

**CITY OF BURNABY**

**BYLAW NO. 12853**

A BYLAW to exempt from taxation certain lands and improvements pursuant to sections 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 improvements for residential 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. 5, 2010.**

2. Pursuant to section 224(2)(c) of the *Community Charter*, Council does hereby for the year 2011 exempt from taxation under section 197(1)(a) of the said Act, the following lands and improvements, namely:

- (1) 7837 Canada Way (Roll No. 1770-7837), owned and used by TRUSTEES OF THE CONGREGATION OF ST. ARCHANGEL MICHAEL SERBIAN ORTHODOX CHURCH, and more particularly described as Lot A, District Lot 29, Group 1, New Westminster District, Plan LMP52042, SAVE AND EXCEPT that portion of the improvements used for residential purposes and a proportionate area of the land as shown on plan annexed hereto as Schedule "A".

- (2) 3871 Pandora Street (Roll No. 0600-3871), owned and used by ST. HELEN'S CATHOLIC SCHOOL AND CHURCH, and more particularly described as Lot 1, District Lot 186, Group 1, New Westminster District, Plan LMP30660, SAVE AND EXCEPT that portion of the improvements used for residential purposes and a proportionate area of the land as shown on plan annexed hereto as Schedule "B".
- (3) 3885 Albert Street (Roll No. 0630-3885), owned and used by VISHVA HINDU PARISHAD OF B.C., and more particularly described as Lot 13, Block 2 of District Lots 116 and 186, Group 1, New Westminster District, Plan 1236, SAVE AND EXCEPT that portion of the improvements used for residential purposes and a proportionate area of the land as shown on plan annexed to Bylaw No. 9057, filed in the Land Title Office in New Westminister.
- (4) 5975 Sunset Street (Roll No. 1970-5975), owned and used by CAPITOL HILL CONGREGATION OF JEHOVAH'S WITNESSES, and more particularly described as Block 7, District Lot 80 Except Reference Plan 67354, Group 1, New Westminster District, Plan 3780, SAVE AND EXCEPT that portion of the improvements used for residential purposes and a proportionate area of the land as shown on plan annexed to Bylaw No. 9239, filed in the Land Title Office in New Westminister.
- (5) 9387 Holmes Street (Roll No. 2550-9387), owned and used by ST. MICHAEL'S SCHOOL AND CHURCH, and more particularly described as Lot B, District Lot 1, Group 1, New Westminster District, Plan LMP9683, SAVE AND EXCEPT that portion of the improvements used for residential purposes and a proportionate area of the land as shown on plan annexed to Bylaw No. 10652, filed in the Land Title Office in New Westminister.

- (6) 6907 Elwell Street (Roll No. 3140-6907), owned and used by SOUTH BURNABY GOSPEL HALL SOCIETY, and more particularly described as Lot 207, District Lot 95, Group 1, New Westminster District, Plan 56166, SAVE AND EXCEPT that portion of the improvements used for residential purposes and a proportionate area of the land as shown on plan annexed to Bylaw No. 11625 filed in the Land Title Office in New Westminster.
- (7) 5060 Marine Drive (Roll No. 3700-5060), owned and used by IGLESIA NI CRISTO CHURCH OF CHRIST, and more particularly described as Lot 42, District Lot 162, Group 1, New Westminster District, Plan 43643, SAVE AND EXCEPT the 1,239 square metres used for residential purposes as shown on plan annexed to Bylaw No. 10460, filed in the Land Title Office in New Westminster.
- (8) 8260 13th Avenue (Roll No. 4500-8260-5000), owned and used by THE CHRISTIAN SCHOOL ASSOCIATION OF BURNABY, JOHN KNOX SCHOOL, and more particularly described as Lot A, District Lot 25, Group 1, New Westminster District, Plan BCP40488 filed in the Land Title Office in New Westminster.
- (9) 7450 12th Avenue (Roll No. 4540-7450-5000), owned and used by ST. THOMAS MORE COLLEGIATE, and more particularly described as Lot 47 of District Lot 29, Group 1, New Westminster District, Plan 26444, SAVE AND EXCEPT that portion of the improvements used for residential purposes and a proportionate area of the land as shown on plan annexed to Bylaw No. 9057, filed in the Land Title Office in New Westminster.

