

CORPORATION OF THE DISTRICT OF BURNABY

By-law No. 193.

A By-law to divert a portion of the Hastings-Barnet Road in the Municipality of Burnaby.

WHEREAS by Subsection 185 of Section 54 of the "Municipal Act" it is provided inter alia that in every municipality the council may make by-laws for establishing, opening, making, preserving, improving, repairing, widening, altering, diverting or stopping up roads, streets, squares, alleys, lanes, bridges, or other public thoroughfares within the boundaries of the Municipality or the jurisdiction of the Council.

AND WHEREAS by Subsection 202 of Section 54 of the "Municipal Act" it is provided that in every municipality the Council may make by-laws for disposing of a public street or highway or any portion thereof whenever deemed necessary in exchange for adjacent or contiguous lands acquired or expropriated for the purpose of improving, widening, straightening, or diverting any public street or highway and to execute deeds for property so exchanged when authorized so to do by the Lieutenant-Governor in Council.

AND WHEREAS it is deemed advisable and desirable to divert a portion of the Hastings-Barnet Road ~~in~~ through District Lots Two Hundred and Thirteen (213) and Two Hundred and Fourteen (214) in the Municipality of Burnaby.

AND WHEREAS the North Pacific Lumber Company, Limited, an Extra-Provincial Company, licensed to carry on business in the Province of British Columbia, with head Office situate at Barnet, British Columbia, has agreed to grant and convey to the Municipality the lands required for such diversion

through said lots being those portions of District Lots Two Hundred and thirteen (213) and two hundred and fourteen (214) Group One (1) New Westminster District hereinafter more particularly described in exchange for the lands within the limits of said lots two hundred and thirteen (213) and two hundred and fourteen (214) now established as a road, AND WHEREAS for the purpose aforesaid it is necessary to close those parts of the Hastings-Barnet Road now or heretofore established and more particularly hereinafter described.

THE Municipal Council of the Corporation of the District of Burnaby therefore enacts as follows :-

1. A street, highway or public thoroughfare is hereby established and opened over the lands and premises described as follows:- ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being, in the Province of British Columbia, in the District of New Westminster, Group One (1), being composed of a portion of District Lots Two Hundred and thirteen (213) and two hundred and fourteen (214), and which may be more particularly known and described as follows, that is to say:-

Commencing at the point of intersection of the centre line of said road allowance with the westerly boundary of said District Lot Two Hundred and fourteen; said point being southerly and distant 334.2 feet from a post planted at the North West corner of said District Lot Two Hundred and fourteen (214); thence following the centre line of said road allowance along the courses hereinafter described:-

North 89 degrees 14 minutes East, 164.5 feet; South 86 degrees 27 minutes East, 599.0 feet; South 72 degrees 32 minutes East, 1335.9 feet; South 86 degrees 04 minutes East, 198.3 feet; South 75 degrees 22 minutes East, 278.3

feet; South 67 degrees 21 minutes East, 190.8 feet; South 61 degrees 56 minutes East, 692.4 feet; South 78 degrees 54 minutes East, 189.6 feet; North 84 degrees 08 minutes East, 521.0 feet; South 82 degrees 33 minutes East, 781.0 feet; South 86 degrees 57 minutes East, 275.9 feet; and North 72 degrees 04 minutes East, 205.0 feet more or less to the intersection with the Easterly boundary of said District Lot 213, said point of intersection being Southerly and distant 434.16 feet from a post planted at the intersection of the Northerly boundary of the Canadian Pacific Railway Company's Right of Way with the said Easterly boundary of District Lot 213; and said centre line of road allowance as hereinbefore described having a parallel width of 33 feet on each side of centre line and containing Eight (8) 28/100 acres be the same more or less as shown coloured red on the plan attached hereto.

