

File No.: 04-1000-20-2020-421

September 15, 2020

s.22(1)

Dear^{s.22(1)}

Re: Request for Access to Records under the Freedom of Information and Protection of Privacy Act (the "Act")

I am responding to your request of July 14, 2020 for:

- 1. Current documentation extending the November 1, 1908 Indenture Lease between His Majesty King Edward VII and the City of Vancouver.
- 2. Agreement(s) between the federal government and the City of Vancouver or the Vancouver Board of Parks and Recreation allowing the Parks Board to close lanes to traffic.
- 3. Agreement(s) between the federal government and the City of Vancouver or the Vancouver Board of Parks and Recreation allowing the Parks Board to close lanes to create bike lanes.

All responsive records are attached. Some information in the records has been severed, (blacked out), under s.14 of the Act. You can read or download this section here: http://www.bclaws.ca/EPLibraries/bclaws_new/document/ID/freeside/96165_00.

Please note that there are no responsive records regarding points two and three of your request.

Under section 52 of the Act you may ask the Information & Privacy Commissioner to review any matter related to the City's response to your request. The Act allows you 30 business days from the date you receive this notice to request a review by writing to: Office of the Information & Privacy Commissioner, info@oipc.bc.ca or by phoning 250-387-5629.

If you request a review, please provide the Commissioner's office with: 1) the request number assigned to your request (#04-1000-20-2020-421); 2) a copy of this letter; 3) a copy of your original request for information sent to the City of Vancouver; and 4) detailed reasons or grounds on which you are seeking the review.

Please do not hesitate to contact the Freedom of Information Office at foi@vancouver.ca if you have any questions.

Yours truly,

Cobi Falconer, FOI Case Manager, for

[Signature on file]

Barbara J. Van Fraassen, BA Director, Access to Information & Privacy

<u>Barbara.vanfraassen@vancouver.ca</u> 453 W. 12th Avenue Vancouver BC V5Y 1V4

*If you have any questions, please email us at foi@vancouver.ca and we will respond to you as soon as possible. Or you can call the FOI Case Manager at 604.871.6584.

Encl.

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Accerded from Malle Hams

October 920

EMPERIORE made the First day of Movember, 1903.

BETWEEN

HIS MAJESTY KING EDMARD VII acting through the Monourable the Minister of Militia and Defence for the Dominion of Cenada,

OF THE FIRST PART,

AND

CITY OF VANCOUVER,

OF THE SECOND PART.

LABOR, the military property at Vancouver, B. C., known as "Spanley Park," was authorized to be leased under cartain conditions to the City of Vancouver for park purposes;

AND WHENDAS by Order-in-Council dated the 31st day of Acquest, 1906, amended by Order-in-Council dated the 51st August, 1908, the cald the Monourable the Minister of Militia and Defense was empowered to lease the said property to the city of Unnecewor for park purposes for a period of minety-nine (59) years consumble (such lease to be made generally on the lines of the agreement dated the 31st December, 1875, 1957/61. The Principal Secretary of State for the War Department of the one part and the Directors of Point Pleasant Park, Statistic, Nova Scotia, of the other part, whereby the said Point Pleasant Park, Council Park was leased to the said Directors representing the City of Malifornia.

portion of the City of Vencouver (and the foreshore adjacent thereto) bounded by the Western Limit of District Lot 185, Creup One, New Westminster District (as shown on the official plan thereof filed in the Land Registry Office at Vancouver) and the low-water mark of the waters of Eurrord Inlet, the

First Karrovs, and Inglish Eay, and being all that ponincula lying to the west and north of said District Lot 185 known as "Stanley Park":

