

CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 1258.

A BY-LAW to consolidate the amount of the loans authorized by certain Local Improvement Debenture By-laws of the Corporation of the District of Burnaby and to authorize the borrowing of the aggregate amount thereof as one loan and the issue of debentures for such loan.

WHEREAS pursuant to the provisions of the "Local Improvement Act" and amending Acts, the Municipal Council of the Corporation of the District of Burnaby did on the Sixteenth (16th) day of February, 1931 finally pass the following Local Improvement Debenture By-laws, that is to say:-

1. By-law No. 1221 authorizing the borrowing of Eight hundred (\$800.00) Dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the north side of Albert Street from Gilmore Avenue to Carleton Avenue and upon the East side of Gilmore Avenue and the West side of Carleton Avenue from Albert Street to lane north of Albert Street, and entitled "Local Improvement Debenture By-law No. 3, 1931."

2. By-law No. 1222 authorizing the borrowing of Nine hundred and fifty (\$950.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the North side of Pender Street from Gilmore Avenue to Carleton Avenue and upon the West side of Carleton Avenue from Pender Street to lane north of Pender Street and upon the East side of Gilmore Avenue from Pender Street to lane north of Pender Street, and entitled "Local Improvement Debenture By-law No. 4, 1931."

3. By-law No. 1223 authorizing the borrowing of Nine hundred and fifty (\$950.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the South side of Pender Street from Gilmore Avenue to Carleton Avenue, and upon the East side of Gilmore Avenue from Pender Street to lane south of Pender Street and upon the West side of Carleton Avenue from Pender Street to lane south of Pender Street, and entitled "Local Improvement Debenture By-law No. 5, 1931."

4. By-law No. 1224 authorizing the borrowing of One thousand, nine hundred and seventy five (\$1,975.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the North side of Cambridge Street from Gilmore Avenue to Madison Avenue, and upon the east side of Gilmore Avenue from Cambridge Street to lane north of Cambridge Street and upon the West side of Carleton Avenue from Cambridge Street to lane north of Cambridge Street, and upon the East side of Carleton Avenue from Cambridge Street to lane north of Cambridge Street and upon the West side of Madison Avenue from Cambridge Street to lane north of Cambridge Street, and entitled "Local Improvement Debenture By-law No. 6, 1931."

5. By-law No. 1225 authorizing the borrowing of Nine hundred and twenty-five (\$925.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the North side of Pender Street from Madison Avenue to Rosser Avenue, and upon the East side of Madison Avenue from Pender Street to lane north of Pender Street, and upon the West side of Rosser Avenue from Pender Street to lane north of Pender Street, and entitled "Local Improvement Debenture By-law No. 7, 1931."

6. By-law No. 1226 authorizing the borrowing of Nine hundred and twenty five (\$925.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the North side of Triumph Street

from Carleton Avenue to Madison Avenue and upon the East side of Carleton Avenue from Triumph Street to lane north of Triumph Street, and upon the West side of Madison Avenue from Triumph Street to lane north of Triumph Street, and entitled "Local Improvement Debenture By-law No. 8, 1931."

7. By-law No. 1227 authorizing the borrowing of Seven hundred and seventy five (\$775.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the South side of Keefer Street from MacDonald Avenue to Gilmore Avenue and upon the East side of MacDonald Avenue from Keefer Street to lane south of Keefer Street and upon the West side of Gilmore Avenue from Keefer Street to lane south of Keefer Street, and entitled "Local Improvement Debenture By-law No. 9, 1931."

8. By-law No. 1228 authorizing the borrowing of One thousand and fifty (\$1,050.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the South side of Trinity Street from Ingleton Avenue to MacDonald Avenue, and upon the West side of MacDonald Avenue from Trinity Street to McGill Street, and upon the North side of McGill Street from MacDonald Avenue to Ingleton Avenue, and upon the East side of Ingleton Avenue from McGill Street to Trinity Street, and entitled "Local Improvement Debenture By-law No. 10, 1931."

9. By-law No. 1229 authorizing the borrowing of Nine hundred and twenty-five (\$925.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the West side of Nelson Avenue from South boundary of Block 11, District Lot 32 to Turner Street, and entitled "Local Improvement Debenture By-law No. 11, 1931."

10. By-law No. 1230 authorizing the borrowing of One thousand one hundred (\$1,100.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the North side of Maitland Street from Sussex Avenue to Nelson Avenue, and upon the west side of Nelson Avenue

from Maitland Street to north boundary of Lot 1, Block 10, District Lot 32, and upon the east side of Sussex Avenue from Maitland Street to the North boundary of Lot 32, Block 10, District Lot 32, and entitled "Local Improvement Debenture By-law No. 12, 1931."

