

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 1769

A By-law to authorise the Corporation of the District of Burnaby to stop up and close a road allowance formerly known as Lot Fourteen (14) of Block Six (6), District Lot One hundred and twenty-seven (127), Map 1342, in the Municipality of Burnaby.

WHEREAS the lands and premises situated in the Municipality of Burnaby in the Province of British Columbia formerly known as Lot Fourteen (14) of Block Six (6) in the Subdivision of District Lot One hundred and twenty-seven (127), Map numbered 1342, were acquired by the Corporation of the District of Burnaby in exchange for Lot Thirteen (13) of the same Block and District Lot, the said Lot Thirteen (13) having been acquired as a result of tax sale proceedings.

AND WHEREAS the said Lot Fourteen (14) inter alia by By-law No. 1277, being a By-law to dedicate certain street allowances within the Municipality of Burnaby, was dedicated for the purpose of a street allowance in the said Municipality, such By-law having been filed in the Land Registry Office at the City of New Westminster, in the Province of British Columbia on the 21st day of August, 1931 under No. 16627.

AND WHEREAS the intention of the Council of the District of Burnaby in the dedication of the said Lot Fourteen (14) for street allowance purposes was that Lot Five (5) of the said Block which lies immediately to the north of the said Lot Fourteen (14) would be acquired for road purposes so that a connection by road would thereby be established between Union Street on the south and Georgia Street on the north.

AND WHEREAS the Corporation of the District of

Burnaby has been unable to acquire the said Lot Five (5) and as there is erected thereon a dwelling house of considerable value, there is no likelihood of the said Lot Five (5) becoming the property of the Corporation for road purposes within any reasonable space of time or at all.

AND WHEREAS the said Lot Fourteen (14) has not been opened as a roadway and no money of the said Corporation has been expended upon it.

AND WHEREAS the Corporation of the District of Burnaby desires to re-acquire the said Lot Fourteen (14) and to hold the same for corporate purposes and to this end is submitting a Petition to the Lieutenant-Governor in Council for an abandonment of the said Lot Fourteen (14) to and in favour of the Corporation of the District of Burnaby as transferee.

AND WHEREAS the assessed value of the said Lot 14 is under the sum of Two thousand dollars (\$2000.00).

THEREFORE The Commissioner of the Corporation of the District of Burnaby in exercise of all the powers him thereunto enabling enacts as follows:

1. It shall be lawful for the Corporation of the District of Burnaby to stop up and close and the said Corporation doth hereby stop up and close the road or street allowance formerly known as Lot Fourteen (14) of Block Six (6), in the Subdivision of District Lot One hundred and twenty-seven (127), Map 1342, against the use thereof by the public in all time hereafter.

2. The said Corporation of the District of Burnaby in so far as it may be necessary for it so to do under and by virtue of its right of possession of the said road allowance

formerly known as Lot Fourteen (14) before described doth hereby consent to the Lieutenant-Governor in Council, in terms of a Petition to be presented for that purpose by or on behalf of the said Corporation, abandoning the said road allowance to the said Corporation for corporate purposes and so that it may if deemed necessary dispose of the same should the said road allowance not at any time hereafter be required for such corporate purposes.

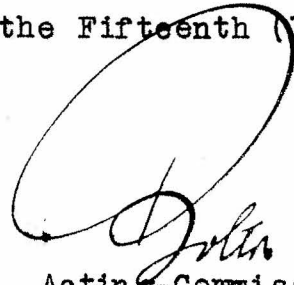
3. This By-law shall not come into full force and effect unless and until it has received the approval of the Lieutenant-Governor in Council as required by law.


4. This By-law may be cited for all purposes as "The District of Burnaby Road Closing By-law 1942"

Made and passed by the Commissioner of the Corporation of the District of Burnaby on the Thirteenth (13th) day of May, 1942.

Reconsidered by the said Commissioner, finally adopted by him and signed by him and the Clerk of the said Corporation and sealed with the Corporate Seal on the Fifteenth (15th) day of May, 1942.




Acting-Commissioner.


Clerk.