

DISTRICT OF WEST KELOWNA

BYLAW NO. 0130

A BYLAW TO AUTHORIZE THE CLOSURE OF A PORTION OF A HIGHWAY AND  
REMOVAL OF DEDICATION AS A HIGHWAY AT ASQUITH ROAD

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WHEREAS it is provided by Section 40 of the *Community Charter* that a Municipal Council may, by bylaw, both stop up and close to traffic a highway or any portion of it, and remove highway dedication; and

WHEREAS the following portion of highway in the District of West Kelowna and Province of British Columbia is not required by the District of West Kelowna;

ALL AND SINGULAR that certain parcel or tract of land situate, lying and being in the District Of West Kelowna and Province of British Columbia, more particularly described as that part of highway dedicated by Plan 18545, DL 3485, ODYD as shown outlined on the plan attached hereto and forming part of this bylaw; and

WHEREAS it is no longer required that the portion of highway, as shown on the plan attached hereto and forming part of this bylaw, be dedicated as highway; and

WHEREAS public notice pursuant to Section 94 of the *Community Charter* has been published in a newspaper circulating in the District of West Kelowna;

THEREFORE BE IT RESOLVED that the Municipal Council of the District of West Kelowna, in open meeting assembled, hereby enacts as follows:

1. Title

This Bylaw may be cited for all purposes as "District of West Kelowna Highway Closure and Dedication Removal (portion of Asquith Road) Bylaw No. 0130, 2012".

2. Asquith Road in District Lot 3485, Osoyoos District Yale Division shown as Closed Highway comprising of 1903.5 m<sup>2</sup> on a plan to accompany District of West Kelowna Bylaw No. 0130, prepared by Ferguson Land Surveying and Geomatics Ltd., B.C. and Canada Land Surveyor and dated the 15th day of June, 2011, a print of which is attached as Schedule A to "Highway Closure and Dedication Removal (portion of Asquith Road) Bylaw No. 0130, 2012" is hereby closed to all traffic.

3. The highway dedication of that portion of Asquith Road referred to in Section 2 is hereby removed.

4. The Mayor and the City Clerk are hereby authorized to execute all the necessary documents as may be required for the due completion of the aforesaid highway closure and dedication removal.

PASSED FIRST READING, JANUARY 10, 2012  
PASSED SECOND READING, JANUARY 10, 2012  
PASSED THIRD READING, JANUARY 10, 2012

Notice of intention to proceed with this bylaw was published on the 15th day of March, 2012 and the 22nd day of March, 2012 in the Westside Weekly newspaper, circulating in the District of West Kelowna, pursuant to Section 94 of the *Community Charter*.

ADOPTED, MARCH 27, 2012

'DOUG FINDLATER'

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M A Y O R

'TRACEY BATTEN'

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CITY CLERK

# Schedule 'A'