11. By-law No. 1231 authorizing the borrowing of Four hundred and fifty (\$450.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the North side of Kingsway from York Avenue to Miller Avenue, and entitled "Local Improvement Debenture By-law No. 13, 1931."

12. By-law No. 1232 authorizing the borrowing of Eight hundred (\$800.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the North side of Turner Street from Sussex Avenue to Nelson Avenue and upon the East side of Sussex Avenue from Turner Street to lane north of Turner Street, and entitled, "Local Improvement Debenture By-law No. 14, 1931."

13. By-law No. 1233 authorizing the borrowing of Eight hundred (\$800.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the West side of Booth Avenue from Grafton Street to Edna Street and upon the south side of Grafton Street from Booth Avenue to lane west of Booth Avenue, and upon the North side of Edna Street from Booth Avenue to lane west of Booth Avenue, and entitled, "Local Improvement Debenture By-law No. 15, 1931."

14. By-law No. 1234 authorizing the borrowing of Nine hundred and sixty (\$960.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the West side of Dow Avenue from B. C. E. R. Right-of-way to Irvine Street, and entitled, "Local Improvement Debenture By-law No. 16, 1931."

15. By-law No. 1235 authorizing the borrowing of One thousand, one hundred and fifty (\$1,150.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the East side of Telford Avenue from Trafalgar Street to Centre line of Lot 1, Block 42, District Lot 151/3, and upon the south side of unnamed Street parallel to B. C. E. R. Right-of-way from Telford Avenue to lane East of Telford Avenue, and entitled, "Local Improvement Debenture By-law No. 17, 1931."

16. By-law No. 1236 authorizing the borrowing of One thousand (\$1,000.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the East side of Willington Avenue from Grafton Street to Kingsway, and upon the south side of Grafton Street from Willington Avenue to lane east of Willington Avenue, and entitled, "Local Improvement Debenture By-law No. 18, 1931."

17. By-law No. 1237 authorizing the borrowing of Nine hundred and seventy five (\$975.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the East side of Wilson Avenue from Kingsway to the B. C. E. R. Right-of-way, and entitled "Local Improvement Debenture By-law No. 19, 1931."

18. By-law No. 1238 authorizing the borrowing of Six hundred and twenty-five (\$625.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the West side of Holdom Avenue from South boundary of Lot 34, Block 46, District Lot 189, to Dundas Street, and upon the South side of Dundas Street from Holdom Avenue to lane west of Holdom Avenue, and entitled "Local Improvement Debenture By-law No. 20, 1931."

19. By-law No. 1239 authorizing the borrowing of One thousand four hundred and fifty (\$1,450.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the South side of Pender Street from Beta Avenue to Gamma Avenue and upon the East side of Beta Avenue from Pender Street to lane south of Pender Street, and upon the

west side of Gamma Avenue from Pender Street to the lane south of Pender Street, and entitled "Local Improvement Debenture By-law No. 21, 1931."

20. By-law No. 1240 authorizing the borrowing of Two thousand, two hundred and seventy five (\$2,275.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the East side of Howard Avenue from Hastings Street to Pandora Street, and upon the South side of Pandora Street from Howard Avenue to east boundary of Lot 1, Block 1, District Lot 127E $\frac{1}{2}$, and upon the west side of Howard Avenue from Pandora Street to Dundas Street, and upon the North side of Pandora Street from Howard Avenue to lane West of Howard Avenue, and upon the South side of Dundas Street from Howard Avenue to lane west of Howard Avenue, and entitled "Local Improvement Debenture By-law No. 22, 1931."

21. By-law No. 1241 authorizing the borrowing of One thousand and twenty five (\$1,025.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the South side of Eton Street from Carleton Avenue to Madison Avenue, and upon the East side of Carleton Avenue from Eton Street to lane south of Eton Street and upon the West side of Madison Avenue from Eton Street to lane south of Eton Street, and entitled "Local Improvement Debenture By-law No. 23, 1931."

22. By-law No. 1242 authorizing the borrowing of One thousand six hundred and seventy five (\$1,675.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the South side of Clinton Street from Royal Oak Avenue to Macpherson Avenue and upon the West side of Macpherson Avenue from Clinton Street to lane south of Clinton Street, and upon the East and West sides of Roslyn Avenue from Clinton Street to lane south of Clinton Street, and upon the East side of Royal Oak Avenue from Clinton Street to south boundary of Lot 2, Block 12, District Lot 158, and entitled "Local Improvement Debenture By-law No. 24, 1931."

