

THE CORPORATION OF THE DISTRICT OF BURNABY

1020

BY-LAW NO. 3111

A BY-LAW to define a District Improvement Area in portions of District Lots 68 and 69 in the Municipality of Burnaby, and to provide for the execution of certain works therein.

WHEREAS under the provisions of Section 65 of the Municipal Act the Council of a Municipality may pass By-laws authorizing the undertaking of any special work or service for the benefit of some portion or portions of the Municipality and to define the portion or portions of the Municipality that will be benefitted, and to impose a special rate upon the lands or lands and improvements within such defined portion or portions of the Municipality to meet the cost of the said work or service.

AND WHEREAS it is deemed desirable and expedient to construct, operate and maintain a system of sewers as set out in Schedule "A" hereto for the special benefit of and serving that portion of The Corporation of the District of Burnaby herein defined.

AND WHEREAS a provisional certificate of approval covering the works to be constructed has been received from the Provincial Health Officer.

AND WHEREAS an approximate estimate of the cost of the said works has been made by the Council, as follows:-

Installation of sewers in streets and lanes in District Lots 68 and 69, as per Schedule "A" attached hereto	\$100,800.00
Estimated cost incidental to this By-law and discount on debentures	<u>5,200.00</u>
	\$106,000.00

AND WHEREAS the amount of the assessed value of the taxable lands and improvements of the said Municipality according to the last revised Assessment Roll, being the Assessment Roll for 1951, is \$49,779,110.00

AND WHEREAS the amount of the assessed value of the taxable lands and improvements within that portion of the District of Burnaby to be served by the works aforesaid is \$811,125.00

AND WHEREAS the existing total debt of the Municipality exclusive of the debt to be created by this By-law is \$4,760,236.12, exclusive of local improvement debts secured by special rates or assessments of which none of the principal or interest is in arrear.

AND WHEREAS the amount of the debt which this By-law is intended to create is One hundred and six thousand (\$106,000.00) Dollars.

AND WHEREAS it is expedient to make the principal of the said debt repayable in yearly sums during the period of twenty (20) years, of such amounts respectively that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to the amount so payable for principal and interest in each of the other years.

AND WHEREAS it will be necessary to raise annually during the period of twenty (20) years to pay the said yearly sums of principal and interest as they become due, in accordance with paragraph 4 hereof.

THEREFORE the Municipal Council of The Corporation of the District of Burnaby ENACTS as follows:-

1. There shall be and there is hereby defined a District Improvement Area embracing those portions of District Lots Sixty-eight (68) and Sixty-nine (69) in the Municipality of Burnaby, within the following described boundaries, that is to say:

Starting at a point at the intersection of Boundary Road and Spruce Street; thence North on Boundary Road to Manor Street; thence East on Manor Street to the lane east of Boundary Road; thence north on the lane east of Boundary Road to Clydesdale Street; thence east on Clydesdale Street to Smith Avenue; thence south on Smith Avenue to the lane south of Avondale Street; thence east on the lane south of Avondale to a point 400' east of Smith Avenue; thence south to Nithsdale; thence east on Nithsdale a distance of 717'; thence southwest along the lot line between Lots 35 & 36 to the lane south of Nithsdale; thence southeast along the lane south of Nithsdale to a point 500' East of Ingleton Avenue; thence southwest to a point on Garden Street 200' east of Ingleton Avenue; thence west on Garden Street a distance of 100'; thence south along the lot line between lots 44 & 45 to the lane south of Garden Street; thence west a distance of 50' on the lane south of Garden; thence south along the lot line between Lots 23 & 24 to Forest Street; thence west on Forest a distance of 200'; thence due south along the lot lines between Lot 38 and 39 and between lot 12a and 16 to Spruce Street; thence west on Spruce Street to the intersection of Boundary Road.

2. The Council of the Municipality is hereby authorized and empowered to construct, operate and maintain the sewerage works hereinbefore recited as set out in Schedule "A" attached to and incorporated with this By-law at a total approximate cost of One hundred and six thousand (\$106,000.00) dollars and the whole of the cost of the said works shall be borne by the owners of the lands or lands and improvements within the said District Improvement Area.