NOW, THEREFORE, it is by those presents consented, covenanted and agreed, and licence is hereby given, that said lands or such parts thereof as shall not at any time or times hereafter be required by His Majesty or Nis Successors for all or any military uses or purposes defensive, including the eraction of forts or batteries or other buildings whatso-ever, for all which the exclusive possession and control shall remain in and belong to His Majesty as heretofore, shall and may honceforward be used, occupied, and enjoyed by the City of Vancouver for its use as and for a public park for the torm of ninety-nine years (renowable perpetually on the same terms and conditions as herein centained) subject until their determination to any smisting leases of pertions of said land and to the conditions following, that is to pay:-

- 1. The rent of one coller per annum shall be paid to the Department of Militia and Defence for the use of the said
- 2. The Minister of Militia and Defence shall have full power to recurs and take possession without compensation of any portion of said lands or any buildings now or hereinafter to be eracted thereon whenever it may be required in his judgment for any military purpose whatsoever, including such portion thereof as may be required to be occupied as gardens for any troops quartered thereon.
- 3. His Majorty's Naval and Military Forces may at any time the Conercl or other officer Commanding require it moreh through, manocuvro or otherwise exercise on the said lands or encapy thereon.

- 4. The existing main road round the poninsula together with any new carriage roads that may be formed shall be πsintained and kept in order by the City of Vencouver, PROVIDED however that the use of any roads or any portions thereof may be discontinued with the sanction of the Minister of Militia and Defence.
- 5. No establishment for the sale of intexicating liquors etc. shall be exected on the said lands in any form without the sanction of the Minister of Militia and Defence.
- power at any time to exercise the right of quarrying stones or cutting down trees or other obstructions in case of military necessity and also of cutting seds for the repair of earthworks.
- 7. Any Agreement by the City of Vancouver for the pasturing or other occupation of the said lands shall be subject to the right of the Minister of Militia and Defence to resume possession thereof if required for any military use or purpose.
- 9. The minister of Militia and Defence and the City of Vancouver shall coverally have the right of closing the Park one day in each year against the use thereof by the public.
- 9. No stone shall be quarried on the said property nor any trees be cut therefrom (except for the purpose of opening out reads thereon) without the sanction of the Minister of Militia and Defence.
- 10. The City of Vancouver shall with the consent of the Minister of Militia and Defence have the right to lay, make and maintain such reservoirs, pipes and other apparatus on said lands as may, in the opinion of the Council of the

said City, be necessary or empedient for the maintenance, amendment or extension of the water supply of the said City.

11. The Minister of Militia and Defence may re-enter on the said land on breach of any of the covenants entered into as aforesaid by the City of Vancouver and thereupon this agreement and all rights and interests of the City of Vancouver and of the public thereumder shall immediately determine.

IN WITNESS WHEREOF the said the Honourable Minister of Militia and Defence hath herounto set His Hand and Seal; and the City of Vancouver has herounto set its corporate Seal by the hand of its Mayor and the City Clerk.

agd. F. W. Borden

Minister of Militia and Defence for the Pominion of Canada.

Seal Hilitia & Defence

Sgd. Alexander Bethune

Layor

CITY OF VANCOUVER

Seal City of Vancouver Wm. Mcqueen

City Clerk.

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BETWEEN

His Majesty King Edward VII acting through the Honourable the Minister of Militia and Defence for the Dominion of Canada

of the FIRST PART:

AND

The city of Vancouver

of the SECOND PART.

WHEREAS by Order-in-Council of the 7th day of June.

1887, the military property at Vancouver, B.C., known as

"Stanley Park", was suthorized to be leased under certain

conditions to the City of Vancouver for park purposes.

AND WHEREAS by Order-in-Council dated 31st of August, 1906, amended by Order-in-Council dated 31st August, 1908, the said the Honourable Minister of Militia and Defence was empowered to lease the said property to the City of Yancouver, for park purposes for a period of ninety-nine (9g) years renewable (such lease to be made generally on the lines of the agreement dated 51st December, 1873, between the Principal Secretary of State for the War Department of the one part and the Directors of Point Pleasant Park, Halifax, Nova Scotia, of the other part, whereby the said Point Pleasant Park was leased to the said Directors representing the City of Halifax.)

