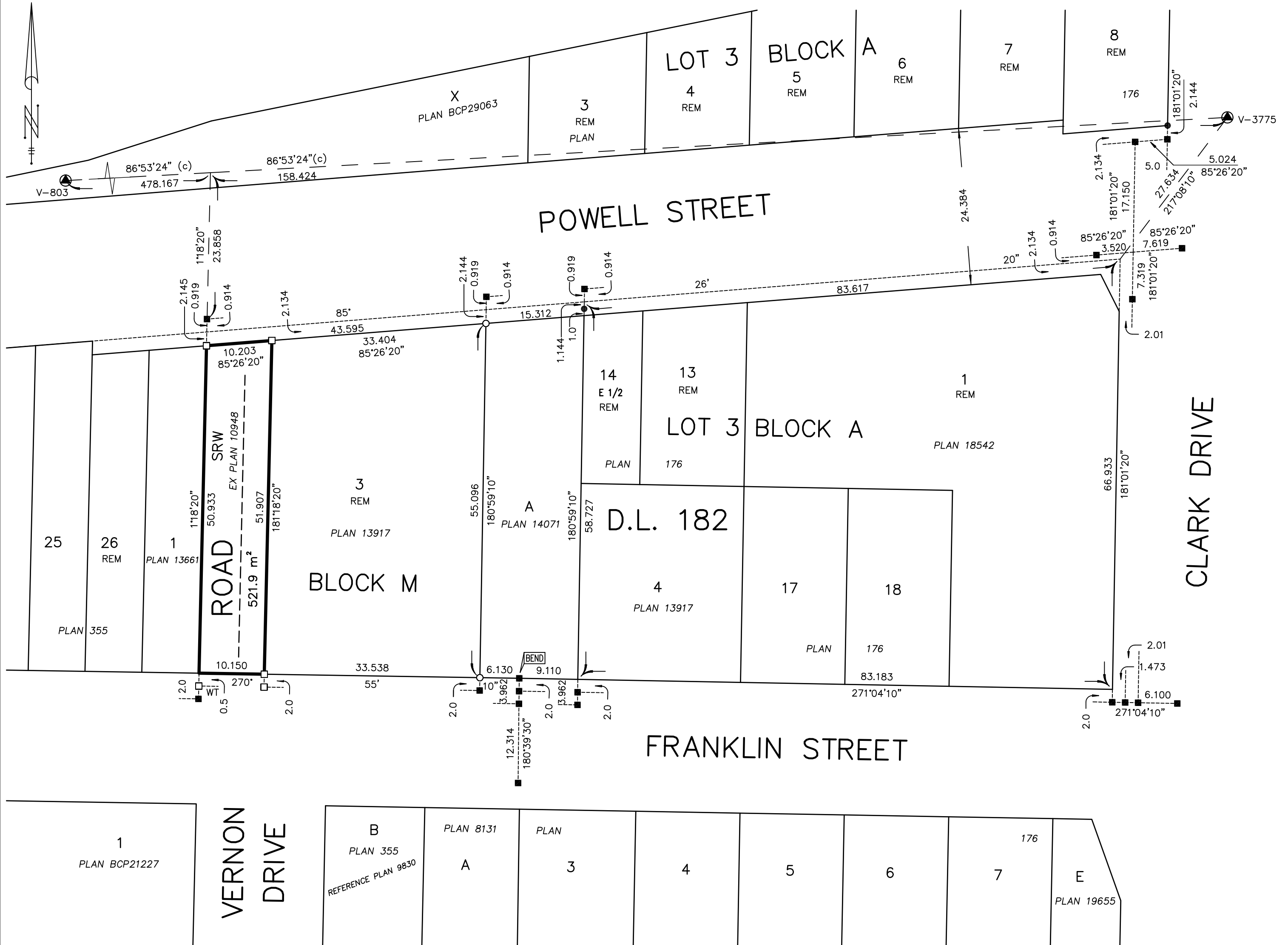
PURSUANT TO SECTION 6, EXPROPRIATION ACT.

BCGS 92G.025



ALL DISTANCES ARE IN METERS AND DECIMALS THEREOF.

THE INTENDED PLOT SIZE OF THIS PLAN IS 432mm IN WIDTH BY  
560mm IN HEIGHT (C SIZE) WHEN PLOTTED AT A SCALE OF 1:500.



INTEGRATED SURVEY AREA NO. 31, CITY OF VANCOUVER, NAD83 (CSRS).

GRID BEARINGS ARE DERIVED FROM OBSERVATIONS BETWEEN  
GEODETIC CONTROL MONUMENTS V-803 AND V-3775.

THIS PLAN SHOWS HORIZONTAL GROUND-LEVEL DISTANCES UNLESS OTHERWISE  
SPECIFIED. TO COMPUTE GRID DISTANCES, MULTIPLY GROUND-LEVEL DISTANCE  
BY THE AVERAGE COMBINED FACTOR OF 0.9996023 WHICH HAS BEEN DERIVED  
FROM GEODETIC CONTROL MONUMENTS V-803 AND V-3775.

LEGEND

- INDICATES CONTROL MONUMENT FOUND
- INDICATES LEAD PLUG FOUND
- INDICATES STANDARD IRON POST FOUND
- INDICATES LEAD PLUG PLACED
- INDICATES STARDARD IRON POST PLACED

NOTE:  
THIS PLAN SHOWS ONE OR MORE WITNESS POSTS  
WHICH ARE NOT SET ON THE TRUE CORNER(S).

OFFSET POSTS AND WITNESS POSTS ARE ON PROPERTY LINE  
OR PROPERTY LINE PRODUCTION UNLESS OTHERWISE NOTED.

FOR CLARITY PURPOSES CERTAIN OFFSET LINES ARE NOT TO SCALE.

THE FIELD SURVEY REPRESENTED BY THIS PLAN WAS  
COMPLETED ON THE 7th DAY OF MARCH, 2013.

FRED L. WONG, B.C.L.S.