

CITY OF BURNABY

BYLAW NO. 12704

A BYLAW to exempt from taxation certain lands and improvements pursuant to section 224(1) and (2)(c) of the *Community Charter*

WHEREAS in the opinion of Council certain lands and improvements would qualify for exemption from taxation but for a secondary use;

AND WHEREAS such secondary use consists of the use of a portion of the land and improvements for commercial purposes;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY TAXATION EXEMPTION BYLAW NO. 6, 2009.**
2. Pursuant to sections 224(1) and (2)(c) of the *Community Charter*, Council does hereby for the year 2010 exempt from taxation under section 197(1)(a) of the said Act, the following lands and improvements, namely:

BURNABY PACIFIC GRACE CHURCH
3883 Triumph Street
Roll No. 0560-3883

That portion of land occupied by the Burnaby Pacific Grace Chinese Church, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Lots 11, 12 and 13, Block 10, District Lot 186, Group 1, New Westminster District, Plan 1124, and the buildings thereon SAVE AND EXCEPT the area occupied by the TREASURE ISLAND DAYCARE and a proportionate area of the land as shown outlined in black on the plan annexed to Bylaw No. 10461, filed in the Land Title Office in New Westminster.

WILLINGDON HEIGHTS UNITED CHURCH
4304 Parker Street
Roll No. 0900-4304

That portion of land occupied by the United Church of Canada, Willingdon Heights United Church, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Portion of Lots 19, 20 and 21, Block 35, District Lots 120 and 121, Group 1, New Westminster District, Plan 11500, and the buildings thereon SAVE AND EXCEPT the area occupied by the SANDBOX PRE-SCHOOL and a proportionate area of the land as shown outlined in black on the plan annexed to Bylaw No. 9764 and filed in the Land Title Office in New Westminster.

**VANCOUVER KOREAN
FULL GOSPEL CHURCH**
3905 Norland Avenue
Roll No. 1560-3905

That portion of land occupied by the Vancouver Korean Full Gospel Church, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Lot 55, District Lot 79, Group 1, New Westminster District, Plan 57628, and the buildings thereon SAVE AND EXCEPT the area occupied by the MONTESSORI PRE-SCHOOL and a

proportionate area of the land as shown outlined in black on the plan annexed to Bylaw 11445 and filed in the Land Title Office in New Westminster.

PARISH OF SAINT TIMOTHY ANGLICAN

4514 Kitchener Street

4550 Kitchener Street

4556 Kitchener Street

Roll Nos. 1050-4514, 1050-4550, and 1050-4556

That portion of land occupied by the Parish of Saint Timothy Anglican, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Lot 119, District Lot 123, Group 1, New Westminster District, Plan 44141, and the buildings thereon (4550 Kitchener Street, Roll No. 1050-4550) and Lot 2, Block 49, District Lot 123, Group 1, New Westminster District, Plan 1543, and the buildings thereon (4514 Kitchener Street, Roll No. 1050-4514) and Lot 120, District Lot 123, Group 1, New Westminster District, Plan 44141 and the buildings thereon (4556 Kitchener Street, Roll No. 1050-4556) SAVE AND EXCEPT the area occupied by the TREASURE ISLAND III DAYCARE and a proportionate area of the land as shown outlined in black on the plan annexed to Bylaw No. 11803 and filed in the Land Title Office in New Westminster.

ST. STEPHEN THE MARTYR ANGLICAN CHURCH

9887 Cameron Street

Roll No. 1800-9887

That portion of land occupied by the St. Stephen the Martyr Anglican Church, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Lot A, District Lot 6, Group 1, New Westminster District, Plan 2681, and the buildings thereon SAVE AND EXCEPT the area occupied by the THREE BEARS PRESCHOOL and a proportionate area of the land as outlined in black on the plan annexed to Bylaw No. 11016 and filed in the Land Title Office in New Westminster.

SOUTH BURNABY UNITED CHURCH
7551 Gray Avenue
7591 Gray Avenue
Roll Nos. 5755-7551& 5755-7591

That portion of land occupied by the South Burnaby United Church, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia and more particularly known and described as Parcel B, District Lot 99, Group 1, Plan 52563 and Lot B, Block 22, District Lot 99, Group 1, New Westminster District, Plan 2231 and the building thereon SAVE AND EXCEPT the area occupied by the MONTESSORI PRE SCHOOL and a proportionate area of the land as shown outlined in black on the plan annexed to Bylaw No. 11998 filed in the Land Title Office in New Westminster.