AND WHEREAS the said property consists of all that portion of the city of Vancouver (and the foreshore adjacent thereto) bounded by the Western limit of District lot 185, Group one New Westminster District Vancouventent 2020 421 - Pa

the official plan thereof filed in the land Registry
Office at Vancouver) and the low water mark of the waters
of Burrard Inlet, the First Narrows and English Bay and
being all that peninsula lying to the West and North of
said District Lot 185 known as "Stanley Park".

NOW THEREFORE it is by these presents consented, covenanted and agreed and license is hereby given that said lands or such parts thereof as shall not at any time or times hereafter be required by His Majesty or His Successors for all or any military uses or purposes defensive including the erection of forts or batteries or other buildings whatsoever, for all which the exclusive possession and control shall remain in and belong to His Majesty as here-tofore, shall and may henceforward be used, occupied and enjoyed by the City of Vancouver for its use as and for a public park for the term of ninety-nine years (renewable perpetually on the same terms and conditions as herein contained) subject until their determination to any existing leases of portions of said land and to the conditions following, that is to say:-

- The rent of One Dollar per annum shall be paid to the Department of Wilitia and Defence for the use of the said Park.
- 2. The Minister of Militia and Defence shall have full power to resume and take possession without compensation of any portion of said lands or any buildings now or hereinafter to be erected thereon whenever it may be required in his judgment for any military purpose whatsoever, including such portion thereof as may be required to be occupied as gardens for any troops quartered thereon.

- 3. His Majesty's Naval and Military Forces may at any time the Ceneral or other Officer Commanding require it march through, manoeuvre or otherwise exercise on the said lands or encamp thereon.
- 4. The existing main road round the peninsula together with any new carriage roads that may be formed small be maintained and kept in order by the city of Vancouver, PROVIDED however that the use of any roads or any portions thereof may be discontinued with the sanction of the Minister of Militia and Defence.
- 5. No establishment for the cale of intoxicating liquors etc., shall be erected on the said lands in any form without the sanction of the Minister of Militia and Defence.
- 6. The said Minister of Militia and Defence shall have power at any time to exercise the right of quarrying stones or outting down trees or other obstructions in case of military necessity and also of outting sods for the repair of earthworks.
- 7. Any Agreement by the City of Vancouver for the pasturing or other occupation of the said lands shall be subject to the right of the Minister of Militia and Defence to resume possession thereof if required for any military use or purpose.
- 8. The Minister of Militia and Defence and the City of Vancouver shall severally have the right of closing the Park one day in each year against the use thereof by the public.

- No stone shall be quarried on the daid property nor any trees be out therefrom (except for the purpose of opening out roads thereon) without the manotion of the Minister of Militia and Defence.
- 10. The City of Vancouver shall with the consent of the Winister of Willitis and Defence have the right to lay, make and maintain such reservoirs, pipes and other apparatus on said lands as may, in the opinion of the Council of the said City, be necessary or expedient for the maintenance, amendment or extensi in of the water supply of the said City.
- The Minister of Militia and Defence may re-enter on the said land on breach of any of the covenants entered into as aforesaid by the city of Vancouver and thereupon this agreement and all rights and interests of the city of Vancouver and of the public thereunder shall inmediately determine.

IN WITHESS WHEREOF the said the Honourable Minister of Wilitia and Defence hath hereunto set His Hand and Seal; and the City of Vancouver has hereunto set its corporate Seal by the hand of its Mayor and City Souncil.

> Winister of Wilitia and Defence

for the Dominion of Canada.

alwayer Bethune

Mayor,

city of Vancouver.

(1) - (1) - (1) Yancouver - FØ1-2020-421 Page 8 of 26



DEPUTY CLERK EXECUTIVE COUNCIL

Certified Copy of a Minute of the Monourable the Executive Conneil, approved by Mis Monour the Lieutenant-

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the Lieutenant-Governor in Council!

