

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 3280

A BY-LAW to define a District Improvement Area in portions of District Lots Twenty-nine, Thirty, Ninety-five and Ninety-six, 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, being Chapter 232, R.S.B.C. 1948, the Council of a district municipality may pass by-laws authorizing the undertaking of any work or service for the special 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 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 sanitary sewers in streets and lanes within that portion of the Municipality as herein defined, and the work of laying and connecting the said sewers up to the property lines of the individual properties abutting on the said sewers	\$357,400.00
Estimated cost incidental to this By-law and discount on debentures	<u>34,600.00</u>
	<u>\$392,000.00</u>

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 1952 is Fifty-four million, Four hundred and fifty-eight thousand, and Sixty (\$54,458,060.00) dollars.

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 One million, Eight hundred and twenty-two thousand, Six hundred and eighty-five (\$1,822,685.00) dollars.

AND WHEREAS the existing total debt of the Municipality exclusive of the debt to be created by this By-law is Four million, Six hundred and sixty-six thousand, Two hundred and three dollars and Two cents (\$4,666,203.02) 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 Three hundred and ninety-two thousand (\$392,000.00) 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 the Schedule in paragraph 6 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 the Municipality

of Burnaby comprising parts of District Lots Twenty-nine (29), Thirty (30), Ninety-five (95) and Ninety-six (96) in the Municipality of Burnaby within the boundaries of the area as more particularly set forth in the Schedule marked "B" attached to and forming part of this By-law.

2. It shall be lawful for the Council of the said Municipality to cause the works hereinbefore recited to be executed as set out in the Schedule "A" attached to and incorporated with this By-law at a total approximate cost of Three hundred and ninety-two thousand (\$392,000.00) 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. It shall be lawful for the Council of The Corporation of the District of Burnaby 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 Three hundred and ninety-two thousand (\$392,000.00) dollars and to issue debentures therefor in such sums as may be required being not less than One hundred (\$100.00) 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 be dated the First (1st) day of May, 1953, and shall be payable on the First (1st) day of May in the respective years and in the respective amounts as hereunder:

1954	\$ 12,000.00
1955	13,000.00
1956	14,000.00
1957	14,000.00
1958	15,000.00
1959	15,000.00
1960	16,000.00
1961	17,000.00
1962	18,000.00
1963	19,000.00
1964	20,000.00
1965	20,000.00
1966	21,000.00
1967	22,000.00
1968	23,000.00
1969	24,000.00
1970	25,000.00
1971	27,000.00
1972	28,000.00
1973	<u>29,000.00</u>
	<u>\$392,000.00</u>

5. The said debentures shall be payable according to the tenor thereof in lawful money of the United States of America at The Royal Bank of Canada Trust Company in the City of New York, or at the Continental Illinois National Bank and Trust Company in the City of Chicago in the United States of America, at the holder's option, and shall bear interest at the rate of Four and one-half ( $4\frac{1}{2}$ ) per centum per annum payable half-yearly in like money on the First (1st) day of November and on the First (1st) day of May in each year during the currency of the said debentures, and the debentures shall have coupons attached thereto for the payment of such interest which coupons shall be payable at either of the aforesaid places, and the signatures of the Reeve and Treasurer on the

interest coupons may be written, stamped, printed or lithographed.

6. There shall be levied and raised during the currency of 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:

Schedule of Debenture Issue of \$392,000.00

4½% Twenty-year Debentures

	<u>Annual Principal</u>	<u>Annual Interest Payments</u>	<u>Total Annual Principal and Interest Payments</u>
1953	\$ 12,000.00	\$ 17,640.00	\$ 29,640.00
1954	13,000.00	17,100.00	30,100.00
1955	14,000.00	16,515.00	30,515.00
1956	14,000.00	15,885.00	29,885.00
1957	15,000.00	15,255.00	30,255.00
1958	15,000.00	14,580.00	29,580.00
1959	16,000.00	13,905.00	29,905.00
1960	17,000.00	13,185.00	30,185.00
1961	18,000.00	12,420.00	30,420.00
1962	19,000.00	11,610.00	30,610.00
1963	20,000.00	10,755.00	30,755.00
1964	20,000.00	9,855.00	29,855.00
1965	21,000.00	8,955.00	29,955.00
1966	22,000.00	8,010.00	30,010.00
1967	23,000.00	7,020.00	30,020.00
1968	24,000.00	5,985.00	29,985.00
1969	25,000.00	4,905.00	29,905.00
1970	27,000.00	3,780.00	30,780.00
1971	28,000.00	2,565.00	30,565.00
1972	<u>29,000.00</u>	<u>1,305.00</u>	<u>30,305.00</u>
	<u>\$392,000.00</u>	<u>\$211,230.00</u>	<u>\$603,230.00</u>

7. 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.