**GOVERNING COUNCIL OF THE
SALVATION ARMY CANADA WEST**
6125 Nelson Avenue
Roll No. 5895-6125

That portion of land occupied by the Governing Council of the Salvation Army Canada West, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as the Northerly 123.2 feet of Lot 2, District Lot 32, Group 1, New Westminster District, Plan 6123, and the buildings thereon SAVE AND EXCEPT the area occupied by the MONTESSORI PRE-SCHOOL and a proportionate area of the land as shown outlined in black on the plan annexed to Bylaw No. 9764, filed in the Land Title Office in New Westminster.

**GRACE LUTHERAN CHURCH
OF SOUTH BURNABY**
7283 Nelson Avenue
Roll No. 5895-7283

That portion of land occupied by the Grace Lutheran Church of South Burnaby, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Lot 1, District Lot 99, Group 1, New Westminster District, Plan LMP14443, and the buildings thereon SAVE AND EXCEPT the area occupied by the KUMON AND MONTESSORI PRE-SCHOOL AND THE TREEHOUSE DAYCARE CENTER and a proportionate area of the land as shown outlined in black on the plan annexed to Bylaw No. 11288, filed in the Land Title Office in New Westminster.

**TRUSTEES OF BRENTWOOD
PRESBYTERIAN CHURCH**
1640 Delta Avenue
Roll No. 5945-1640

That portion of land occupied by the Trustees of Brentwood Presbyterian Church, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Lot 153, District Lot 126, Group 1, New Westminster District, Plan 29569, and the buildings thereon SAVE AND EXCEPT the area occupied by the MONTESSORI DAY CARE and a proportionate area of the land as shown outlined in black on the plan annexed to Bylaw No. 11626, filed in the Land Title Office in New Westminster.

**B.C. CONFERENCE OF THE
MENNONITE BRETHREN CHURCHES**
380 Hythe Avenue
Roll No. 5995-0380

That portion of land occupied by the B.C. Conference of the Mennonite Brethren Churches described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Lot 7, Block 91, District Lot 127, Group 1, New Westminster District, Plan 4953, Except Plan 20554, and part on Plan 22266, and the buildings thereon SAVE AND EXCEPT the area occupied by the CAPITAL COLLEGE – BURNABY MONTESSORI PRESCHOOL and proportionate area of the land as shown outlined in black on the plan annexed to Bylaw No. 11454, filed in the Land Title Office in New Westminster.

**BC CONFERENCE PROPERTY DEVELOPMENT
COUNCIL OF THE UNITED CHURCH OF CANADA
FORMERLY EAST BURNABY UNITED CHURCH**
7772 Graham Avenue
Roll No. 4434-7772

That portion of land occupied by the BC Conference Property Development Council of the United Church of Canada Formerly East Burnaby United Church, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Easterly 181.5 feet of Lot 13 Except: The Southerly Half District Lot 28, Group 1, New Westminster District, Plan 3287, and the buildings thereon SAVE AND EXCEPT the areas occupied by the GRAHAM MONTESSORI PRESCHOOL and a proportionate area of the land as shown outlined in black on the plan annexed to Bylaw No. 12338 and filed in the Land Title Office in New Westminster.

CLIFF AVENUE UNITED CHURCH

1600 Cliff Avenue
Roll No. 6835-1600

That portion of land occupied by Cliff Avenue United Church, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Lot 2, District Lot 135, Group 1, New Westminster, Plan 78817, and the buildings thereon SAVE AND EXCEPT the areas occupied by the SUMMERHILL MONTESSORI PRESCHOOL and a proportionate area of the land as shown outlined in black on the plan annexed hereto.

SOUTHSIDE COMMUNITY BAPTIST CHURCH

7135 Walker Avenue
Roll No. 7015-7135

That portion of land occupied by Southside Community Baptist Church, described as follows:

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the City of Burnaby, Province of British Columbia, more particularly known and described as Lot "B", Block 3, District Lot 95, New Westminster District, Plan 1796, and the buildings thereon SAVE AND EXCEPT the areas occupied by the HIGHGATE PRESCHOOL and a proportionate area of the land as shown outlined in black on the plan annexed hereto.