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in I the "Lond hemistry Act" only territs revisionation of a charge when the fee has seen replatered and there is therefore in this case no authority for the hegistry, event a regulations and streetions from Your Hands to resident the City's title.

That it is in the public interest of a provision of more for the registration of the said lease.

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THIS I WANTED was to first day of harmen, 1000.

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His Majoriy King Mound VII setting through the Senourable the Minister of Militis and Bergase for the

of the PIRST PART:

AND

The city of Veneral

of the SECOND PART.

**Stanley Park*, was authorized to be leased under certain conditions to the clay of Functions.

ADD MERRIS Dy Gran in Commonly dated Slot of Angust, 1908, monded by Gran in Commonly dated Slot Angust, 1908, the sold the Renourable Minister of Militia and Defence the sold property to the City of Temporary, for part purposes for a period of ninety-nine (99) years removable (such lease to be made generally on the lines of the egreement dated Slot December, 1873, between the Principal Secretary of State for the War Department of the one part and the Mirectors of Point Pleasant Park, Halifar, Nova Scotia, of the other part, whereby the sold Print Pleasant Park was lessed to the said Directors

AND EMBERS the cold property consists of all that portion of the City of Vencouver (and the foreshore sdiscent therete) bounded by the Western limit of District lot les, Group one New Yestminster District (as shown on

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HOW TREALPORE: 15:18: By these presents consented, covenanted and agreed and license is hereby given that said lands or such parts thereof as shall not at any time or times hereafter be required by His Majesty or His Successors for all or any military uses or purposes defensive including the erection of forester be betteries or other buildings whatevers, for all which the exclusive possession and control shall remain in and belong to His Majesty as here-tofers, shall and may henceforward be used, occupied and enjoyed by the City of Vancouver for the use as and for a public park for the term of ninety-nine years (renewable garpethally on the same terms and conditions as herein contained) subject until their determination to any existing leases of portions of said land and to the constitutions (altique following, that is to say:-

- 1. The rent of One Dollar per annum shall be paid to the Department of Militis and Defence for the use of the said Parks.
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9. So stone shall be quarried on the said property nor any trees be out therefrom (except for the purpose of opening out roads, thereon) without the sanction of the Minister of Militia and Defence.

