

CITY OF BURNABY

BYLAW NO. 10049

A BYLAW to dispose of a certain portion of
highway in exchange for other lands

WHEREAS pursuant to section 574 of the Municipal Act, R.S.B.C. 1979 the Council may by bylaw dispose of any portion of a highway in exchange for such lands as may be necessary for the purpose of improving, widening, straightening, relocating or diverting a highway;

AND WHEREAS all deeds executed under this section have effect as a Crown grant, free of all rights of way, and all lands taken in exchange for any portion of a highway under this section are public highways, and the title thereto is vested in the Crown;

AND WHEREAS the Council, before adopting this Bylaw, has caused the required statutory public notice of its intention to be given by advertisement;

AND WHEREAS the Council deems it expedient and in the public interest to stop up and close to traffic those portions of highway more particularly hereinafter described for the purpose of relocating and diverting a highway;

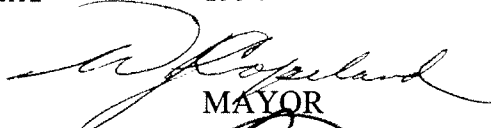
NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:


1. This Bylaw may be cited as BURNABY HIGHWAY EXCHANGE BYLAW NO. 5, 1994.
2. The Council of the City of Burnaby is hereby authorized and empowered to stop up and close to traffic ALL AND SINGULAR those certain parcels or tracts of land, situate, lying and being in the City of Burnaby, in the Province of British Columbia, more particularly known

and described as all that portion of road in District Lot 95, Group 1, New Westminster District, dedicated as road on Plan 1643, containing 254.4 m², (hereinafter called "the said closed portion of road") and shown hatched on Reference Plan prepared by D.J. Dyck, B.C.L.S., deposited in the Land Title Office under Number LMP _____, a copy of which is hereunto annexed (hereinafter called "the said plan").

3. The Council is further authorized and empowered to grant and convey the said closed portion of road unto the registered owners of Lots 12 and 15, District Lot 95, Group 1, New Westminster District, Plan 1643 (hereinafter called "the said lots") in exchange for those portions of the said lots containing 36.1 m² and 30.9 m², shown outlined on the said plan, and those portions of the said lots shall, upon deposit of the necessary transfers in the Land Title Office, be public highway and title thereto shall be vested in the Crown.

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| Read a first time this | 9th | day of | MAY | 1994 |
| Read a second time this | 9th | day of | MAY | 1994 |
| Read a third time this | 9th | day of | MAY | 1994 |
| Reconsidered and adopted this | 30th | day of | MAY | 1994 |


MAYOR


CLERK