

CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 772

A By-law to authorize the construction of a four (4) foot Asphalt sidewalk on the West Side of Curragh Avenue from Kingsway to B.C.E.R. Right of Way as a local improvement under the provisions of the "Local Improvement Act".

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WHEREAS M. A. Rothwell and others have petitioned the Council to construct, as a work of local improvement, the work hereinafter described and the clerk has certified that the Petition is sufficient, and it is expedient to grant the prayer of the Petition in the manner hereinafter provided:

THEREFORE the Municipal Council of the Corporation of the District of Burnaby ENACTS AS FOLLOWS:-

1. That a four (4) foot Asphalt sidewalk be constructed on the West Side of Curragh Avenue from Kingsway to B.C.E.R. Right of Way as a local improvement under the provisions of the "Local Improvement Act".
2. The Engineer of the Corporation do forthwith make such plans, profiles, and specifications and furnish such information as may be necessary for the making of a contract for the execution of the work.
3. The work shall be carried on and executed under the superintendence and according to the directions and orders of such Engineer.
4. The Reeve and Clerk are authorized to cause a contract for the construction of the work to be made and entered into with some person or persons, firm or corporation, subject to the approval of this Council to be declared by resolution; Provided that the Council in its discretion may by resolution determine that the construction of the work or any part thereof shall be done by the Municipality instead of by contract. In the event of the work or any part thereof being undertaken by the Municipality a separate account shall be kept by the Treasurer of all expenditures in connection therewith.

5. The Treasurer may, subject to the approval of the Council, agree with any bank or person for temporary advances of money to meet the cost of the work pending the completion of it.

6. The special assessment shall be paid by ten (10) annual instalments.

7. The debentures to be issued for the loan to be effected to pay for the cost of the work when completed shall bear interest at five (5%) per cent per annum and be made payable within ten (10) years on the sinking fund plan and in settling the sum to be raised annually to pay the debt the rate of interest on investments shall not be estimated at more than four (4%) per cent per annum.

8. Any person whose lot is specially assessed may commute for a payment in cash the special rates imposed thereon, by paying the portion of the cost of construction assessed upon such lot, without the interest forthwith after the special assessment roll has been certified by the Clerk, and at any time thereafter by the payment of such sum as when invested at not more than four (4%) per cent per annum will provide an annuity sufficient to pay the special rates for the unexpired portion of the terms as they fall due.

9. This By-law may be cited as "LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 40, 1928".

DONE AND PASSED in open Council this Seventeenth (17th)  
day of September A.D. 1928.

RECONSIDERED AND FINALLY PASSED this Fifteenth (15th)  
day of October A.D. 1928.



*Al. McLean*  
REEVE.

*Arthur G. Moore*  
CLERK.

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 15th day of October A.D. 1928.

*Arthur G. Moore*  
CLERK.