- (10) 7455 10th Avenue (Roll No. 4600-7455), owned and used by OUR LADY OF MERCY SCHOOL AND CHURCH, and more particularly described as Lot 48 of District Lot 29, Group 1, New Westminster District, Plan 26444, SAVE AND EXCEPT that portion of the improvements used for residential purposes and a proportionate area of the land as shown on plan annexed to Bylaw No. 10816 filed in the Land Title Office in New Westminster.
- (11) 3891 Kingsway (Roll No. 2690-3891), occupied and held by "GRACE CHRISTIAN CHAPEL" described as Lot A Except: Parcel One (Explanatory Plan 15591), Block 49, District Lot 35, Group 1, New Westminster District, Plan 799 SAVE AND EXCEPT that proportionate area of the land as shown on plan annexed hereto as Schedule "C".

Read a first time this 4<sup>th</sup> day of October 2010

Read a second time this 4<sup>th</sup> day of October 2010

Read a third time this 4<sup>th</sup> day of October 2010

Reconsidered and adopted by Council this 18<sup>th</sup> day of October 2010

  
MAYOR



CLERK

# PLAN TO ACCOMPANY THE CITY OF BURNABY TAX EXEMPTION BY-LAW NO. FOR A PORTION OF LOT A, DL 29, Gp 1, NWD, PLAN LMP52042

Scale 1 : 250



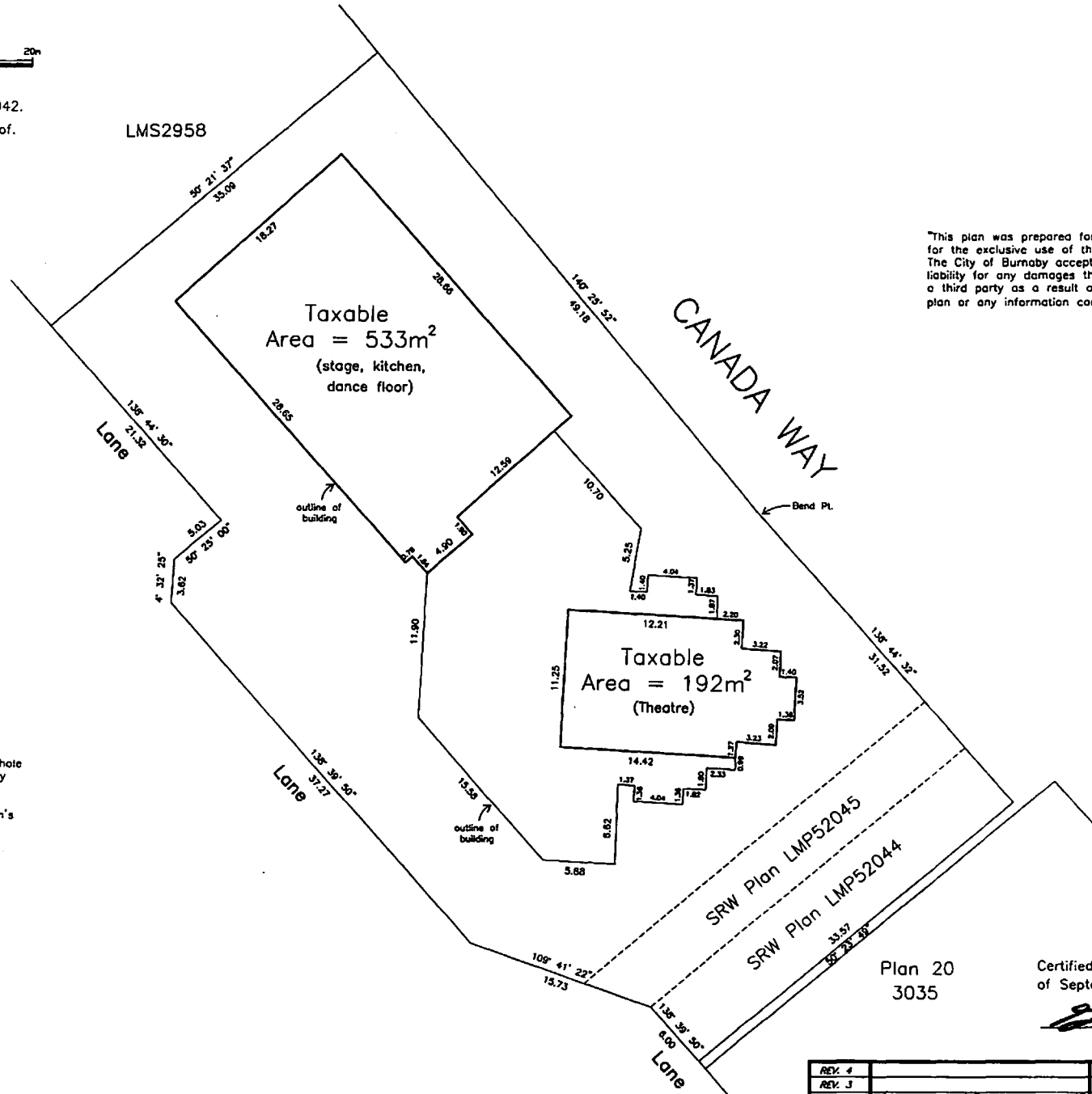
Grid bearings are derived from Plan LMP52042.  
Distances are in metres and decimals thereof.