8. This By-law may be cited as the "BURNABY DISTRICT IMPROVEMENT BY-LAW NO. 2, 1953".

DONE AND PASSED in Open Council the Twenty-third (23rd) day of February, A. D. 1953.

RECEIVED the assent of the electors this Twenty-first (21st) day of March, A. D. 1953.

RECONSIDERED AND FINALLY PASSED this Twenty-third (23rd) day of March, A. D. 1953.



*W. R. Deane*

REEVE

*Charles B. Brown*

CLERK

"BURNABY DISTRICT IMPROVEMENT  
BY-LAW NO. 2, 1953"

SCHEDULE "A"

Construction of sanitary sewers as follows:

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>SIZE</u>	<u>LENGTH</u>
Arcola Street	W.P.L. Lot 1, Bl. 8, D.L. 96	60' West	6"	60.1'
Lane east of Sperling Avenue Arcola Street	Lane south of Arcola Lane east of Sperling Avenue	71.7' South Griffiths Avenue	6" 6"	71.7' 620.0'
Arcola Street	Griffiths Avenue	Salisbury Avenue	6"	720.0'
Balmoral Street	Lot 5, Bl.5, D.L. 96	Griffiths Avenue	6"	1152.8'
Balmoral Street	Griffiths Avenue	Salisbury Avenue	6"	719.0'
Richmond Street	Lane east of Sperling Avenue	Griffiths Avenue	6"	620.0'
Richmond Street	Griffiths Avenue	Walker Avenue	6"	1556.0'
Richmond Street	Linden Avenue	East 266.4'	6"	266.4'
Richmond Street	Francis Street	East $\frac{1}{2}$ Lot 3, Bl.4 D.L. 91	6"	1610.5'
McBride Street	Walker Avenue	Salisbury Avenue	6"	583.0'
Sperling Avenue	Arcola Street	Lot 11, Bl. 1, D.L. 96	6"	789.0'
Easement (west of Griffiths Avenue)	Richmond Street	Arcola Street	6"	617.0'
Salisbury Avenue	Richmond Street	76' north of McBride Street	6"	398.0'
Lane north of Balmoral Street	Hall Avenue	Walker Avenue	6"	377.0'
Lane north of Arcola Street	Hall Avenue	Walker Avenue	6"	450.0'
Walker Avenue	Lot 84, Block 2-7, D.L. 95	Lane north of Kingsway	6"	1676.0'
Linden Avenue	Lot 13, Block 2, D.L. 91	Richmond Street	6"	650.0'
Fulton Avenue	Lot 13, Block 3, D.L. 91	Richmond Street	6"	643.6'
Francis Street	Lot 10, Block 4, D.L. 91	Richmond Street	6"	496.0'
Rosewood Avenue	Lot A, Bl. 11, D.L. 30	Lot 12, Blk. 2, D.L. 30	6"	1698.0'
Holly Street	Block 1, D.L. 30	Lot F, Block 2, D.L. 30	6"	1473.5'
Lane east of Fulton Avenue	Holly Street	Vista Crescent	6"	292.4'
Vista Crescent	Lot 9, Block 13, D.L. 30	Lane east of Fulton Avenue	6"	1433.1'
Lane east of Mary Avenue	Vista Crescent	Edmonds Street	6"	304.4'
Lane north of Edmonds Street	Lane east of Mary Avenue	Lot 4, Block 22, D.L. 30	6"	509.0'
Edmonds Street	Fulton Avenue	Lane east of Mary Avenue	6"	1534.3'
19th Avenue	Block 24 (WPL), D.L. 30	Kingsway	6"	1946.0'
Easement in Blk. 34, D.L. 30	Edmonds Street	19th Avenue	6"	285.3'
17th Avenue	E.P.L. Bl. 32, D.L.30	Block 48, D.L. 30	6"	1427.40'
16th Avenue	E.P.L. Block 31	Lane east of Kingsway	6"	1566.0'
Davies Street	14th Avenue	614.0' north	6"	614.0'
15th Avenue	Kingsway	Lot 3, Block 24 D.L. 30	6"	768.0'
Linden Avenue	Edmonds Street	1060' North	6"	1060.0'

