

Westminster Registry
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FEB 2 1931
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New Westminster, B. C.

BY-LAW NO. 1211.

A BY-LAW to authorize an agreement between the Greater Vancouver Water District and the Corporation of the District of Burnaby for the purpose of enlarging the diameter of a certain steel pipe line to be constructed by the Greater Vancouver Water District within the confines of The Corporation of the District of Burnaby.

The Council of The Corporation of the District of Burnaby ENACTS AS FOLLOWS:

(1) Authority is hereby given to the Reeve and Clerk of The Corporation of the District of Burnaby, to sign, execute and affix the Corporate Seal to and give delivery to Greater Vancouver Water District therein named of the Agreement between the said Greater Vancouver Water District and The Corporation of the District of Burnaby providing for the enlargement of the diameter of a certain steel pipe line to be constructed by the Greater Vancouver Water District within the confines of The Corporation of the District of Burnaby, on the terms and conditions set forth in the said Agreement, a copy of which is hereunto annexed and that all as an act and deed of the said The Corporation of the District of Burnaby.

(2) This By-law shall take effect on registration thereof as provided in Section 178 of the "Municipal Act".

(3) This By-law before the final passing thereof shall receive the assent of the Electors of the Corporation of the District of Burnaby in

the manner required by law.

(4) This By-law shall be cited as "GREATER VANCOUVER WATER DISTRICT AGREEMENT AUTHORIZATION BY-LAW 1930."

DONE AND PASSED in open Council this Twenty-ninth (29th) day of December, A.D. 1930.

RECEIVED THE ASSENT of the Electors this Seventeenth (17th) day of January, A.D. 1931.

RECONSIDERED AND FINALLY PASSED this Twenty-second (22nd) day of January, A.D. 1931.



W. A. Pittford
REEVE.

Arthur G. Moore
CLERK.

I, Arthur G. Moore, Clerk to the Municipal Council of the Corporation of the District of Burnaby, do hereby certify that the foregoing is a true copy of a By-law passed by the Municipal Council on the 22nd. day of January, A.D. 1931.

Arthur G. Moore
CLERK.

THIS AGREEMENT made the Twenty-second day of January in the year of Our Lord One thousand nine hundred and thirty one:-

BETWEEN:

GREATER VANCOUVER WATER DISTRICT, a body corporate and politic, created and constituted by the "Greater Vancouver Water District Act", being Chapter 22 of the Statutes of British Columbia, 1924,

(hereinafter called the "CORPORATION.")
OF THE FIRST PART:

AND

THE CORPORATION OF THE DISTRICT OF BURNABY, a body corporate and politic, created under and by virtue of an Act of the Legislature of the Province of British Columbia,

(hereinafter called the "MUNICIPALITY")
OF THE SECOND PART:

WHEREAS by an Agreement in writing dated the first day of December, 1930, and made between the Corporation and the Corporation of the City of New Westminster (hereinafter referred to as the "City of New Westminster") the Corporation has agreed (inter alia) to construct a steel pipe line having a diameter of at least twenty-six (26) inches and its necessary appurtenances from the established connection of the Corporation's high-zone system at or near the intersection of Forty-fifth Avenue and Boundary Road in the Municipality to a point on the boundary line between the City of New Westminster and the Municipality, and being at the intersection of Tenth Avenue and Sixteenth Street in the Municipality, through which said steel pipe line the Corporation intends to supply water to the City of New Westminster on the terms and conditions in the said Agreement contained:

AND WHEREAS the Municipality has requested the Corporation to enlarge the diameter of the said steel pipe line, in order that water may be supplied therefrom to the Municipality as well as to the City of New Westminster:

AND WHEREAS the Corporation has agreed to enlarge the diameter of the said steel pipe line in the manner and on the terms and conditions hereinafter expressed:

NOW THIS INDENTURE WITNESSETH that in consideration of the premises and the mutual covenants and agreements of the parties hereto hereinafter contained, the parties hereto agree as follows:-

1. The Corporation, for the purpose of supplying water to the Municipality as aforesaid, shall enlarge the diameter of the said steel pipe line which it has agreed to construct under and by virtue of the said Agreement in writing dated the first day of December, 1930, and made between the Corporation and the City of New Westminster, in the manner following:-

(a) From twenty-six (26) inches to thirty-six (36) inches for a distance of approximately nine thousand one hundred (9100) feet from a point at or near the intersection of Boundary Road and Forty-fifth Avenue in the Municipality to a point on Royal Oak Avenue in the Municipality.

(b) From twenty-six (26) inches to thirty-two (32) inches for a distance of approximately eleven thousand six hundred and twenty-five (11,625) feet from the said point on Royal Oak Avenue to a point at or near the intersection of Sixteenth Street and Fourteenth Avenue in the Municipality:

2. The Corporation shall make provision for Eight (8) connections between the said steel pipe line and the distribution pipe line of the Municipality

at such points on the said steel pipe line as may be mutually agreed upon:

3. The Corporation shall, at its own expense, maintain and operate the said steel pipe line and its appurtenances:

4. The Municipality shall pay to the Corporation for water supplied to it by the Corporation, in addition to any and all rates fixed and determined by the Administration Board of the Corporation and due and payable monthly by the Municipality to the Corporation, the sum of Four Thousand Four Hundred and Forty-five (\$4,445.00) Dollars a year for a period of Forty (40) years, payable in half-yearly instalments of Two Thousand Two Hundred and Twenty-two Dollars and Fifty Cents (\$2,222.50) each. The first of the said half-yearly instalments shall be paid on the first (1st) day of July, 1931, and thereafter the said half-yearly instalments shall be paid on the first (1st) day of January and the first (1st) day of July in each and every year until the first (1st) day of January, 1971, when the last of said half-yearly instalments shall be paid.

5. The Municipality shall grant to the Corporation for the construction of the said steel pipe line hereinbefore mentioned, such easements and rights-of-way through and across the property of the Municipality from Kingsway to the right-of-way of the British Columbia Electric Railway Company's Highland Park Line as may be required by the Corporation.

THIS AGREEMENT shall enure to the benefit of and be binding upon the parties hereto, their successors and assigns respectively.

THIS AGREEMENT shall be subject to the contractual powers of the parties hereto, and shall come into effect and be binding upon the said parties when and if a by-law authorizing the said Agreement has been submitted

to and sanctioned by the electors of the Municipality in the same manner and subject to the same provisions as are required by law in respect of the submission of by-laws requiring the assent of the electors of the Municipality.

IN WITNESS WHEREOF the parties hereto have caused their corporate seals to be affixed by the hands of their proper officers the day and the year first above written.

The Corporate Seal of GREATER VANCOUVER WATER DISTRICT was hereunto affixed in the presence of:-

The Corporate Seal of THE CORPORATION OF THE DISTRICT OF BURNABY was hereunto affixed in the presence of:-



Louis D Daylor

Chairman

*Geo. S. Perry
Perry Corporation*

*W. A. Peckham
Reeve*

*Arthur C. Moore
Clerk*