

CITY OF SURREY

BY-LAW NO. 13029

A by-law to authorize the leasing of
certain lands and premises by the City of
Surrey from F. B. Westendorf & Sons Ltd.

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WHEREAS, pursuant to Section 570. (1) of the "Municipal Act", being Chapter 290 R.S.B.C., 1979, the City Council may, by by-law, acquire, hold and use property, in or out of the city, for a city hall, and for workshops, storage sheds, yards and other buildings, structures or premises required for city purposes;

AND WHEREAS pursuant to Section 322. (1) of the said "Municipal Act," where there is provision in the Municipal Act to acquire real property and related personal property, the City Council may, by by-law, enter into a lease or other agreement for that purpose;

AND WHEREAS the lands and premises hereinafter described are the property of F.B. Westendorf & Sons Ltd. and the City of Surrey deems it advisable to lease the same for Corporate purposes;

NOW, THEREFORE, the Council of the City of Surrey, in open meeting assembled, ENACTS AS FOLLOWS:

1. The Council of the City of Surrey is hereby authorized to lease from:

F. B. WESTENDORF & SONS LTD. (INCORPORATION NO. 161548);
having an address at #300 - 15261 Russell Avenue,
in the City of White Rock,
Province of British Columbia, V4B 2P7

for a Five (5) Year term commencing on the First (1st) day of November, 1996, and ending on the Thirty-First (31st) day of October, 2001, and yielding and paying therefor during the term hereof, in monthly installments on the first day of each calendar month, the basic monthly rent of Two Thousand Ninety-Nine Dollars and Seventy-Five Cents (\$2099.75) for the lease period commencing on the First (1st) day of November, 1996, and ending on the Thirty-First (31st) day of October, 1999; the basic monthly rent of Two Thousand Two Hundred Four Dollars and Seventy-Four Cents (\$2204.74) for the lease period commencing on the First (1st) day of November, 1999 and ending on the Thirty-First (31st) day of October, 2000; and the basic monthly rent of Two Thousand Three Hundred Fourteen Dollars and Ninety-Eight Cents (\$2314.98) for the lease period commencing on the First (1st) day of November, 2000 and ending on the Thirty-First (31st) day of October, 2001, with a provision for a renewal for a further Three (3) Years under the terms and conditions set out in the Indenture.

ALL AND SINGULAR that certain parcel or tract of lands and premises, situate lying and being in the City of Surrey, in the Province of British Columbia and being more particularly known and described as:

Approximate 253.06 square metres (2,724 square feet) of Lot 307, Section 8, Township 8, New Westminster District, Plan 48638.

(Portion of 5732 - 176A Street)

2. The Mayor and Clerk are hereby authorized to execute the said lease on behalf of the City of Surrey, in the form attached hereto and forming Schedule "A" to this By-law.

3 "F. B. Westendorf & Sons Ltd. Land Leasing By-law 1996, No. [12842](#)" is hereby repealed.

4. This By-law shall be cited for all purposes as "F. B. Westendorf & Sons Ltd. Land Leasing By-law, 1997, No. 13029."

PASSED THREE READINGS on the 24th day of February, A.D., 1997.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 10th day of March, A.D., 1997.

_____MAYOR

_____CLERK