Civic Address:  
7837 Canada Way  
Burnaby, B.C.

P.I.D. Number: 025-201-506

Note:

Total Lot Area = 3100m<sup>2</sup>  
Total Taxable Area = 725m<sup>2</sup>



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SCHEDULE "A"



SRW Plan LMP52045  
SRW Plan LMP52044

Plan 20  
3035

Certified correct this 22<sup>nd</sup> day  
of September, 2010.

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

"This plan lies within the Greater Vancouver Regional District."

The City of Burnaby  
Engineering Dept., Survey Section  
4949 Canada Way, Burnaby, B.C.  
V5G 1M2  
Phone : (604) 294-7093  
Fax : (604) 294-7425

|            |                      |               |    |         |
|------------|----------------------|---------------|----|---------|
| REV. 4     |                      |               |    |         |
| REV. 3     |                      |               |    |         |
| REV. 2     |                      |               |    |         |
| REV. 1     |                      |               |    |         |
| (Original) | Tax Exemption Survey | Sep. 16, 2010 | CB | GH & CB |


PLAN TO ACCOMPANY THE CITY OF BURNABY TAX EXEMPTION BYLAW  
 NO. \_\_\_\_\_ FOR A PORTION OF LOT 1, DISTRICT LOT 186, GROUP 1, NWD,  
 LMP30660

Pursuant to Section 224(2)(g) and Section 224(6) of the Community Charter.

Scale 1 : 500 

Distances are in metres and decimals thereof.  
 Grid bearings are derived from Plan LMP30660.

Legend

Ref. denotes Reference.  
 m<sup>2</sup> denotes square metres.  
 denotes building wall.

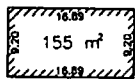
Civic Address:  
 3781 Pandora Street (PID 023-595-230)  
 Burnby, B.C.

Lot 1 Area = 8433 m<sup>2</sup> (Plan LMP30660)  
 Total Taxable Area = 436 m<sup>2</sup>  
 Tax Exempt Area = 7997 m<sup>2</sup>

Note: Taxable area is based on field survey.  
 Tax exempt area is calculated by  
 subtracting taxable area from Lot 1  
 area as shown on Plan LMP30660.