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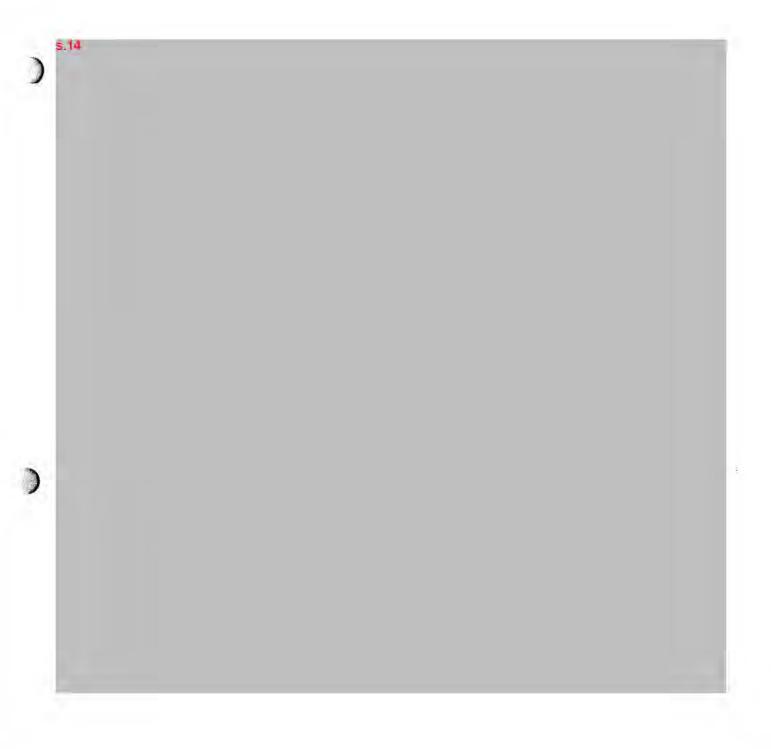
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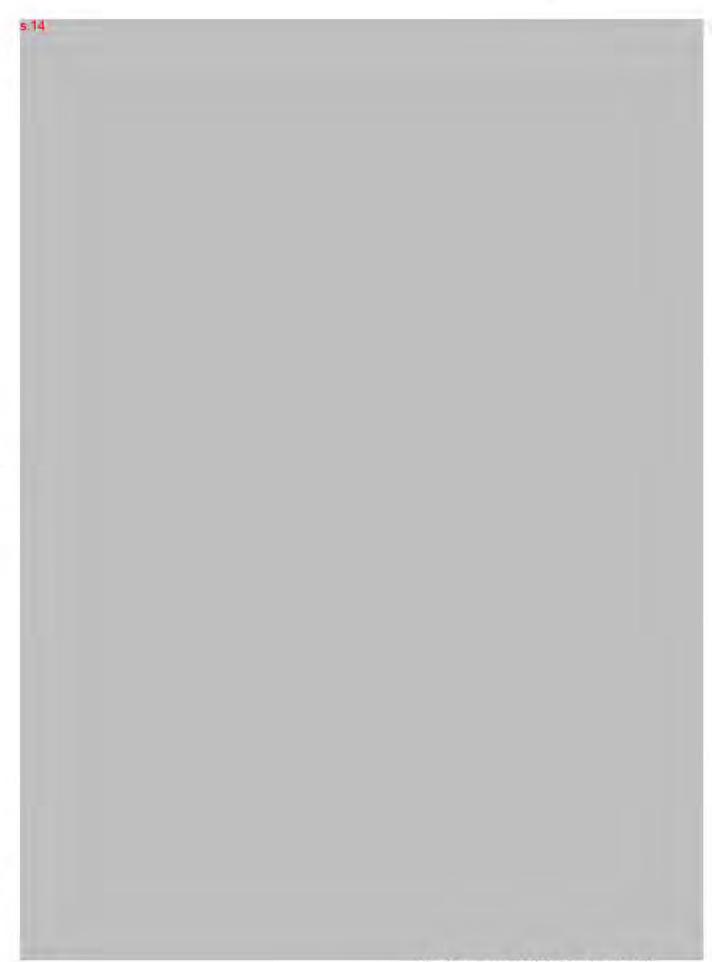
Minister of Militia and Defence for the Dominion of Canada.