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>SIZE</u>	<u>LENGTH</u>
Mary Avenue	14th Avenue	558' North	6"	558.0'
14th Avenue	Kingsway	Lot 3, Blk. 21, D.L. 30	6"	1361.0'
Lane south of 14th Avenue	Lane east of Mary Avenue	Kingsway	6"	991.0'
13th Avenue	Lane east of Kingsway	200' West	6"	200.0'
Arcola Street	Lot 1, Block 8, D.L. 96	Lane east of Sperling Avenue	8"	738.7'
Lane east of Sperling Avenue	Arcola Street	Lane north of Kingsway	8"	150.0'
Lane north of Kingsway	Lane east of Sperling Avenue	Lot 28, Blk. 7, D.L. 95	8"	454.0'
Easement, Lot 18, D.L. 96	Arcola Street	Lane north of Kingsway	8"	186.0'
Salisbury Avenue	Richmond Street	113.5' north of Kingsway	8"	870.0'
Richmond Street	Fulton Avenue	Francis Street	8"	330.5'
Easement, Lot 28, Block 2, D.L. 30	Fulton Avenue	Lane east of Fulton Avenue	8"	204.1'
Easement, Lots 8, 9, Bl. 33, D.L. 30	19th Avenue	18th Avenue	8"	286.7'
18th Avenue	W.P.L. Blk. 25, D.L. 30	N.P.L. Block 47, D.L. 30	8"	1381.0'
Easement Blk. 48	18th Avenue	17th Avenue	8"	282.6'
Easement Blk. 48	17th Avenue	Lane east of Kingsway	8"	182.0'
Lane east of Kingsway	Blk. 48, D.L. 30	16th Avenue	8"	234.4'
16th Avenue	Kingsway	Lane E. of Kingsway	8"	130.0'
Lane north of Kingsway	Lot 28, Block 7, D.L. 91	Salisbury Avenue	10"	1107.6'
Lane north of Kingsway	Hall Avenue	EPL Bl. 9, D.L. 95	10"	942.8'
Fulton Avenue & Park area	Richmond Street	Edmonds Street	10"	1161.4'
Edmonds Street	Fulton Avenue	Linden Avenue	10"	391.8'
Easement, Blks. 16, 15, 14, D.L. 95	Salisbury Avenue	Hall Avenue	12"	651.3'
Easement, Blk. 9, D.L. 95	Edmonds Street	North 115'	12"	166.7'
Edmonds Street	Linden Avenue	Britton Street	12"	173.7'
Britton Street	Edmonds Street	Kingsway	12"	266.5'
				<u>42389.9'</u>



"BURNABY DISTRICT IMPROVEMENT  
BY-LAW NO. 2, 1953"

SCHEDULE "B"