3. For the purpose and with the object aforesaid the Reeve and Clerk of the Municipality are hereby authorized to raise by way of loan from any person or persons, body or bodies corporate who may be willing to advance the same on the credit of the Corporation any sum or sums of money, not exceeding in the whole the sum of One hundred and six thousand (\$106,000.00) dollars and to issue debentures therefor in such sums as may be required being not less than One hundred dollars each and all such debentures shall be sealed with the seal of the Corporation, signed by the Reeve and countersigned by the Treasurer thereof. Said debentures shall have coupons attached thereto for the payment of interest.

4. The said debentures shall all bear the same date and shall be dated the Third day of July, 1951 and shall be payable on the Third day of July in each of the respective years in the respective principal amounts as shown in the first and second columns of the following schedule:-

<u>YEAR</u>	<u>ANNUAL PRINCIPAL PAYMENT</u>	<u>ANNUAL INTEREST PAYMENT</u>	<u>TOTAL ANNUAL PRINCIPAL AND INTEREST PAYMENTS</u>
1952	\$ 3,500.00	\$ 4,240.00	\$ 7,740.00
1953	3,500.00	4,100.00	7,600.00
1954	4,000.00	3,960.00	7,960.00
1955	4,000.00	3,800.00	7,800.00
1956	4,000.00	3,640.00	7,640.00
1957	4,500.00	3,480.00	7,980.00
1958	4,500.00	3,300.00	7,800.00
1959	4,500.00	3,120.00	7,620.00
1960	5,000.00	2,940.00	7,940.00
1961	5,000.00	2,740.00	7,740.00
1962	5,500.00	2,540.00	8,040.00
1963	5,500.00	2,320.00	7,820.00
1964	5,500.00	2,100.00	7,600.00
1965	6,000.00	1,880.00	7,880.00
1966	6,000.00	1,640.00	7,640.00
1967	6,500.00	1,400.00	7,900.00
1968	6,500.00	1,140.00	7,640.00
1969	7,000.00	880.00	7,880.00
1970	7,500.00	600.00	8,100.00
1971	<u>7,500.00</u>	<u>300.00</u>	<u>7,800.00</u>
	\$ 106,000.00	\$ 50,120.00	\$ 156,120.00

5. The said debentures shall be payable at the principal office of The Royal Bank of Canada in the City of Montreal, in the Province of Quebec; in the City of Toronto, in the Province of Ontario; in the City of Winnipeg, in the Province of Manitoba; in the City of Regina, in the Province of Saskatchewan; in the Cities of Edmonton and Calgary, in the Province of Alberta; and in the Cities of New Westminster, Vancouver and Victoria, in the Province of British Columbia, and shall bear interest at the rate of Four (4%) per cent per annum payable half yearly on the Third day of July and the Third day of January in each and every year and the debentures shall have attached to them coupons for the payment of interest which said coupons shall be payable at the principal office of the Royal Bank of Canada, in the City of Montreal, in the Province of Quebec; in the City of Toronto, in the Province of Ontario; in the City of Winnipeg, in the Province of Manitoba; in the City of Regina, in the Province of Saskatchewan; and in the Cities of Edmonton and Calgary in the Province of Alberta; in the Cities of New Westminster, Vancouver and Victoria, in the Province of British Columbia, and the signatures to the interest coupons may be either written, stamped, printed or lithographed.

6. For the payment of the interest on the said debentures there shall be raised and levied in each year during the currency of the said debentures or any of them the annual sums set out in the third column of the schedule as set out in paragraph 4 hereof. For the payment of the debt hereby authorized there shall be raised and levied in each year during the currency of the said debentures or any of them the annual sums set out in the second column of the schedule as set out in paragraph 4 hereof.

The total annual sums for interest and payment of the debt referred to in the preceding paragraph shall be raised and levied in each year during the currency of the said debentures or any of them by a rate sufficient therefor on all the rateable land or land and improvements within the said District Improvement Area as defined in paragraph 1 hereof.

7. Nothing shall be done in the way or proceeding with the works authorized by this by-law nor shall any liability be incurred in connection therewith until the debentures authorized by this By-law have been sold at a minimum price on a 4.15 basis and the proceeds have been received by the Municipal Treasurer.

