

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 2070

A BY-LAW to establish a building line within a certain specified area within the Municipality of Burnaby.

THE MUNICIPAL COUNCIL of The Corporation of the District of Burnaby in open meeting assembled ENACTS as follows:-

1. On and after the passing of this By-law it shall be unlawful for any person, firm or corporation either as owner or contractor, to erect or re-erect, or cause to be erected or re-erected, any building or erection, or part thereof, or adjunct thereto within a lesser distance than Fifty three (53) feet from the now existing centre line of Hastings Street, on or upon any lot or lots abutting or fronting the south boundary of said Hastings Street situate between Esmond Avenue and Sperling Avenue, in the Municipality of Burnaby.

2. All the provisions of the preceding section hereof shall also apply to and include buildings or erections or part thereof or adjunct thereto, for the erection of which permits have already been applied for or granted, but the erection of, or work on which, shall not have been commenced at the date of the passing of this By-law.

3. Every person who violates any of the provisions of this By-law, or who suffers or permits any act or thing to be done in contravention of or in violation of any of the provisions of this By-law, or who neglects to do or refrains from doing any act or thing which violates any of the provisions of this By-law shall be deemed to be guilty of an infraction of this By-law and shall be liable to the penalties hereby imposed.

4. Any person guilty of an infraction of this By-law (and each infraction shall be deemed a continuing offence for each day during which the same shall continue) shall upon conviction thereof before the Police Magistrate, or any Justice of the Peace or other Magistrate or Magistrates having jurisdiction within the District of or for the District of Burnaby, on the oath or affirmation of any credible witness, forfeit and pay, at the

discretion of the said Police Magistrate, Justice of the Peace, or other Magistrate or Magistrates convicting, a fine or penalty not exceeding the sum of One Hundred Dollars and Costs for each day or part of a day upon which any such infraction shall be committed and a further fine or penalty not exceeding One Hundred Dollars for each day or part of a day upon which any such infraction shall be continued, and in default of payment thereof forthwith, it shall be lawful for such Magistrate or Magistrates so convicting as aforesaid to issue a warrant under his or their hand and seal to levy the said fine or fines or penalty or penalties and costs, or costs only, by distress and sale of the offender's goods and chattels; and in case of no sufficient distress found to satisfy the said fine or fines or penalty or penalties, it shall and may be lawful for such Magistrate or Magistrates so convicting as aforesaid to commit the offender to the common gaol or any lock-up house within the District of Burnaby for any period not exceeding two calendar months (with or without hard labour) unless the said fine or fines penalty or penalties be sooner paid.

5. This By-law shall come into force and take effect on and after the date of the final passing hereof.

6. This By-law may be cited for all purposes as "HASTINGS STREET (ESMOND AVENUE TO SPERLING AVENUE) BUILDING LINE BY-LAW 1949."

DONE AND PASSED in Open Council this Twenty eighth (28th) day of March, A.D. 1949.

RECONSIDERED AND FINALLY ADOPTED this Fourth (4th) day of April, A.D. 1949.

*G. Morrison*

REEVE

*Charles B. Brown*

CLERK.