Commencing at the north eastern corner of the intersection of Kingsway and 13th Avenue and proceeding along the northern boundary of Kingsway (Plan 4892) to the most westerly point of Lot 31, Block 8, D.L. 96 at the intersection of Arcola Street and Kingsway. Thence in a north easterly direction across Arcola Street to the south east corner of Lot 27, Block 5, D.L. 96. Thence in a northerly direction along the western boundary of Lot 27 of Block 5, Subdivision of Blocks 2 to 9, D.L. 96 to the north west corner of the said lot. Thence in an easterly direction along the north boundary of Lots 27, 26, W $\frac{1}{2}$  A, E $\frac{1}{2}$  A, and 21 of Block 5 (blocks 2 to 9), D.L. 96 to the north east corner of the said group, a distance of 309.3'. Thence in a northerly direction crossing a lane to the south west corner of Lot 5, Block 5 (Subdivision of Blocks 2 to 9), D.L. 96, continuing in the same direction along the west boundary of said lot to its north west corner, crossing Balmoral Street to the south west corner of Lot 20, Block 4 (Subdivision of Blocks 2 to 9), D.L. 96. Thence in the same direction along the west boundary of said Lot 20 to its north west corner, a distance of 120'. Thence in an easterly direction along the north boundaries of Lots 20, 19, 18 and 17 of Block 4 (Subdivision of Blocks 2 to 9), D.L. 96 to the north east corner of Lot 17 of the said group, a distance of 200'. Thence in the same direction, crossing a 20' lane to the south west corner of Lot 12 of Block 4 (Subdivision of Blocks 2 to 9), D.L. 96. Thence in a northerly direction along the west boundaries of Lots 12, 11 and A of Block 4, (Subdivision of Blocks 2 to 9), D.L. 96, crossing Richmond Street to the south west corner of Lot A S $\frac{1}{2}$ , Block 1, (Subdivision of Blocks 2 to 9), D.L. 96. Thence in the same direction along the west boundaries of Lots A N $\frac{1}{2}$  & S $\frac{1}{2}$  & 11 (Blk. 1) Subdivision of Blocks 2 to 9, D.L. 96 to the north west corner of Lot 11 of the said group. Thence in an easterly direction along the north boundary of Lot 11, Block 1, Subdivision of Blocks 2 to 9, D.L. 96 to its north east corner, crossing Sperling Avenue and continuing across Lot B of Block 2 (Subdivision of Blocks 2 to 9), D.L. 96, to the east boundary of said Lot B. Thence in a southerly direction along the east boundary of said Lot B to a point 123.5' from the north east corner of said Lot B. Thence in an easterly direction, crossing a 20' wide lane to the north west corner of Lot 35 (Subdivision of Blocks 2 to 9), D.L. 96. Thence in the same direction along the north boundaries of Lots 35 to 22, Block 2 (Subdivision of Blocks 2 to 9), D.L. 96 to the north east corner of Lot 22 of the said group. Thence in a northerly direction along the east boundary of Lot 21, Block 2 (Subdivision of Blocks 2 to 9), D.L. 96, a distance of 64.5'. Thence in an easterly direction, crossing Griffiths Avenue and Block 1 of D.L. 95, to the south west corner of Lot 34, (Blocks 2 to 7), D.L. 95. Thence in the same direction along the south boundaries of Lots 34 to 22, (Blocks 2 to 7), D.L. 95, to the south east corner of Lot 22 of said group, a distance of 427'. Thence northerly along the east boundary of Lot 22, Blocks 2 to 7, D.L. 95 to its north east corner, crossing McBride Street and continuing along the east boundary of Lot 47, Blocks 2 to 7, D.L. 95, to its north east corner. Thence in an easterly direction, crossing a lane to the north west corner of Lot 51, (Blocks 2 to 7), D.L. 95, continuing easterly along the north boundary of said lot to its north east corner, thence in the same direction crossing Salisbury Avenue and Lot L of Blocks 2 to 7, D.L. 95. Thence crossing a lane to the south west corner of Lot 91 of the said group. Thence easterly along the south boundaries of Lots 91 to 86 to the south east corner of Lot 86 of said group. Thence northerly along the east boundary of Lot 86, Blocks 2 to 7, D.L. 95 to its north east corner. Thence south easterly along the northern boundary of Lot 85 to its north east corner. Thence north easterly crossing diagonally Walker Avenue to the south west corner of Lot 14, Block 1, D.L. 91. Thence north easterly along the south boundary of Lot 14, Block 1, D.L. 91, crossing through Lot A and Linden Avenue and continuing in the same direction along the south boundary of Lot 14 & 27, Block 2, D.L. 91, crossing Fulton Avenue and along the south boundary of Lot 14 to its south east corner.

(continued)

