



# Regional Board Report

**TO:** Regional Board

**FROM:** Murray Kopp  
Director – Parks Services

**DATE:** March 2, 2020

**SUBJECT:** Mission Creek Greenway Regional Park Provincial Crown Tenure Agreement  
Renewal Report – Resolution Revision

**Voting Entitlement:** *All Directors - Stakeholder Weighted Vote - Simple Majority - LGA 209.1*

---

**Purpose:** Updated resolution required for replacement License tenure, towards the renewal of the provincial Crown land License of Occupation for the Mission Creek Greenway Regional Park for a 30-year term.

## Executive Summary:

Further to the Board Report of February 13, 2020, the Province is issuing a replacement License of Occupation for the Mission Creek Greenway Regional Park and is requesting specific wording in the Board resolution that reflects the Crown lands which are to be included within the replacement License.

## RECOMMENDATION:

**THAT** the Regional Board approves acquiring the License for the term of 30 years from the Province over all that unsurveyed Crown foreshore being part of the bed of Mission Creek located within parts of District Lots 131 and 134 and within parts of Sections 6 and 16, Township 26, all of Osoyoos Division Yale District, containing 3.95 hectares, more or less, for park purposes.

Respectfully Submitted:

A handwritten signature in black ink, appearing to read "Murray Kopp", written over a light blue grid background.

Murray Kopp,  
Director – Parks Services

Approved for Board's Consideration

A handwritten signature in black ink, appearing to read "Brian Reardon", written over a light blue grid background.

Brian Reardon, CAO

*Prepared by: Wayne Darlington, Manager – Park Planning & Capital Projects*

---

## Implications of Recommendation:

Strategic Plan:	The operation of these Crown lands as part of Mission Creek Greenway Regional Park assists in delivering critical park access to all residents of the Central Okanagan, and meets the strategic priorities of the Regional Board: Transportation and Mobility; Economic Development; and Environment.
Financial:	No additional financial requirement as this is the renewal of an existing provincial Crown tenure agreement. On-going operational and capital funding is considered through the development of annual financial plans.
Policy:	Bylaw #884 Official Regional Parks Plan and the Regional Parks and Greenways Plan for the Central Okanagan (2008-2020) provides the overall general guidance for the delivery of Regional Parks.
Legal/Statutory Authority:	Local Government Act Section 191; Regional Parks and Regional Trails Regulation (B.C. Reg. 361/2004, O.C. 772/2004).

---

## Background:

Further to the Board Report of February 13, 2020 for the Crown Land Tenure Renewal for the Mission Creek Greenway, and due to changes in provincial processes, staff is requesting that the Regional Board consider approving a revised recommendation.

As a result of increasing the tenure term to a 30-year tenure for the renewal of the License of Occupation for the Mission Creek Greenway, the Province requires issuing a replacement license. The previous resolution approved by the Regional Board does not reflect this change as it referred to the original license. As a result, the Province has requested a Regional Board approve a revised resolution that reflects the Crown lands which are to be included within the replacement license.

The province's staff is working with RDCO staff on this and future resolutions for Crown land tenure renewals to ensure they reflect the requirements regarding provincial processes.

## External Implications:

The revised resolution is required by the province to complete the issuance of the replacement license of occupation for the Mission Creek Greenway.

## Alternative Recommendation:

No alternate recommendation provided.

## *Considerations not applicable to this report:*

- *General*
- *Organizational*

## Attachment(s):

- February 13, 2020 Crown Tenure Renewal Board Report for Mission Creek Greenway Regional Park