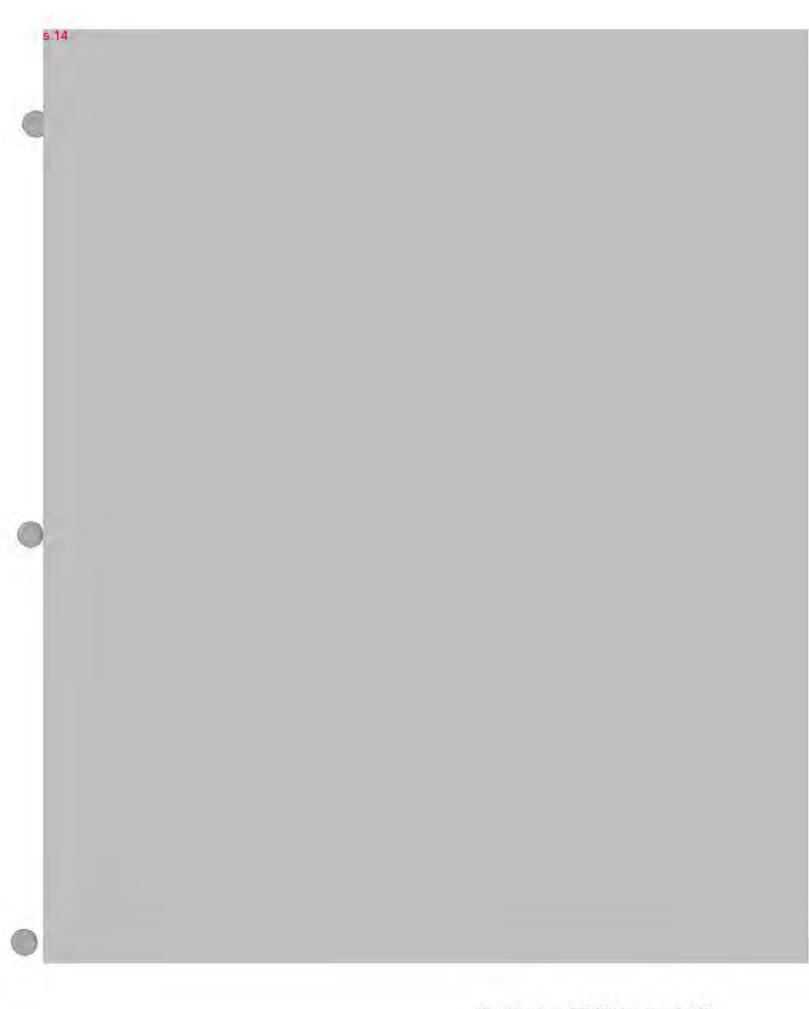
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Welle Quin
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December 4, 2006

S.E. Langdon
Field Unit Superintendent
Coastal British Columbia
2220 Harbour Road
Sidney, BC
V8L 2P6

