



COUNCIL REPORT

Report Date: March 28, 2023
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VanRIMS No.: 08-2000-20
Meeting Date: April 25, 2023
[Submit comments to Council](#)

TO: Vancouver City Council

FROM: General Manager of Real Estate, Environment and Facilities Management in consultation with the General Manager of Vancouver Board of Parks and Recreation

SUBJECT: Oak Park - Permanent Public Park Designation

Recommendation

THAT Council designate, pursuant to section 488(5)(a) of the Vancouver Charter, the lands (the "Lands") legally described in Part 1 of Appendix "C", as permanent public park.

Purpose and Executive Summary

This report seeks permanent public park designation for two parcels comprising a part of Oak Park. The majority of Oak Park was designated as permanent park by Council in 1981 (see Appendix "B" - map of permanent park area). A condition of development permit issuance for the construction of the new Marpole Community Centre and Outdoor Pool project, is for the consolidation of the five legal parcels as indicated in Appendix "B" and legally described in Appendix "C", including parcels that are currently undesignated, into a single consolidated parcel, as shown on the consolidation plan attached as Appendix A. The Lands described in part 1 of Appendix "C" require Council designation as permanent public park to ensure the entirety of the newly consolidated Oak Park is permanent public park.

Consolidation of the lands is also a requirement of the development permit. This condition must be satisfied for the construction of the Marpole Community Centre Renewal and Outdoor Pool project to begin. Construction commencement is planned for Summer 2023.

Park designation is consistent with the ongoing project to inventory and review the legal and operational status of parkland in Vancouver. In March 2022, a report titled Inventory of Parks, their Status under the *Vancouver Charter* and Recommended Permanent Public Park Designations (RTS# 14646) was approved by Council, including designation of several parks as permanent public park.

Staff will continue to review remaining parks for designation and plan to bring forward further recommendations to Council for permanent public park designation as work progresses.

Council Authority/Previous Decisions

In November 1981, three of the five parcels that comprise Oak Park were designated by Council as Permanent Public Park.

As outlined in Section 488 of the *Vancouver Charter* the Board of Parks and Recreation has exclusive possession of, and exclusive jurisdiction and control of all areas designated as permanent or temporary public parks in the city.

Land can be designated as a permanent public park by:

- (a) a declaration as such by a resolution or by-law of Council;
- (b) statutory appropriation of specific real property for park purposes;
- (c) dedication by either a person or by the City by deposit of a subdivision plan in the Vancouver Land Registry Office;
- (d) gift to the City for permanent public park purposes;
- (e) covenant in a document transferring real property to the City indicating that the transferred lands are to be used for park purposes together with acceptance of same by the City;
- (f) purchases made with funds borrowed with the assent of the electors under Part V for the acquisition of permanent public parks.

City Manager's Comments

The City Manager concurs with the foregoing recommendation.

Context and Background

In March 2022, a report titled Inventory of Parks, their Status under the *Vancouver Charter* and Recommended Permanent Public Park Designations was approved by Council. This report affirmed the permanent public park status of three of the five parcels that currently make up Oak Park, and which are listed in Part 2 of Appendix C.

In June 2022, the Quarterly Capital Budget Adjustments and Closeouts report was approved by Council, with update and funding adjustments to support the renewal and expansion of the Marpole Community Centre.

Discussion

The proposed new Marpole Community Centre, Child Care and Outdoor Pool project will replace the existing 70+ year old Marpole-Oakridge Community Centre and the existing Parks Field House and include the addition of a dedicated 74-space Child Care facility and a new Outdoor Pool. Facility design work was undertaken on the basis of a Needs Assessment and a Park Master Plan completed by staff of the Vancouver Board of Parks and Recreation in 2017 and 2019 respectively.

A professional consultant team was procured in 2020 and took the project through the Program Verification, Schematic Design, and Design Development phases. A development permit application was submitted to Development, Business and Licensing for review in June 2022. A condition of the development permit is the consolidation of existing parcels in Oak Park.

The majority of Oak Park was designated as permanent public park by Council in 1981 (see Appendix B - map of permanent park area). As parcel consolidation (as shown in the consolidation plan attached as Appendix “A”) is a requirement of the development permit, the consolidation of the five legal parcels (as indicated in Appendix “B”), including two parcels that are currently undesignated, into a single consolidated parcel is required. Designation of the Lands as permanent public park is required to confirm the status of the consolidated Oak Park as permanent public park.

Following designation of the Lands, consolidation of Oak Park and approval of the development permit, the project team will complete construction documents and seek construction pricing before reporting back to Council for approval to award in mid-2023, with construction anticipated to begin in Summer 2023.

Park designation is consistent with the ongoing project to inventory and review the legal and operational status of parkland in Vancouver. In March 2022, a report titled Inventory of Parks, their Status under the *Vancouver Charter* and Recommended Permanent Public Park Designations (RTS# 14646) was approved by Council, including designation of several parks as permanent public parks.

Staff will continue to review remaining parks for designation and plan to bring forward further recommendations to Council for permanent public park designation as work progresses.