Read a first time this 21st day of September 2009

Read a second time this 21st day of September 2009

Read a third time this 21st day of September 2009

Reconsidered and adopted this 5th day of October 2009


MAYOR


CLERK

2002 Jun 2002

PLAN TO ACCOMPANY THE CITY OF BURNABY TAX EXEMPTION BY-LAW NO. FOR A PORTION OF LOT B (PLAN 30740) OF BLOCK 3, PLAN 1796, D.L. 95, GP. 1, N.W.D.

PURSUANT TO SECTION 339(1)(g) OF THE LOCAL GOVERNMENT ACT.

Scale 1 : 250



Civic Address:
7135 Walker Ave.
Burnaby, B.C.

Distances are in metres and decimals thereof.
m² denotes square metres.
Bearings are astronomic and are derived from Plan 30740.



ARCOLA STREET

90° 08' 10"
40.23

Total Tax Exempt
Area = 1255 m²

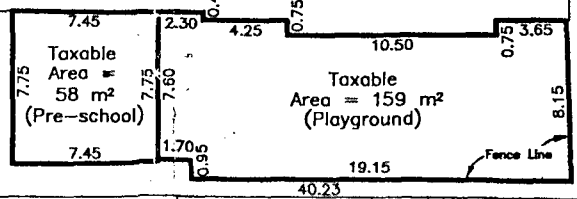
Plan
B
(Plan 30740)

1796

Church Building

Plan
D
58881

Total Taxable Area = 217 m²
(Pre-school and Playground)



90° 08' 10"
40.23

Lane

Plan
A
52264

Plan
C
40962

WALKER
AVENUE

Certified correct this 23rd day
of September, 2002.

B.C.L.S.

This plan lies within the Greater Vancouver Regional District.

PLAN TO ACCOMPANY THE CITY OF BURNABY TAX EXEMPTION BYLAW NO. _____
 FOR A PORTION OF LOT 2, DISTRICT LOT 135, GROUP 1, NWD, PLAN 78817
 Pursuant to Section 224(2)(g), of the Community Charter Act.

Scale 1 : 250



Grid bearings are derived from Plan 78817
 Distances are in metres and decimals thereof.

Legend :

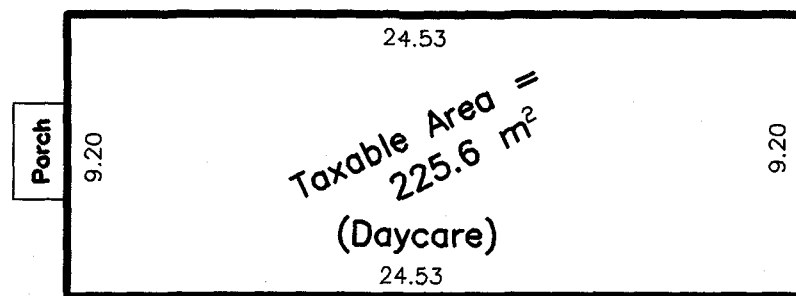
m² denotes square metres.
 LTO denotes Land Title Office.

Civic Address:
 Cliff Ave United Church (Montessori Daycare)
 1600 Cliff Ave
 Burnaby, B.C.
 P.I.D. No. 011-888-466
 Previous Tax Exemption Bylaw See LTO Document Z141252

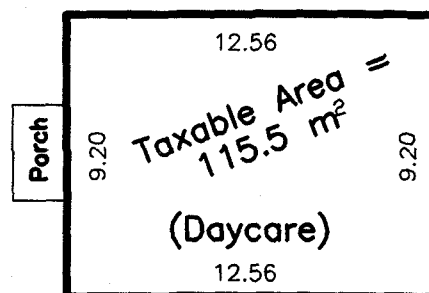
Lot 2 Area = 2712 m² (Plan 78817)
 Taxable Area = 341.1 m² (Daycare)
 Tax Exempt Area = 2370.9 m²

Note: Taxable area based on field survey and
 tax exempt area calculated by subtracting taxable
 area from Lot 2 area as shown on Plan 78817.

