

Administrative Memorandum

Regular Board Meeting

Date: November 13, 2019
Topic: Bylaw #309, Re: Regent Road Elementary (Site 218) Restrictive Covenant – Onsite Watercourse Protection
Submitted by: D. Greg Frank, Secretary-Treasurer

Background:

The City of Surrey requires a Restrictive Covenant put in place for the 27 classroom new school at Regent Road Elementary (Site 218), located at 18671, 18707 and 18717 - 74 Avenue.

The Restrictive Covenant: (Land Title Act S.219), in favour of the City of Surrey, is required to create a +/- 50m² protection area around an onsite watercourse that enters the site from the north (as shown in the attached drawing). The protection area will require a fence around its perimeter, to separate it from the school site.

The City of Surrey may agree to cancel this Restrictive Covenant at a future date, subject to one of the following conditions:

- When the City completes construction of the future road, 75 Avenue, along the north property line of the school site; or
- The District is granted approval to relocate the portion of watercourse that currently extends onto the site, to a future location off the school site.

The installation of the works will have no adverse effect on the use of the site for educational purposes by the school district; or our ability to dispose of the site in the future.

In order to move forward with the Restrictive Covenant, the Board is required to approve Bylaw #309. A pro forma of the bylaw is attached, along with a drawing showing the location of the area of Onsite Watercourse Protection.

It is recommended:

1. THAT Bylaw #309, Re: Regent Road Elementary (Site 218) Restrictive Covenant – Onsite Watercourse Protection be given three (3) readings at this meeting (vote must be unanimous).
 2. THAT Bylaw #309, Re: Regent Road Elementary (Site 218) Restrictive Covenant – Onsite Watercourse Protection be approved as read a first time.
 3. THAT Bylaw #309, Re: Regent Road Elementary (Site 218) Restrictive Covenant – Onsite Watercourse Protection be approved as read a second time.
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4. THAT Bylaw #309, Re: Regent Road Elementary (Site 218) Restrictive Covenant – Onsite Watercourse Protection be approved as read a third time and finally adopted, and

THAT the Board's signing officers execute the Restrictive Covenant: Land Title Act S.219 agreement.