23. By-law NO. 1243 authorizing the borrowing of Eight hundred (\$800.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the West side of Maple Avenue from north boundary of Block 8, District Lot 99, to Victory Street and upon the North side of Victory Street from Maple Avenue to lane west of Maple Avenue, and entitled "Local Improvement Debenture By-law No. 25, 1931."

24. By-law No. 1244 authorizing the borrowing of One thousand five hundred and sixty (\$1,560.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the west side of Waverley Avenue from Victory Street to Imperial Street, and upon the South side of Imperial Street from Waverley Avenue to Gray Avenue, and upon the North side of Victory Street from Waverley Avenue to west boundary of Lot 24, Block 9, District Lot 99, and entitled "Local Improvement Debenture By-law No. 26, 1931."

25. By-law No. 1245 authorizing the borrowing of Eight hundred and twenty five (\$825.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the East side of Waverley Avenue from Imperial Street to south boundary of Lot 13, Block 8, District Lot 99, and entitled "Local Improvement Debenture By-law No. 27, 1931."

26. By-law No. 1246 authorizing the borrowing of One thousand two hundred and twenty five (\$1,225.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the West side of Nelson Avenue from Victory Street to B. C. E. R. Right-of-way, and entitled "Local Improvement Debenture By-law No. 28, 1931."

27. By-law No. 1247 authorizing the borrowing of Two thousand four hundred (\$2,400.00) dollars upon debentures to pay for the construction of a cement concrete sidewalk upon the south side of Trafalgar Street from Willington Avenue to McKay Avenue and upon the East side of Willington Avenue from Trafalgar Street to Imperial Street, and upon the North side of Imperial Street from Willington Avenue to

McKay Avenue, and upon the West side of McKay Avenue from Imperial Street to Trafalgar Street, and entitled "Local Improvement Debenture By-law No. 29, 1931."

AND WHEREAS each of the said in part recited By-laws provides that all debentures issued pursuant thereto shall be issued within two years after the day on which such by-law passed and shall be paid within Ten (10) years from the date of issue of such debentures.

AND WHEREAS each of the said in part recited By-laws provides that the amount of the loan authorized by it shall be payable within Ten (10) years from the date of the issue of the debentures authorized thereby and may be consolidated with the amount of any loans authorized by other Local Improvement By-laws by including the same with such other loans in a consolidating by-law authorizing the borrowing of the aggregate amount thereof as one loan and the issue of debentures for such loan in one consecutive issue pursuant to the provisions of the Statute in that behalf.

AND WHEREAS the aggregate amount of the loans authorized in and by said in part recited by-laws is Thirty thousand, three hundred and seventy (\$30,370.00) dollars and the Council deems it expedient to include all of the said loans in a consolidating by-law authorizing the borrowing of the aggregate amount thereof as aforesaid.

AND WHEREAS the Corporation's portion of the aggregate amount of such loans is Eight thousand four hundred and thirty one (\$8,431.00) dollars and the owners' portion thereof is Twenty one thousand, nine hundred and thirty nine (\$21,939.00) dollars, and a special assessment roll has been duly made and certified in respect of the works respectively authorized in and by such of said in part recited by-laws.

AND WHEREAS the estimated lifetime of each of the works set out in said respective by-laws is Twenty(20) years.

AND WHEREAS it is necessary to borrow the said sum of Thirty thousand three hundred and seventy (\$30,370.00) dollars on the credit of the Corporation and to issue debentures therefor bearing interest at the rate of Five (5%) per cent. per annum which is the amount of the debt intended to be created by this by-law.

AND WHEREAS it will be necessary to raise annually Two thousand five hundred and thirty one dollars and sixty five cents (\$2,531.65) for the payment of the debt, and One thousand five hundred and eighteen dollars and fifty cents (\$1,518.50) for the payment of the interest thereon, making in all Four thousand and fifty dollars and fifteen cents (\$4,050.15) to be raised annually for the payment of the debt and interest, of which One thousand, one hundred and twenty four dollars and thirty cents (\$1,124.30) is required to pay the Corporation's portion of the cost and the interest thereon, and Two thousand nine hundred and twenty five dollars and eighty five cents (\$2,925.85) is required to pay the owner's portion of the cost and the interest thereon.

AND WHEREAS each of the said in part recited by-laws provides that the Corporation's portion of the cost of the work to which it relates and the interest thereon shall be raised annually and shall be levied and raised annually by a special rate sufficient therefor over and above all other rates on all the rateable property in the Municipality at the same time and in the same manner as other rates.