Thence south easterly along the east boundaries of Lots 13, 12 and 11 of Block 3, D.L. 91 to the southeast corner of Lot 11 of the said group. Thence, in a north easterly direction, crossing a lane to the north west corner of Lot 31 and continuing along the northern boundary of said lot, crossing Francis Avenue and along the north boundary of Lot 10, Block 4, D.L. 91 to its north east corner. Thence south easterly along the eastern boundaries of Lots 10 to 2 of Block 4, D.L. 91 to the south east corner of Lot 2 of the said group. Thence in a north easterly direction along the north boundary of Lot 40, Block 4, D.L. 91 to its north east corner and continuing across Humphries Avenue to the western boundary of Lot 1, Block 9, D.L. 91. Thence north westerly along the west boundary of Lot 1, Block 9, D.L. 91 to its north west corner. Thence north easterly along the north boundaries of Lots 1, 2, 3 and 4 of Block 9, D.L. 91, crossing a lane to the western boundary of Lot 4, Block 8, D.L. 91. Thence north westerly along the west boundary of Lot 4, Block 8, D.L. 91 to its north west corner. Thence north easterly along the north boundary of Lots 4 and 3, Block 8, D.L. 91 crossing Acacia Avenue to the north west corner of Lot 2, Block 7, D.L. 91, and continuing along the north boundaries of Lots 2,  $W\frac{1}{2}$  1 &  $E\frac{1}{2}$  1 to the north east corner of  $E\frac{1}{2}$  of 1, Block 7, D.L. 91. Thence south easterly along the east boundary of Lot  $E\frac{1}{2}$  of 1 of said group to the north west corner of Lot 2, Block 6, D.L. 91. Thence, north easterly along the north boundaries of Lots 2 and 1, Block 6, D.L. 91 continuing across Hershman Avenue and along the north boundary of Lots 15, 35'w, 15 exc. 35'w, 14, Block 5, D.L. 91 and  $W\frac{1}{2}$  of Block 3 and  $E\frac{1}{2}$  of Block 3, D.L. 91 to the north east corner of the  $E\frac{1}{2}$  of Block 3, D.L. 91. Thence south easterly along the east boundary of  $E\frac{1}{2}$  of Block 3, D.L. 91 to its south east corner. Thence diagonally across Richmond Street to the north east corner of Lot B, Block C, D.L. 30. Thence in a south east direction along the east boundary of Lot B, Block C, D.L. 30 to its south east corner. Thence south westerly along the south boundary of Lot B, Block C, D.L. 30 and continuing in the same direction to the east boundary of Lot A, Block 11, D.L. 30. Thence, south easterly along the east boundaries of Lot A, crossing Rosewood Avenue to the north east corner of Lot B, Block 12, D.L. 30. Thence, along the eastern boundaries of Blocks 12, 13 to the north west corner of Lot A-N.131.68', Block A, D.L. 30. Thence north easterly along the south boundary of the N. 131.68' of A, D.L.30 to a point 146' on the same bearing from its south east corner. Thence south easterly through the Lot A-N.131.68' to the north east corner of Lot 4, Block 22, D.L. 30, and continuing along the east boundary of that lot to its south east corner. Thence crossing Edmonds Street to the north boundary of Block 23, D.L. 30. Thence in a south westerly direction along the north boundary of Block 23, D.L. 30 to the north west corner of said block. Thence in a south easterly direction along the western boundaries of Blocks 23, 24, 25, 26, 27, 28, 29 and 30, crossing 19th, 18th and 17th Avenues to the south west corner of Lot 10, Block 30, D.L. 30. Thence diagonally across 16th Avenue to the north west corner of Lot 15, Block 21, D.L. 29. Thence in a south easterly direction along the west boundaries of Lot 15, and park area of Block 21, D.L. 29, thence crossing 14th Avenue to the north boundary of Block 15, D.L. 29. Thence in a south westerly direction along the north boundary of the said Block 15, D.L. 29 to the north west corner continuing across Davies Street and along the north boundary of Block 16, D.L. 29 to its north west corner. Thence in the same direction, crossing a lane to the north east corner of Lot 16, (Blocks 16 & 17), D.L. 29. Thence in a south easterly direction along the east boundary of Lot 16, Blocks 16 & 17, D.L. 29 to its south east corner and continuing across a lane to the north east corner of Lot 1 of Blocks 16 & 17, D.L. 29. Thence south westerly along the north boundaries of Lots 1 & 2 and 3 of Blocks 16 & 17, D.L. 29 to the north west corner of Lot 3 of said group and continuing across Mary Avenue to the north east corner of Lot 8, Block 18, D.L. 29 and along its north boundary to its north west corner. Thence in a south easterly direction along the western boundaries of Lots 8, 7, 6, Block 18, D.L. 29 to the south west corner of Lot 6 of said group. Thence south westerly along the northern boundary of 13th Avenue to point of commencement.