



City of Kelowna
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Council Policy

Road Acquisitions

APPROVED August 8, 1999

RESOLUTION: R375/10/04/26
 REPLACING: I83/99/08/09
 DATE OF LAST REVIEW: April 2010

Subject to Section 945 of the Local Government Act (LGA), RSBC 1996, Chapter 323, the City of Kelowna will pay \$5.38 per square metre (\$0.50 per sq. ft.) in rural areas of the city and \$10.76 per sq. metre (\$1.00 per sq. ft.) in urban areas of the city for all road right-of-way acquisitions in excess of 20 metres required by the City as a result of any development application.

For purposes of this policy, rural areas of the city shall be defined as either property located within the agricultural land reserve, property currently zoned agricultural or rural residential, or property situated on a road where the frontage of the property under development and the immediately adjacent properties have not been developed to a full urban standard.

REASON FOR POLICY

To clearly define the City's position on compensation to property owners for acquisition of road rights-of-way required as a result of their development.

LEGISLATIVE AUTHORITY

Sec. 945, Local Government Act

PROCEDURE FOR IMPLEMENTATION

Whenever road right-of-way requirements are identified through processing development applications, the Infrastructure Planning Department will define the location and area of all requirements and the timeframe for construction.

The City's Approving Officer will identify the road rights-of-way that are to be dedicated by the owner under Sec. 945 LGA, RSBC, Ch 323 at no cost to the City.

The City's Real Estate Services Branch will formalize any agreements required to dedicate or reserve the road right-of-way requirements identified by the Approving Officer as not falling under Sec. 945 LGA, RSBC, Ch 323