

Report to Council



Date: July 10, 2023
To: Council
From: City Manager
Subject: Crown Tenure Manhattan Drive Foreshore - License of Occupation
Department: Real Estate

Recommendation:

THAT Council receive, for information, the Crown Tenure Manhattan Drive Foreshore – License of Occupation report from the Real Estate Department dated July 10, 2023;

AND THAT Council agrees to acquire the License of Occupation as presented, for a term of fifteen (15) years, from the Province, over the land consisting of all that unsurveyed Crown foreshore being part of the bed of Okanagan Lake and fronting on Lot 1 District 9, Osoyoos Division of Yale District, Plan 16501 and containing 0.0838 hectares, more or less, for the purpose of public dock and breakwater;

AND THAT the Mayor and City Clerk be authorized to execute the License of Occupation;

AND FURTHER THAT Council authorizes staff to execute any future License of Occupation with the Province in relation to the subject lands, on similar terms and conditions.

Purpose:

To secure an interest on behalf of the City over those lands identified in the attached License of Occupation for a portion of the foreshore adjacent to the City-owned property located at 900 Manhattan Drive.

On June 6, 2008 the City and the Province of British Columbia (the "Province") entered into a License of Occupation for Crown lands legally described as:

"All that unsurveyed Crown foreshore being part of the bed of Okanagan Lake and fronting on Lot 1 of District 9, Osoyoos Division of Yale District, Plan 16501 and containing 0.0838 hectares, more or less,"

in relation to certain property that makes up a portion of the foreshore adjacent to the City-owned property located at 900 Manhattan Drive (the "Lands"). The 2008 License of Occupation had a term of ten (10) years and expired June 6, 2018.