Mr. Jim Lowden Director, Stanley Park 2099 Beach Ave. Vancouver, BC V6G 1Z4

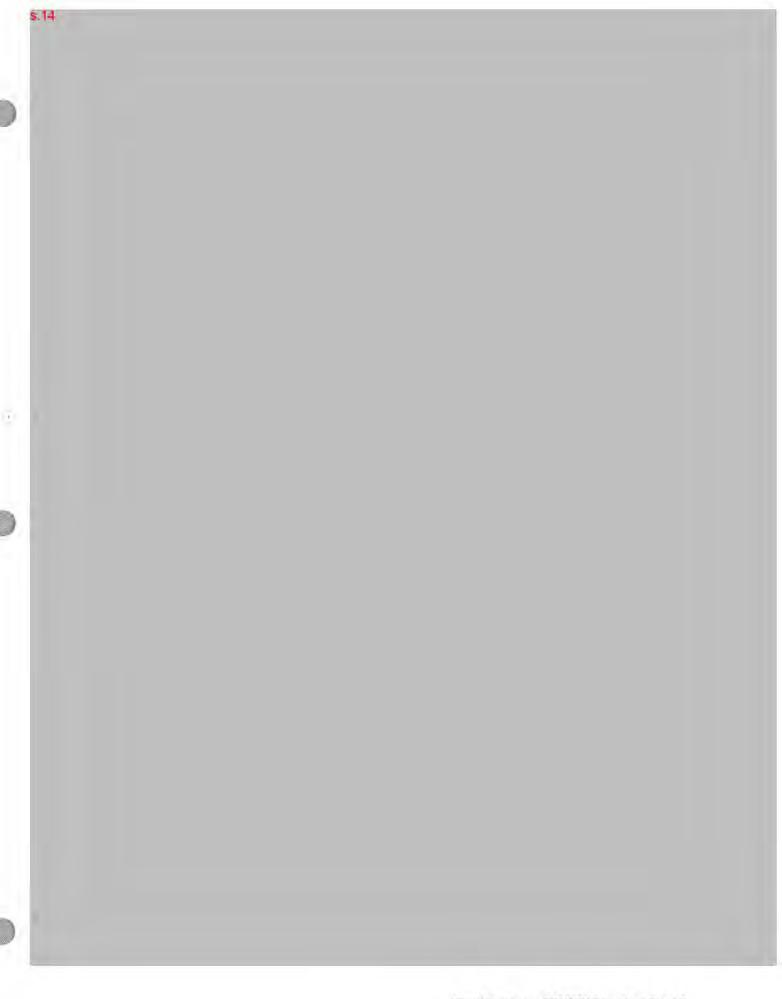
Dear Jim,

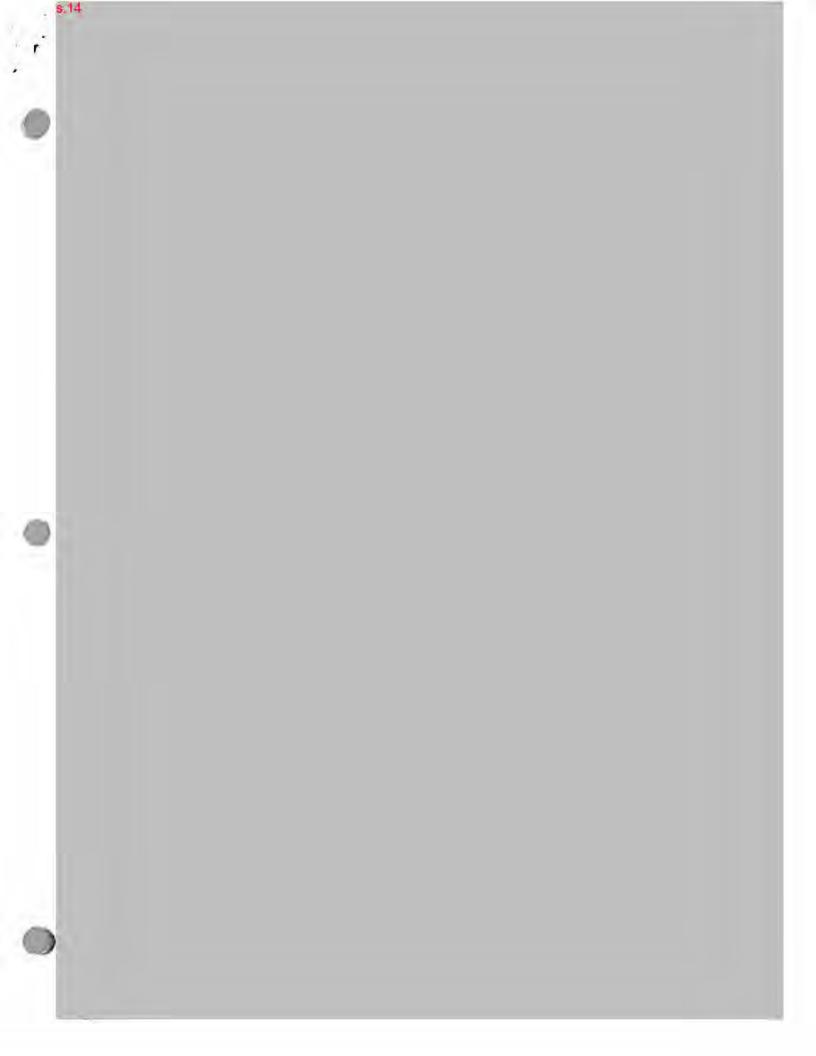
Further to our conversation on December 4, 2006 I would like to confirm that the Stanley Park lease is perpetually renewable and no action is required by the Stanley Parks Board in relation to the renewal. Parks Canada does not intend to pursue any amendments to the lease.

On another matter, following up on our discussions early this year, I am interested in continuing pursuing cooperation on areas of mutual interest between Stanley Park and Parks Canada. I will be in touch after the new year to continue our discussion on that issue.