Financial Implications

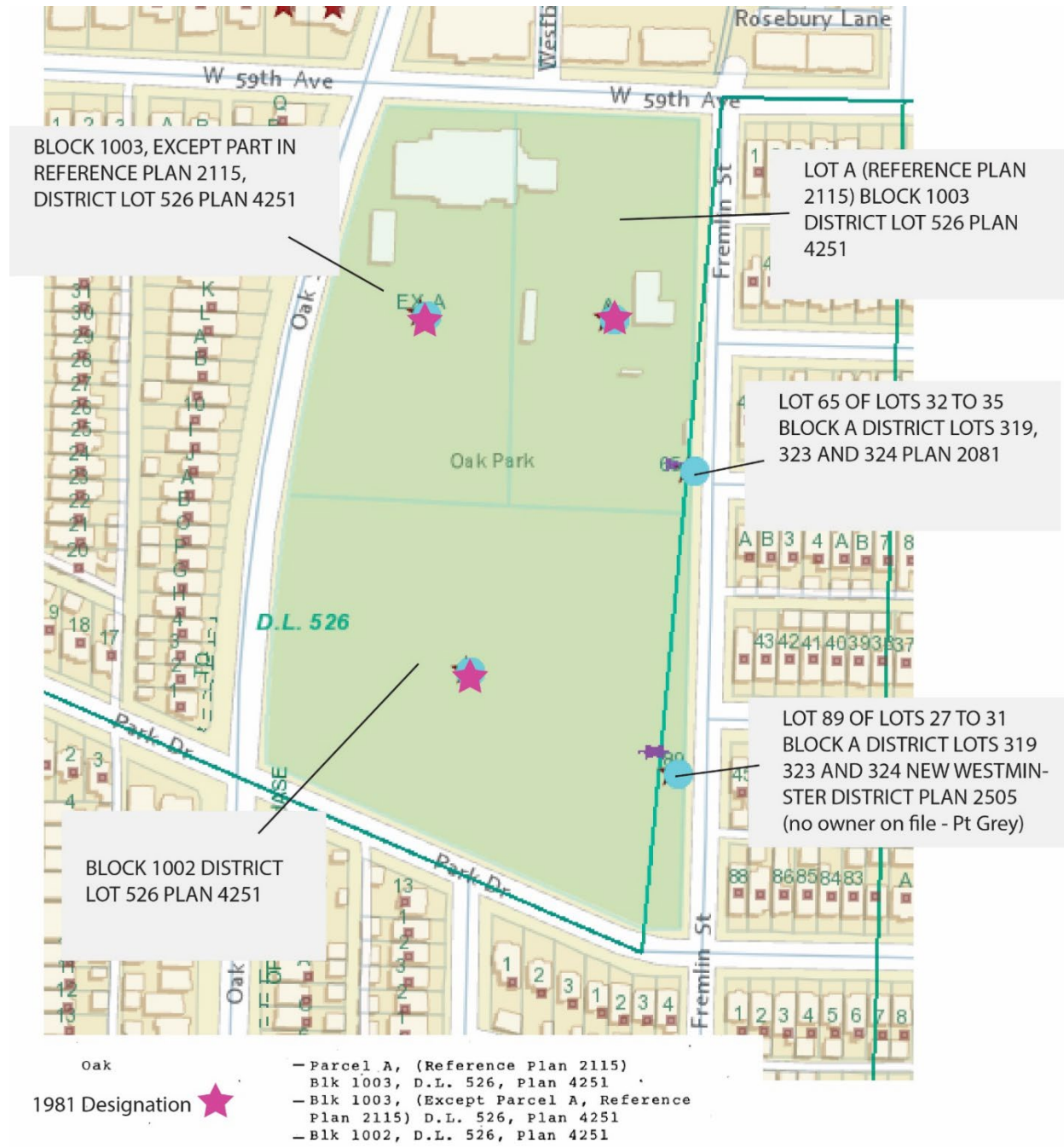
There are no financial implications.

Legal Implications

If adopted, the Recommendation in this report would grant, pursuant to the Vancouver Charter, permanent public park status to the consolidated Oak Park as identified in Appendix “A”, thus granting greater authority to the Board of Parks and Recreation in respect of that park. The Director, Legal Services does not have any concern with the Recommendation.

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APPENDIX B OAK PARK CURRENT DESIGNATION MAP



**APPENDIX C
LEGAL DESCRIPTIONS FOR:**

Lands to be consolidated:

Part 1: Lands without Permanent Public Park Designation

- (a) PID: 030-710-600, Lot 89 of Lots 27 to 31 Block A District Lots 319 323 and 324 New Westminster District Plan 2505
- (b) PID: 014-048-728, Lot 65 of Lots 32 to 35 Block A District Lots 319, 323 and 324 Plan 2081

Part 2: Lands with Permanent Public Park Designation

- (c) PID: 011-683-562, Block 1002 District Lot 526 Plan 4251
- (d) PID: 011-683-619, Lot A (Reference Plan 2115) Block 1003 District Lot 526 Plan 4251
- (e) PID: 011-683-597, Block 1003, Except Part in Reference Plan 2115, District Lot 526 Plan 4251