8. This By-law before the final passage thereof shall receive the assent of the electors of the said District Improvement Area in the manner required by law.

9. This By-law may be cited as the "BURNABY DISTRICT IMPROVEMENT BY-LAW NO. 1, 1951."

DONE AND PASSED in Open Council this Second (2nd)
day of April A.D. 1951.

RECEIVED THE ASSENT OF THE ELECTORS this Twenty-first (21st)
day of April A.D. 1951.

RECONSIDERED AND FINALLY PASSED THIS Twenty - third (23rd)
day of April A.D. 1951.



W. R. Beames

REEVE

Charles B. Brown

CLERK

BURNABY DISTRICT IMPROVEMENT BY-LAW NO. 1. 1951.

SCHEDULE "A"

Street or lane	From	To	Size	Length
Smith Avenue	Clydesdale St.	Lane S of Elmwood St	10"	2893'
Smith Avenue	Lane S.of Elmwood Street	Lane S of Sunset St.	6"	330'
Clydesdale Street	Smith Avenue	West	6"	671'
Esmond Avenue	Clydesdale St.	Lane S of Clydesdale Street	6"	156'
Lane S.of Clydesdale Street	Esmond Avenue	West	6"	230'
Manor Street	Smith Avenue	Lane E.of Boundary Rd	6"	715'
Lane E.of Boundary Road.	Manor Street	Lane S of Manor St.	6"	174'
Lane S.of Manor St	Lane East of Boundary Road	East	6"	185'
Dominion Street	Smith Avenue	Lane E.of Boundary Rd	6"	715'
Lane E.of Boundary Road	Dominion St.	South	6"	240'
Norfolk Street	Smith Ave.	Lane E.of Boundary Rd.	6"	754'
Lane E.of Boundary Road	Manor Street	East	6"	306'
Grandview Highway	Smith Ave.	Lane E.of Boundary Rd	6"	773'
Lane E.of Boundary Road	Grandview Highway	South	6"	100'
Laurel Street	Smith Ave	Lane E.of Boundary Rd	6"	716'
Lane E.of Boundary Road	Laurel Street	South	6"	234'
Lane S.of Laurel St	Smith Ave	Lane E.of Boundary Rd	6"	665'
Lane S.of Linwood St	Smith Ave	Lane E.of Boundary Rd	6"	720'
Lane E.of Boundary Rd.	Lane S.of Linwood Street	100' North & 100' South	6"	200'
Lane S.of Avondale Street	Smith Ave	Lane E.of Boundary Rd	6"	720'
Lane E.of Boundary Road	Lane S.of Avondale Street	100' North & 100' South	6"	200'
Nithsdale Street	Smith Avenue	East	6"	1100'
Lane S.of Nithsdale Street	Smith Avenue	East	6"	1140'
Lane S.of Nithsdale Street	Smith Avenue	Lane E.of Boundary Rd	6"	720'
Lane E.of Boundary Road	Lane S.of Nithsdale Street	100' North & 100' South	6"	200'
Elmwood Street	Smith Avenue	East	6"	1070'
Lane S.of Elmwood Street	Smith Avenue	East	6"	600'
Lane S.of Elmwood Street	Smith Avenue	West	10"	400'
Lane S.of Elmwood Street	400' W of Smith Ave	Lane E. of Boundary Rd	8"	320'
Lane S.of Sunset St	Smith Avenue	East	6"	500'
Lane S.of Sunset St	Lane E of Boundary Road	East	6"	500'
Lane E.of Boundary Road	Elmwood Street	Lane S.of Elmwood St.	6"	100'
Lane E.of Boundary Road	Lane S.of Elmwood Street	Lane S.of Garden St.	8"	660'
Lane E.of Boundary Road	Lane S.of Garden Street	Spruce Street	6"	430'
Lane S.of Garden St.	Lane E.of Boundary Road	East	8"	343'
Lane S.of Garden St	343' East of lane E. of Boundary Rd	East	6"	1027'
Lane S.of Forest St	Lane E.of Boundary Road.	East	6"	1150'
Easement Through Lot 57, Blk.17. & through Lot 57, Blk.16.	Lane S.of Forest Street	Lane South of Garden Street	6"	330'