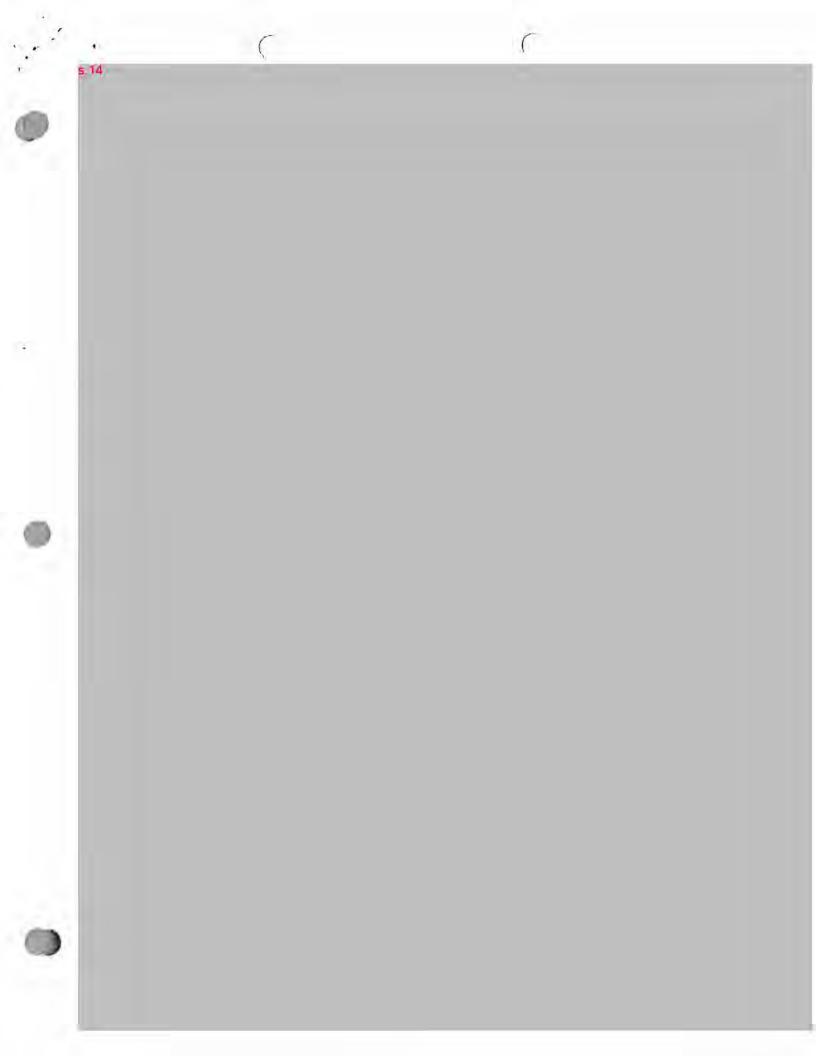
Yours sincerely,

S.E. Langdon





s.14



s.14

604-873-7621

604-873-7685

CITY OF VANCOUVER
453 WEST 12TH AVENUE
VANCOUVER, B.C.
V5Y 1V4

TELEPHONE:

FAX:



OFFICE OF THE MAYOR

SAM SULLIVAN MAYOR

July 6, 2007

BY DOUBLE REGISTERED MAIL AND FAXED

The Honourable John Baird Minister of the Environment and Parks Canada

Les Terrasses de la Chaudière 10 Wellington Street, 28th Floor Gatineau, Quebec K1A 0H3

Dear Minister Baird:

Re: Leases of Stanley Park and Lost Lagoon, British Columbia (Dated November 1, 1908 and December 31, 1912, Respectively)

On behalf of the City of Vancouver (as the tenant under the Stanley Park and Lost Lagoon Leases) and its residents, I write to formally confirm the City's renewal of these Leases for another 99 years and look forward to your continued support of our park as a Parks Canada designated National Historic Site.

Yours very truly,

Sam Sullivan, Mayor

CITY OF VANCOUVER