

CITY OF SURREY

BY-LAW NO. 16791

A by-law to authorize the Partial Discharge
of Land Use Contract No. 339

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WHEREAS on the 9th day of November, 1977, the Corporation of the District of Surrey entered into a Land Use Contract with LARK ENTERPRISES LTD., ACTION EQUIPMENT RENTALS LTD. AND POMCO CONSTRUCTION LTD. for the use and development of the lands therein described;

AND WHEREAS, CORNETT HOLDINGS LTD., the present owners of the lands described in Section 1 of this By-law, have applied for a partial discharge of Land Use Contract No. 339 registered against the title under Filing No. N117654 as modified by R103963 and S4834;

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 as against the lands described in Section 1 of this By-law;

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 November, 1977, between the City of Surrey and LARK ENTERPRISES LTD., ACTION EQUIPMENT RENTALS LTD. AND POMCO CONSTRUCTION LTD. respecting the use and development of lands known as:

Parcel Identifier: 027-176-096
Lot 2 Section 20 Township 2 New Westminster District Plan BCP31511

13535 - 77 Avenue

Parcel Identifier: 027-176-088
Lot 1 Section 20 Township 2 New Westminster District Plan BCP31511

13479 - 77 Avenue

registered in the New Westminster Land Title Office on the 10th day of November, 1977 under Filing N117654 as modified by R103963 and S4834, is 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 Land Use Contract No. 339 as against the lands described herein 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 shall be cited for all purposes as "Surrey Land Use Contract No. 339 Authorization By-law 1977, No. 5237, Partial Discharge By-law, 2008 No. 16791".

PASSED FIRST AND SECOND READING on the 20th day of October, 2008.

PUBLIC HEARING HELD thereon on the 3rd day of November, 2008.

PASSED THIRD READING on the 3rd day of November, 2008.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 3rd day of November, 2008.

_____ MAYOR

_____ CLERK

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