

CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 755.

A By-law to amend the "Burnaby Tax Sale Lands Sale By-law, 1921".

THE MUNICIPAL COUNCIL of the Corporation of the District of Burnaby ENACTS AS FOLLOWS:-

1. Notwithstanding anything contained in the "Burnaby Tax Sale Lands Sale By-law, 1921" it shall be lawful for the Council by resolution, subject to the provisions of the Municipal Act, to sell by concurrent agreements groups of two hundred or more parcels of lands acquired by the Corporation under tax sale proceedings or as a result of non-payment of taxes, aggregating in area twenty or more acres and situate in such prescribed areas as may from time to time be defined by the Council in or adjacent to districts where roads and water facilities are conveniently accessible or obtainable; Provided however that any such sale must include all the tax sale parcels in the prescribed area wherein such parcels are situate; save and except lands reserved for streets, parks, school sites or other Municipal purposes.

2. The sale price of such groups of parcels shall be the book value of the parcels included in the sale as shown in the books of the Corporation at the time of the sale plus twenty (20%) per centum of such book value.

3. Every agreement for sale of such groups of parcels shall contain a covenant on the part of the purchaser to pay in addition to the sale price an additional sum (hereinafter called the additional payment) equal to the estimate of the Municipal Engineer of the Corporation as the cost of clearing and contour grading the roads within the prescribed area wherein such parcels are situate, gravelling or rocking the same and of

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providing road drainage and land drainage and water facilities for the said parcels all in accordance with the plans and specifications and requirements of the said Municipal Engineer. Provided that the Corporation may in the discretion of the Council assume a portion of the cost of clearing and grading the said roads and gravelling or rocking the same and of providing road drainage and land drainage and water facilities as hereinbefore mentioned but the amount to be so assumed by the Corporation shall not exceed the proportion which the parcels owned by the Corporation in the said prescribed area bears to the total number of parcels in the said prescribed area.

4. The said additional payment shall be paid in such instalments and at such times as may be set out in said agreement and it shall also be provided therein that in default of payment of any such instalments the Corporation shall have the same remedies in respect thereto as are in the said agreement provided in the event of default in payments of principal or interest and the covenants and clauses in the said agreement referring to such payments of principal and interest shall be read and construed to extend to and include such additional payment or instalments thereof in like manner as if the same were specifically mentioned therein.

5. The said agreement shall also contain a covenant on the part of the Corporation that the said additional payment or instalments thereof shall be and when received by the Corporation and to the extent thereof be expended in providing roads and water facilities for the said parcels.

6. The said "Burnaby Tax Sale Lands Sale By-law 1921" is hereby amended accordingly.

7. Section 2 of said "Burnaby Tax Sale Lands Sale By-law 1921" is hereby amended by striking out the words "ledger equity"

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in the sixth and seventh lines thereof and substituting therefor the words "book value".

8. By-law No. 702 of the Corporation intituled "Burnaby Tax Sale Lands Sale By-law 1921 Amendment By-law 1928" is hereby repealed.

9. This By-law may be cited as the "BURNABY TAX SALE LANDS SALE BY-LAW 1921, AMENDMENT BY-LAW NO. 2, 1928".

DONE AND PASSED in open Council this Ninth (9th) day of July A.D. 1928.

RECONSIDERED AND FINALLY PASSED this Sixteenth (16th) day of July A.D. 1928.



A. L. L. L.
REEVE.

Arthur G. Moore
CLERK.

I, Arthur G. Moore, Clerk of 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 16th. day of July A.D. 1928.

Arthur G. Moore
CLERK.

