

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 3146

1002 A  
Amended by  
By-law No. 3183

A BY-LAW to define a District Improvement Area in portions of District Lot 121 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 District 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 "Burnaby District Improvement By-law No. 2, 1951" being By-law 3112 of the Corporation, created a District Improvement area in the Municipality, and provided for sewer construction works to be undertaken through the issuance of debentures, at a total cost of \$45,000.00

AND WHEREAS BY-LAW 3112 received the assent of the electors on April 21st 1951, and was subsequently amended by By-law 3137 to remove the restriction on the sale of debentures authorized by By-law 3112, on a 4.15 basis.

AND WHEREAS costs of construction of the works provided by By-law 3112, have risen since the passage of the said By-law.

AND WHEREAS it has become necessary to raise an additional amount of \$8,000.00 over the amount provided in By-law 3112.

AND WHEREAS it is deemed desirable and expedient that By-laws 3112 and 3137 be repealed.

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 Lot 121, as per Schedule "A" attached hereto . . . . .	\$49,600.00
Estimated cost incidental to this By-law and discount on debentures. . . . .	<u>\$ 3,400.00</u>
	\$53,000.00

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 \$310,110.00.

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 Fifty-three thousand (\$53,000.00) 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 Lot One Hundred and Twenty-one (121) in the Municipality of Burnaby, within the following described boundaries, that is to say:

Starting at the intersection of the lane south of Parker Street and Gilmore Avenue; thence north on Gilmore to Venables Street; thence east on Venables to Carlton Avenue; thence north on Carlton Avenue to Georgia Street; thence east on Georgia to a point 165' east of Madison Avenue; thence south to Union Street; thence east on Union to Willingdon Avenue; thence south on Willingdon Avenue to Parker Street; thence west on Parker Street to Carlton Avenue; thence south on Carlton Avenue to the lane south of Parker Street; thence west on the lane south of Parker to Gilmore Avenue.

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 an incorporated with this By-law at a total approximate cost of Fifty-three Thousand (\$53,000.00) 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 Fifty-three Thousand (\$53,000.00) 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 Second day of January, 1952, and shall be payable on the Second day of January in the respective years and in the respective amounts as hereunder:-

1953	\$ 2,000.00
1954	2,000.00
1955	2,000.00
1956	2,000.00
1957	2,000.00
1958	2,000.00
1959	2,000.00
1960	2,000.00
1961	2,000.00
1962	3,000.00
1963	3,000.00
1964	3,000.00
1965	3,000.00
1966	3,000.00
1967	3,000.00
1968	3,000.00
1969	3,000.00
1970	3,000.00
1971	4,000.00
1972	<u>4,000.00</u>
	\$53,000.00

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 and one-half ( $4\frac{1}{2}\%$ ) per cent per annum payable half yearly on the Second day of July and the Second 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; 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 the signatures to the interest coupons may be either written, stamped, printed or lithographed.

6. There shall be levied and raised during the currency of the said debentures by rate sufficient therefor over and above all other rates on all the rateable lands or lands and improvements within the said District Improvement Area as defined in paragraph 1 hereof for the payment of the debt and for the payment of the interest in the respective years, the amounts as follows:-

<u>Year</u>	<u>Annual Principal</u>	<u>Annual Interest Payment</u>	<u>Total Annual Principal and Interest</u>
1952	\$2,000.00	\$2,385.00	\$ 4,385.00
1953	2,000.00	2,295.00	4,295.00
1954	2,000.00	2,205.00	4,205.00
1955	2,000.00	2,115.00	4,115.00
1956	2,000.00	2,025.00	4,025.00
1957	2,000.00	1,935.00	3,935.00
1958	2,000.00	1,845.00	3,845.00
1959	2,000.00	1,755.00	3,755.00
1960	2,000.00	1,665.00	3,665.00
1961	3,000.00	1,575.00	4,575.00
1962	3,000.00	1,440.00	4,440.00
1963	3,000.00	1,305.00	4,305.00
1964	3,000.00	1,170.00	4,170.00
1965	3,000.00	1,035.00	4,035.00
1966	3,000.00	900.00	3,900.00
1967	3,000.00	765.00	3,765.00
1968	3,000.00	630.00	3,630.00
1969	3,000.00	495.00	3,495.00
1970	4,000.00	360.00	4,360.00
1971	4,000.00	180.00	4,180.00
	<u>\$53,000.00</u>	<u>\$28,080.00</u>	<u>\$81,080.00</u>

7. Nothing shall be done in any way of 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 and the proceeds have been received by the Municipal Treasurer.

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

9. "Burnaby District Improvement By-law No. 2, 1951" and "Burnaby District Improvement By-law No. 2, 1951, Amendment By-law 1951" being By-laws Nos. 3112 and 3137 respectively, of the Corporation, are hereby repealed.

10. This By-law may be cited as the "BURNABY DISTRICT IMPROVEMENT BY-LAW NO. 4, 1951."

DONE AND PASSED in Open Council this Fourth (4th) day of September, A.D. 1951.

RECEIVED THE ASSENT OF THE ELECTORS this Twenty second (22nd) day of September, A.D. 1951.

RECONSIDERED AND FINALLY PASSED this Twenty fourth (24th) day of September, A.D. 1951.



*W. R. Beavis*

REEVE

*Charles S. Brown*

CLERK

BURNABY DISTRICT IMPROVEMENT BY-LAW  
NO. 4, 1951

SCHEDULE "A"

Street or Lane	From	To	Size	Length
Willingdon Avenue	Parker Street	Lane S. of Union St.	8"	504'
Lane S. of Venables	Willingdon Avenue	West	6"	900'
Lane S. of Union St.	Willingdon Avenue	West	6"	825'
Carleton Avenue	Lane S. of Parker Street	Parker Street	8"	148'
Parker Street	Carleton Avenue	West	6"	570'
Parker Street	Carleton Avenue	East	8"	294'
Parker Street	294' East of Carleton Ave.	East	6"	706'
Easement through Lots 40 & 9, Blk. 31	Parker Street	Venables Street	8"	320'
Lane S. of Venables Street	338' W. of Madison Avenue	West	6"	185'
Venables Street	338' W. of Madison Avenue	West	6"	675'
Venables Street	338' W. of Madison Avenue	Madison Ave.	8"	338'
Venables Street	Madison Avenue	East	6"	420'
Madison Avenue	Venables Street	Georgia St.	6"	658'
Union Street	Madison Avenue	West	6"	575'
Union Street	Madison Avenue	East	6"	475'
Georgia Street	Madison Avenue	West	6"	575'
Georgia Street	Madison Avenue	East	6"	200'

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