2. The Corporation of the District of Burnaby declares closed and stopped up that portion of the Hastings-Barnet Road resumed and established under and by virtue of the "Burnaby Road Appropriation By-law 1906" described as follows: ALL AND WHOLE that certain parcel or tract of land and premises situate, lying and being in the Province of British Columbia, in the District of New Westminster, Group One (1), being composed of a portion of District Lots Two hundred and thirteen (213) and Two hundred and fourteen (214), and which may be more particularly known and described as follows, that is to say:-

Commencing at the point of intersection of the centre line of said road allowance with the Westerly boundary of said District Lot 214; said point of intersection being Southerly and distant 287 feet from the post planted at the North West corner of said District Lot Two hundred and fourteen (214) thence following said centre line of

road allowance along the courses hereinafter described:-

North 55 degrees East, 98.5 feet; North 70 degrees 49 minutes East, 74 feet; North 87 degrees 42 minutes East, 471.8 feet; South 50 $\frac{1}{2}$ degrees 18 minutes East, 540 feet; South 74 degrees 45 minutes East 138.5 feet to the point of a curve to the left; thence following a curve to the left having a radius of 231 feet, 148.4 feet to the intersection with a tangent; thence North 68 degrees 09 minutes East along said tangent 439.7 feet to a point, said point being southerly and distant 18.9 feet measured at right angles thereto from the southerly boundary of the Canadian Pacific Railway Company's Right of Way; and having a parallel width of 33 feet on each side of said centre line as hereinbefore described; thence South 67 degrees 18 minutes East along a course, 302 feet to a point, said point being southerly and distant 26 feet measured at right angles thereto from the southerly boundary of the Canadian Pacific Railway Company's Right of Way; and being bounded along said course on the North by the southerly boundary of the Canadian Pacific Railway Company's Right of Way, and on the South by a line southerly and distant 24.5 feet measured at right angles thereto at the westerly end, and 22.8 feet at the easterly end of said course; thence following the centre line of said road allowance along the courses hereinafter described:- South 22 degrees 42 minutes West, 69 feet South 15 degrees 41 minutes East, 150.5 feet; and South 67 degrees 18 minutes East, 575 feet; and said road allowance having a parallel width of 20 feet on each side of said centre line; thence following said centre line of road allowance along the courses hereinafter described:-

South 28 degrees 26 minutes East, 220 feet; South 63 degrees 42 minutes East, 193 feet; South 29 degrees 16

minutes East, 89.6 feet; South 36 degrees 58 minutes East, 334.9 feet; South 65 degrees 58 minutes East, 111.5 feet; South 88 degrees 38 minutes East, 280.8 feet; South 81 degrees 38 minutes East, 196 feet; South 68 degrees 03 minutes East, 239 feet; South 56 degrees 47 minutes East, 141 feet; South 61 degrees 27 minutes East, 123 feet; South 78 degrees 48 minutes East, 138.5 feet; South 87 degrees 52 minutes East, 153 feet; South 65 degrees 11 minutes East, 125.5 feet; South 81 degrees 29 minutes East, 135.8 feet; North 82 degrees 09 minutes East, 130.5 feet; North 68 degrees 42 minutes East, 130 feet; North 61 degrees 38 minutes East, 128.2 feet; North 52 degrees 08 minutes East, 111.8 feet; and North 63 degrees 40 minutes East, 80 feet more or less to the intersection with the Easterly boundary of said District Lot 213, said point of intersection being Southerly and distant 884.06 feet from a post planted at the intersection of the Northerly boundary of the Canadian Pacific Railway Company's right of way, with the Easterly boundary of said District Lot 213, and said road allowance having a parallel ^{distance} of 33 feet on each side of said centre line of road allowance as heretofore described, and containing 8 - 28/100 acres be the same more or less as shown outlined in yellow on the plan attached hereto.

