

CITY OF SURREY

BY-LAW NO. 16653

A By-law to authorize the Partial Discharge
of Land Use Contract Number 451.
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WHEREAS on the 9th day of January, 1979, this City entered into a Land Use Contract with MARATHON REALTY COMPANY LIMITED for the use and development of the lands therein described;

AND WHEREAS, 0796380 B.C. LTD., the present owner of the lands described in Section 1 of this By-law, has applied for a partial discharge of Land Use Contract No. 451 registered against the title under Filing No. R2214, as amended by By-law 7504 adopted on March 28, 1983;

AND WHEREAS the Council deems it expedient that the rights and obligations created and to be performed under the said Land Use Contract should terminate and be no longer of force or effect;

AND WHEREAS Section 930 of the *Local Government Act*, R.S.B.C. 1996, c.323, as amended, provides that a Land Use Contract may only be discharged by by-law and only after a Public Hearing.

NOW, THEREFORE, the Council of the City of Surrey, in open meeting assembled, enacts as follows:

1. THAT the Land Use Contract entered into the 9th day of January, 1979, between the City of Surrey and MARATHON REALTY COMPANY LIMITED respecting the use and development of lands known as:

Parcel Identifier: 000-776-238
Lot 144 Section 16 Township 1 New Westminster District
Plan 57778

1752 - 140 Street

registered in the New Westminster Land Title Office on the 10th day of January, 1979, under Filing Number R2214, as amended by By-law 7504 adopted on March 28, 1983 is hereby terminated

2. THAT the Mayor and City Clerk are hereby authorized to sign and affix the seal of the City to such instrument as will effectually extinguish all rights and obligations created by the Land Use Contract and will release and discharge the Land Use Contract from the records of title to aforesaid lands in the New Westminster Land Title Office.
3. This By-law may be cited for all purposes as "Surrey Land Use Contract No. 451, Authorization By-law, 1978, No. 5702, Amendment By-law, 1983, No. 7504, Partial Discharge By-law, 2008, No. 16653."

PASSED FIRST AND SECOND READING on the 28th day of April, 2008.

PUBLIC HEARING HELD thereon on the 12th day of May, 2008.

PASSED THIRD READING on the 12th day of May, 2008.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 9th day of March, 2009.

_____ MAYOR

_____ CLERK