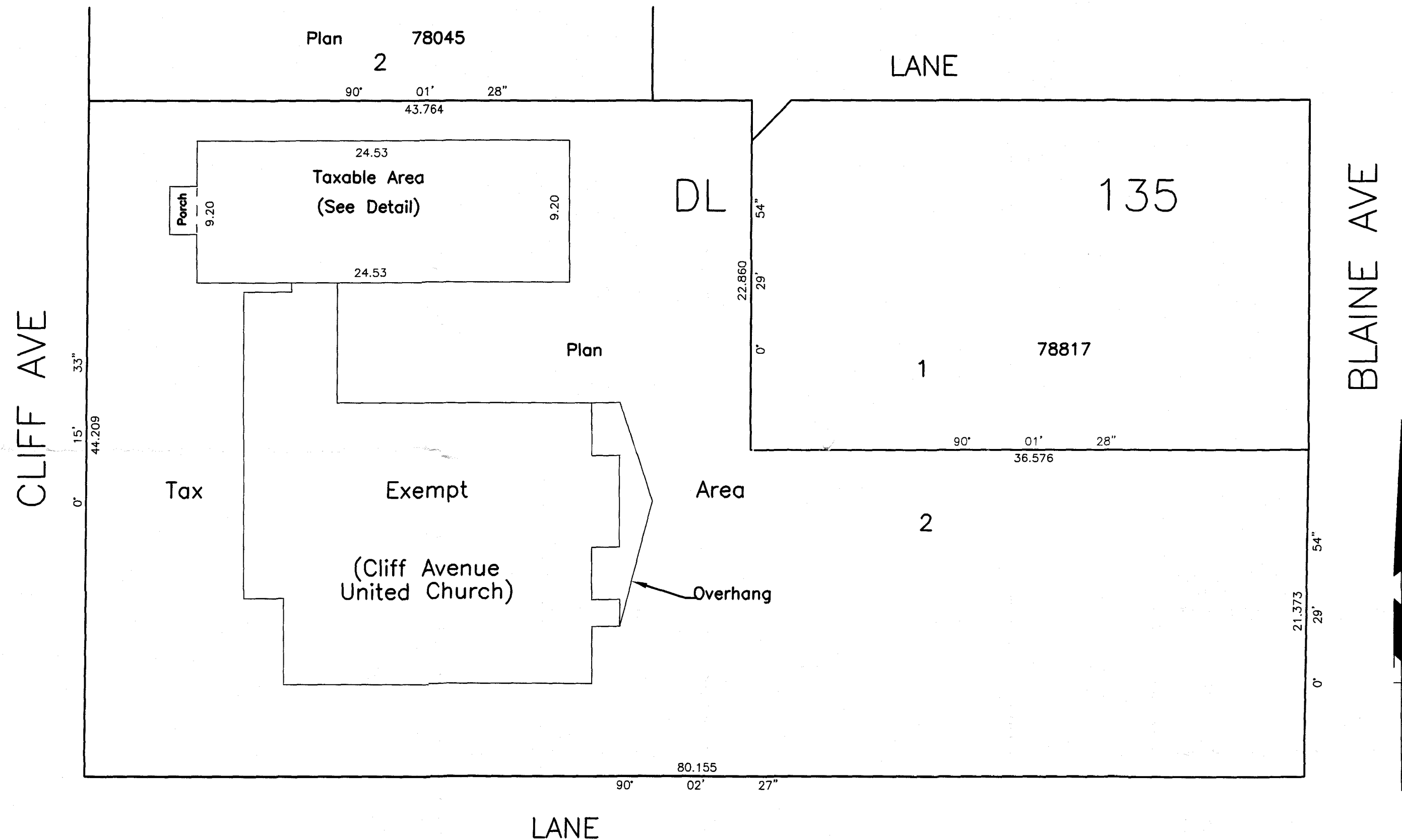
GROUND FLOOR



2nd FLOOR



Detail



"This plan was prepared for City purposes and is
 for the exclusive use of the City of Burnaby.
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 liability for any damages that may be suffered by
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 or in part without the consent of the Burnaby
 Survey Section.
 This document is not valid unless designated
 original by the City of Burnaby Survey Section's
 embossed seal."

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Certified correct this 24th day
 of August, 2009.

R. [Signature]
 B.C.L.S.