3. The Corporation of the District of Burnaby declares closed and stopped up that portion of the Hastings-Barnet Road as re-located and established on May 2nd, 1911, and described as follows :- ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the Province of British Columbia, in the District of New Westminster, Group One (1), being composed of a portion of District Lots Two hundred and thirteen (213) and Two hundred and fourteen (214), and which may be more

particularly known and described as follows, that is to say:-

Commencing at the point of intersection of the centre line of said road allowance on a tangent having a bearing of North 80 degrees 38 minutes East with the Westerly boundary of said District Lot 214, said point being Southerly and distant 334.2 feet from a post planted at the North Westerly corner of said District Lot 214; thence following the centre line of said road allowance along the courses hereinafter described:-

On a curve to the right having a radius of 1042 feet, 234.8 feet to the intersection of a tangent; thence South 87 degrees 27 minutes East along a tangent 358.2 feet to the point of a curve; thence along a curve to the right having a radius of 819 feet, 181.4 feet to the intersection with a tangent; thence South 74 degrees 45 minutes East along a tangent 469.5 feet to the point of a curve; thence along a curve to the left having a radius of 231 feet 148.4 feet to the intersection with a tangent; thence North 68 degrees 09 minutes East along a tangent 439.7 feet to a point, said point being Southerly and distant 18.9 feet measured at right angles thereto; from the Southerly boundary of the Canadian Pacific Railway Company's Right of Way; and said road allowance having a parallel width of 33 feet on each side of said centre line as hereinbefore described; thence South 67 degrees 18 minutes East, along a course 1040 feet to the intersection with the Easterly boundary of District Lot 214, being bounded along said course on the North by a line 33 feet distant from and parallel to said course and by the Southerly boundary of the Canadian Pacific Railway Company's Right of Way, and on the South by a line Southerly and ~~via~~ distant 24.5 feet measured at right angles thereto at the Westerly end and 19 feet at the Easterly end of said course; thence following the centre line of said road allow-

ance along the courses hereinafter described:-

South 67 degrees 18 minutes East along a tangent 922.75 feet to the point of a curve to the left; thence along a curve to the left having a radius of 819 feet, 196.6 feet to the intersection with a tangent; thence South 84 degrees 01 minutes East, along a tangent 763 feet to the point of a curve to the right; thence along a curve to the right having a radius of 104 feet, 81.7 feet to the intersection with a tangent; thence South 34 degrees 03 minutes East along a tangent 256.4 feet to the point of a curve to the left; thence along a curve to the left having a radius of 303 feet, 111.1 feet to the intersection with a tangent; thence South 55 degrees 10 minutes East, along a tangent, 104.5 feet to the point of a curve to the left; thence along a curve to the left having a radius of 153.6 feet, 123.4 feet to the intersection with a tangent; thence North 77 degrees 55 minutes East along a tangent 119 feet to the point of a curve to the right; thence along a curve to the right having a radius of 176 feet, 50 feet more or less to the intersection with the Easterly boundary of said District Lot 213; said point of intersection being Southerly and distant 789.76 feet from the post planted on the intersection of the Northerly boundary of the Canadian Pacific Railway Company's Right of Way with said Easterly boundary of said District Lot 213, and said road allowance having a parallel distance of 33 feet along each side of said centre line of road allowance as hereinbefore described and containing 8 11/100 acres be the same more or less as shown outlined in red on the plan attached hereto.

4. The said lands in the preceding paragraphs two (2) and three (3) described may be conveyed to the North Pacific Lumber Company, Limited, in exchange for the lands required for said diversion and deed or deeds of said lands may be executed under the corporate seal of the said Corporation

of the District of Burnaby by the Reeve and Clerk.

5. This By-law shall come into effect upon receiving the consent of the Lieutenant-Governor in Council.

6. This By-law may be cited as "HASTINGS-BARNET ROAD DIVERSION BY-LAW, 1914."

DONE AND PASSED in Open Council this Second (2nd.) day of November, 1914.

RECONSIDERED AND FINALLY PASSED this Ninth (9th.) day of November, 1914.

RECEIVED the consent of the Lieutenant-Governor in Council this Third (3rd.) day of December, 1914.

Arthur G. Moore

C.L.C.

Hugh R. W. Fraser

REEVE



I, Arthur G. Moore, Clerk to the Municipal Council of the Corporation of the District of Burnaby, hereby certify that the foregoing is a true copy of a By-law passed by the Municipal Council on the Ninth (9th) day of November, 1914.

Arthur G. Moore

CLERK.