Detail  
 Scale 1:500

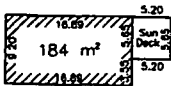
Basement Floor (Daycare)



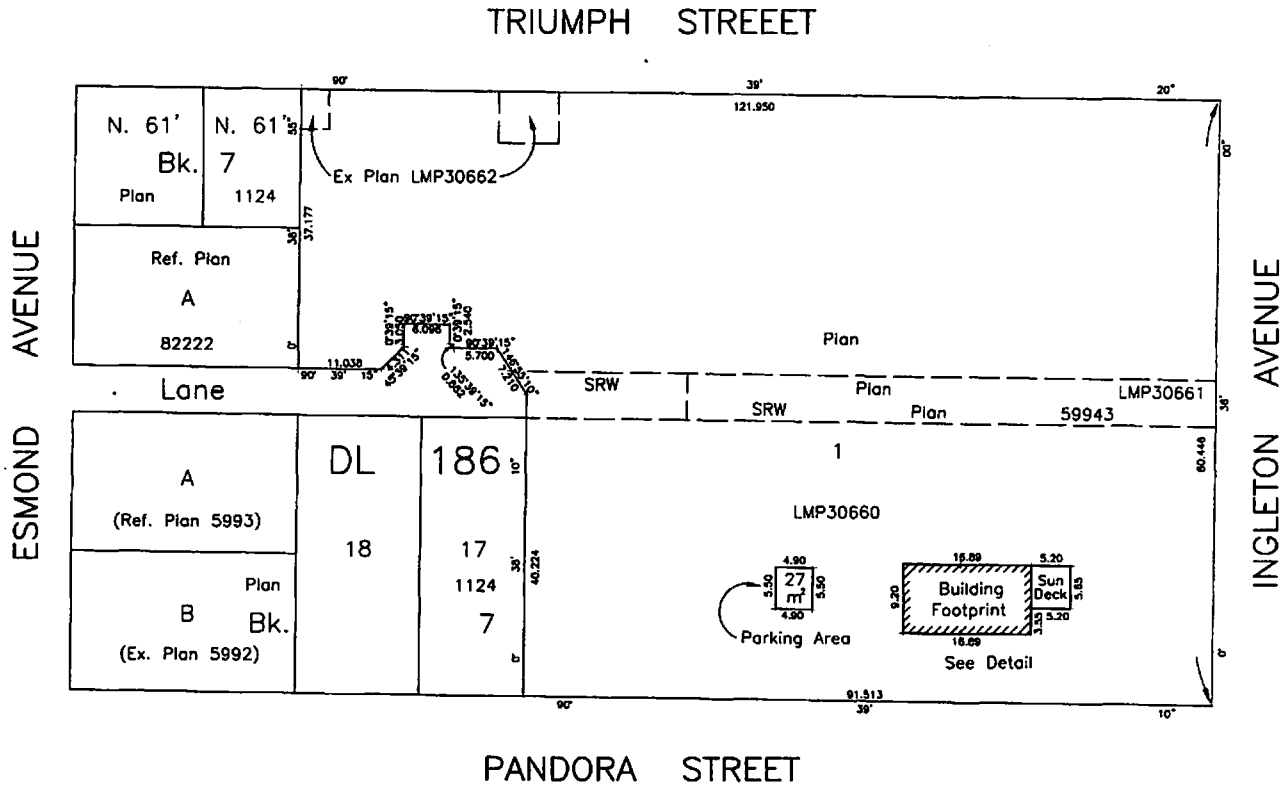
Ground Floor (Rectory)



2nd Floor (Rectory)



Taxable Building Area = 409 m<sup>2</sup>  
 Total Taxable Area = 436 m<sup>2</sup> (Parking Area + Building Area)



SCHEDULE "B"

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Certified correct this 23<sup>rd</sup> day of September, 2010.

  
 B.C.L.S.

|            |                      |               |     |          |
|------------|----------------------|---------------|-----|----------|
| REV. 4     |                      |               |     |          |
| REV. 3     |                      |               |     |          |
| REV. 2     |                      |               |     |          |
| REV. 1     |                      |               |     |          |
| (Original) | Tax Exemption Survey | Sep. 22, 2010 | DGM | DD & DGM |