AND WHEREAS each of said in part recited by-laws provides that for the payment of the owner's portion of the cost of the work to which it relates and the interest thereon the special assessment set forth in the special assessment roll duly made and certified in relation to the work referred to in each of such by-laws shall be imposed upon the lands liable therefor as in such special assessment rolls respectively set forth and for that purpose an annual foot frontage rate

is in and by each of said by-laws imposed upon each lot entered in the said special assessment rolls respectively according to the assessed frontage thereof over and above all other rates and taxes and that such special rate shall be collected annually by the Collector of Taxes for the Corporation at the same time and in the same manner as other rates.

AND WHEREAS the amount of the whole rateable property of the Municipality according to the last revised assessment roll is Twenty two million, two hundred and seventy eight thousand, eight hundred and fifty two (\$22,278,852.00) Dollars.

AND WHEREAS the amount of the existing debenture debt of the Corporation (exclusive of local improvement debts, secured by special rates or assessment) is Three million, twenty-eight thousand, eight hundred and thirty five dollars and fifty cents (\$3,028,835.50) and no part of the principal or interest is in arrear.

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

1. That the sums authorized to be borrowed by the several by-laws mentioned in the recital hereof are hereby consolidated into one sum of Thirty thousand, three hundred and seventy (\$30,370.00) Dollars.

2. That for the purpose aforesaid there shall be borrowed on the credit of the Corporation at large the sum Thirty thousand, three hundred and seventy (\$30,370.00) Dollars and debentures shall be issued therefor in sums of not less than One hundred (\$100.00) dollars each, which shall have coupons attached thereto for the payment of the interest.

3. The debentures shall all bear the same date and shall be issued within two years after the day on which this By-law is passed, and may bear any date within such two years, and shall be payable within Ten (10) years after the time when the same are issued.

4. The said debentures shall be payable on the First (1st) day of May, 1941, at any office of the Royal Bank of Canada in the Province of British Columbia, or at the Principal office of the Royal Bank of Canada in the Cities of Edmonton or Calgary in the Province of Alberta, or in the City of Winnipeg in the Province of Manitoba, or in the City of Toronto in the Province of Ontario or in the Cities of Montreal or Quebec in the Province of Quebec, and shall bear interest at the rate of Five (5%) per cent per annum payable half yearly on the First (1st) day of May and the First (1st) day of November in each and every year and the debentures shall have attached to them coupons for the payment of the interest, which said Coupons shall be payable at any office of the Royal Bank of Canada in the Province of British Columbia, or at the principal office of the Royal Bank of Canada in the Cities of Edmonton or Calgary in the Province of Alberta, or in the City of Winnipeg in the Province of Manitoba, or in the City of Toronto, in the Province of Ontario, or in the Cities of Montreal or Quebec in the Province of Quebec.

5. The Reeve of the Corporation shall sign and issue the debentures and interest coupons, and the same shall also be signed by the Treasurer of the Corporation, but the signatures on the coupons may be lithographed and the debentures shall be sealed with the seal of the Corporation.

6. During ten (10) years, the currency of the debentures Two thousand, Five hundred and thirty one dollars and sixty five cents (\$2,531.65) shall be raised annually to form a sinking fund for the payment of the debt, and One thousand, Five hundred and eighteen dollars and fifty cents (\$1,518.50) shall be raised annually for the payment of the interest thereon, making in all Four thousand and fifty dollars and fifteen cents (\$4,050.15) to be raised annually for the payment of the debt and interest in the respective

sums and in the manner provided in and by said in part recited by-laws respectively and the directions contained in each of said in part recited by-laws for the raising of the respective sums of money for a sinking fund and interest mentioned in said by-laws respectively are hereby ratified and confirmed and are declared to be valid and binding upon the Corporation of the District of Burnaby.

7. All money arising from the said special rates or from the commutation thereof not immediately required for the payment of interest shall be invested as required by law.

8. The Debentures may contain any clause providing for the registration thereof authorized by any Statute relating to Municipal debentures in force at the time of the issue thereof.

9. This by-law shall take effect on the day of the final passing thereof.

10. This By-law may be cited as "LOCAL IMPROVEMENT DEBENTURE CONSOLIDATION BY-LAW NO. 1, 1931."

DONE AND PASSED in Open Council this Twenty-third (23rd) day of March, A.D. 1931.

RECONSIDERED AND FINALLY PASSED this Seventh (7th) day of April, A.D. 1931.



W. A. Pitelof
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 Seventh (7th) day of April, A.D. 1931.

Arthur G. Moore
CLERK.