

Report to Council



Date: September 28, 2020
To: Council
From: City Manager
Subject: Licence of Occupation – Bellevue Creek Greenway
Department: Real Estate Services

Recommendation:

THAT Council will agree to acquire the Licence for the term of 30 years from the Province over the land that part of District Lot 357 shown as returned to Crown on Plan 29704 together with those parts of Section 25, Township 28, shown as returned to Crown on Plans 41781, 42853, 35670, KAP53791, and EPP70707, all of Similkameen Division Yale District, containing 1.79 hectares, more or less, for the purpose of use, occupation and maintenance of a local/regional park;

AND THAT the Mayor and City Clerk be authorized to execute the attached Licence of Occupation and Management Plans as outlined in the report from the Real Estate Services Department dated September 28, 2020.

Purpose:

To secure tenure of the crown lands proximate to Bellevue Creek, thereby facilitating construction of a linear park trail connecting Gordon Drive to Lakeshore Road.

Background:

The adaptive re-use initiative associated with the Surtees Heritage Property included construction of a trailhead and parking area to enhance public access to a recently developed public amenity in the form of the Bellevue Creek Greenway. Real Estate Services completed a number of partial acquisitions in the Vintage Terrace area, thereby facilitating construction of the existing trail connecting the Surtees Property on Lakeshore Road to a cul-de-sac on the west end of Kincaid Road.

The contemplated Licence of Occupation grants the City care and control over the crown-owned lands along Bellevue Creek between Kincaid Road and Gordon Drive, thereby enabling the future extension of the Bellevue Creek Greenway in a more park-like setting and in close proximity to Bellevue Creek.

This tenure achieves Kelowna's Linear Parks Master Plan goals of Connections and Ecology by providing trail connections that increase city-wide and neighbourhood connectivity as well as

educational opportunities in environmentally sensitive areas to understand their values, while balancing the accommodation of public access.

The proposed Licence of Occupation carries a term of 30 years, at which time a renewal application would be required. A nominal \$1 fee is associated with the licence term.

Considerations not applicable to this report:

Internal Circulation:

Legal/Statutory Authority:

Legal/Statutory Procedural Requirements:

Existing Policy:

Financial/Budgetary Considerations:

External Agency/Public Comments:

Communications Comments:

Submitted by: T. Hillis, Property Officer, Real Estate Services

Approved for inclusion: M. Olson, Manager, Real Estate Services

Attachments: Schedule A - Licence of Occupation # 3413279
Schedule B - Management Plan #3413279
Schedule C – PowerPoint Presentation