

CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 1028.

A By-law to provide for the creation of
a Commission to be known as "BURNABY TOWN
PLANNING COMMISSION."

WHEREAS it is expedient to create a Town
Planning Commission to assist the Council in an advisory
capacity in carrying out such of the powers and
provisions of the "Town Planning Act" as are hereinafter
prescribed.

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

1. In this By-law "The Act" shall mean the "Town
Planning Act."

"Municipality" means the Municipality of Burnaby

2. The interpretation section of the Act shall apply
to this By-law.

3. There shall be and there is hereby created a
Commission by and under the name of "Burnaby Town Planning
Commission" to assist the Council in an advisory capacity
in carrying out the powers conferred upon the Council by
the "Town Planning Act" and such commission shall be
composed of the Reeve of the Municipality and the Chairman
of the Board or Committee charged with the administration
of the Municipal Parks of the Municipality and the Chairman
of the Board of School Trustees if resident within the
Municipality as ex officio members of such commission and of
Hans Engberg, James T. Underhill, William T. Wilson,
Geoffrey K. Burnett, G. Conway Brown and Hiram G. Swann
who are hereby appointed by the Council as members of
said Commission and of such other persons as may from time

be appointed by the Council as members of said Commission.

4. The said Hans Engberg and James T. Underhill shall hold office as members of such Commission for the period of three (3) years from the date upon which this By-law comes into effect; the said William T. Willson and Geoffrey K. Burnett shall hold office as members of such Commission for the period of two (2) years from the date upon which this By-law comes into effect; and the said G. Conway Brown and H. G. Swann shall hold office as members of such Commission for the period of one (1) year from the date upon which this By-law comes into effect; and in each succeeding year the vacancies of those whose term of office expires shall be filled for a term of three (3) years. All appointments to fill casual vacancies shall be for the unexpired term. All appointed members of such Commission shall hold office until their successors are appointed. No person shall be appointed a member of such Commission who holds any Municipal Office.

5. No member of the Planning Commission shall receive any compensation for his services other than allowances for actual expenses necessarily incurred in the discharge of his official duties.

6. The Planning Commission shall be presided over by a Chairman to be chosen by itself annually from among the appointed members and the Commission may adopt rules for its procedure including the fixing of a quorum and may from time to time vary such rules by the vote of a majority of the members of the Commission.

7. The Commission shall cause proper records to be kept of its proceedings and may appoint a Secretary.

8. The expenditures of the Commission for all purposes shall be kept within the sum appropriated by the Council for the expense of the Commission.

PROCEDURE

9. The Planning Commission shall cause its Secretary forthwith after his appointment to give the Clerk of the Municipality notice in writing of such appointment and such notice shall contain the full name, address and occupation of such Secretary.

10. A duly qualified Engineer or some other person competent to perform the duties of an Engineer under the Act (hereinafter called the "Engineer") may be appointed and paid by this Council to perform all services which under the Act may be performed by an Engineer and he shall make all surveys, plans, reports, statements and estimates that may be required in relation to any work undertaken pursuant to the Act.

11. Upon the completion of any plan or set of plans for the purpose of an official town plan or upon the completion of specific plans for public improvements consistent with the official town plan or upon the completion of plans of any work whatever to be undertaken and carried out pursuant to the powers conferred upon the Council by the Act, the Engineer shall file with the Secretary of the Planning Commission a duplicate of the plan or set of plans so completed together with such explanatory memoranda and specifications or books of reference as may serve to elucidate and clearly define the scope and objects of such plan or set of plans which accompanying documents shall be read with and form part of the plan or set of plans.

12. Upon receipt of the plan or plans and documents accompanying the same mentioned in paragraph Eleven (11) hereof the Secretary of the Planning Commission shall forthwith notify the chairman of such Commission that such plans and documents have been filed with him and such chairman shall forthwith cause a meeting of said Commission to be called for the consideration of such plans and documents

and the Commission shall take the same into consideration and shall make a report in writing thereon.

13. The Engineer shall give to the Planning Commission such information and assistance in relation to any plans or works from time to time under consideration by the Commission as may reasonably be required of him.

14. In the case of any zoning By-law which pursuant to Section 10 of the Act is before passing the same referred by the Council to the Planning Commission for its recommendation as to the boundaries of the districts to be affected by said By-law and the appropriate regulations and restrictions to be enforced therein the Commission shall have regard to and proceed upon the principles laid down in Section 9 of the Act for the guidance of the Council and shall make a report thereon.

15. The Secretary of the Commission shall prepare and file with the Clerk of the Municipality all reports that may be made by the Commission and shall see that all the requirements of the Act respecting the proceedings of the Commission are complied with.

MEETINGS

16. Meetings shall be convened by the Chairman of the Commission but any two members of the Commission shall have the right to call a meeting thereof in the event of the neglect or omission of the Chairman to do so upon request made in writing by such two members.

17. Two days notice of any meeting of the Commission shall be given to each member thereof.

18. The decision of a majority of the members of the Commission present at any meeting thereof shall be the decision of the Commission.

19. Until otherwise determined by the said Commission three (3) members thereof shall constitute a quorum for the transaction of business at any meeting of the Commission

and no business shall be transacted at any such meeting unless a quorum of members is present at the time when the meeting proceeds to business.

20. A resolution signed by all the members of the commission shall be as valid and binding upon the said commission as though such resolution were passed at a meeting of the commission at which all such members were present.

21. This By-law may be cited as the "BURNABY TOWN PLANNING COMMISSION BY-LAW 1930."

DONE AND PASSED in Open Council this Third (3rd) day of March, A.D. 1930.

RECONSIDERED AND FINALLY PASSED this Tenth (10th) day of March, A.D. 1930.



W. A. Pitcair
REEVE.

Arthur G. Moore
CLERK.

This is Exhibit "C" referred
to in the above affidavit of
Charles Bayer Brown
Subscribed and sworn to at *Vancouver* this
16th day of *November* A. D. 19*42*

J. Gibson
A COMMISSIONER FOR TAKING AFFIDAVITS
WITHIN BRITISH COLUMBIA