

BY-LAW NO. 3847

A BY-LAW to authorize the construction of certain sewers as local improvements under the provisions of the "Local Improvement Act."

WHEREAS the Municipal Council has by By-law No. 3825 declared that it is desirable to construct as local improvements those combined storm and sanitary sewers more particularly described in Schedule "A".

AND WHEREAS Notice of Intention of the Council to undertake such works was published in The Burnaby Advertiser, a weekly newspaper, published in the District of Burnaby on the Eleventh (11th) day of April, 1957.

AND WHEREAS the lands within the Westridge Combined Sewer Direct Benefit Area as defined in the said Notice of Intention abut directly upon the said sewers.

AND WHEREAS the said sewers are of a larger capacity than is required for the purpose of the abutting lands and afford an outlet for the sewerage and drainage of lands within the Westridge Combined Sewer Indirect Benefit Area as defined in the said Notice of Intention.

AND WHEREAS the lands within the said Westridge Combined Sewer Indirect Benefit Area are immediately benefited by the said sewers.

AND WHEREAS the said Notice of Intention was served on the owners of the lands liable to be specially assessed in the said Westridge Combined Sewer Direct Benefit Area and in the said Westridge Combined Sewer Indirect Benefit Area.

AND WHEREAS the Clerk of the Corporation has certified that no sufficient petition against the construction of such works has been presented.

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

1. THAT, subject to the approval of the Inspector of Municipalities, the sewers set out in such Notice of Intention, a true copy of which is attached hereto marked as Schedule "A", be constructed as local improvements under the provisions of the "Local Improvement Act."
2. THAT, the Engineer of the District do forthwith make such plans, profiles, and specifications and furnish such information as may be necessary for making a contract or contracts for the construction of such works.
3. THAT the said works shall be carried on and executed under the superintendence and according to the directions and orders of such Engineer.
4. THAT the Reeve and Clerk are authorized to cause a contract or contracts for the construction of the said works to be made and entered into with some person or persons, firm or firms or corporation or corporations subject to the approval of this Council to be declared by Resolution.
5. THAT the Treasurer may, subject to the approval of the Council, agree with any bank or person for temporary advances of money to meet the cost of such works pending the completion thereof.
6. THAT the Council may raise money by way of loan, to pay the cost of the said works when completed, from any person or persons, body or bodies corporate who may be willing to advance the same, by the issue and sale of Debentures or by any other means by law permitted, provided that such loan shall be repayable in twenty annual instalments of principal and interest at such rate as Council may determine in the By-law authorizing such loan.

7. THAT the Corporation shall assume \$175,110.00 of the estimated cost of the said works being the sum of \$452,600.00.

8. THAT the owners of lots in the Westridge Combined Sewer Direct Benefit Area shall bear \$244,490.00 of the cost of the said works and such sum shall be assessed, levied and collected in the same manner as municipal taxes are assessed, levied and collected upon and from the land in the said Westridge Combined Sewer Direct Benefit Area as defined in Schedule "A" of this by-law by a special rate readjusted and levied from year to year upon the basis of the assessed value of the land within the said Westridge Combined Sewer Direct Benefit Area.

9. THAT the owners of lots in the Westridge Combined Sewer Indirect Benefit Area shall bear \$33,000.00 of the estimated cost of the said works, being a fair and just proportion of the said cost, and such sum shall be assessed, levied and collected in the same manner as municipal taxes are assessed, levied and collected upon and from the land in the said Westridge Combined Sewer Indirect Benefit Area as defined in Schedule "A" of this By-law by a special rate readjusted and levied from year to year upon the basis of the assessed value of the land within the said Westridge Combined Sewer Indirect Benefit Area.

10. THAT the provisions contained in the "Local Improvement Act" relating to the preparation and authentication of a Special Assessment Roll shall not apply to the works to be constructed under the authority of this by-law.

11. This By-law may be cited as "BURNABY LOCAL IMPROVEMENT WESTRIDGE COMBINED SEWER AREA CONSTRUCTION BY-LAW 1957."

DONE AND PASSED in Open Council this Twenty-first
(21st) day of May, A. D. 1957.

RECEIVED THE APPROVAL of the Inspector of Municipalities
this Twenty-fourth (24th) day of May, A. D. 1957.

RECONSIDERED AND FINALLY PASSED by a three-fourths
(3/4) vote of all the members of the Council this Twenty-seventh
(27th) day of May, A. D. 1957.



Chas. MacSorley
R E E V E.

Edward A. J. Ward
Acting C L E R K.

THE CORPORATION OF THE DISTRICT OF BURNABY

SCHEDULE "A"

TAKE NOTICE THAT:-

1. The Municipal Council of The Corporation of the District of Burnaby intends to construct combined storm and sanitary sewers (hereinafter called the said work) as a local improvement in the following named streets between the points hereinafter described, namely:

STREET	FROM	TO	SIZE	LENGTH
Northcliff Crescent	Lot 171	Cliff Avenue	8"	282.0'
			10"	269.0'
Easement through the remainder of Block 2, D.L.216	Lane North of Malibu Drive	Sewer Board Trunk at the C.P.R.	24"	599.0'
Lane North of Malibu Drive	Cliff Avenue	Inlet Drive	8"	549.3'
			12"	190.9'
			30"	456.8'
Easement through the Remainder of Block 2, D.L.216	Lane North of Malibu Drive	Inlet Drive	36"	648.2'
Inlet Drive	Bayview Drive	Barnet Road	12"	35.0'
			18"	644.4'
			36"	200.0'
Lane West of Barnet Road	Ridge Drive	Inlet Drive	8"	885.0'
			10"	366.0'
			12"	34.0'
			30"	474.8'
Barnet Road	Ridge Drive	Inlet Drive	8"	728.4'
			12"	294.4'
			15"	975.0'
Ridge Drive	Ridge Drive	Barnet Road	8"	555.5'
			10"	226.5'
Lane North of Ridge Drive	Barnet Road	Lane East of Barnet Road	8"	162.0'
Lane East of Barnet Road	Lot 38, Block 1, D.L.216	The remainder of Lot 1, Block 1, D.L.216	8"	1059.2'
			10"	550.0'
Braeside Drive	Ridge Drive	Lot 58, Block 1, D.L.216	8"	248.0'
			10"	961.8'
Lane East of Braeside Drive	Ridge Drive	Lot 89, Block 1, D.L.216	8"	1257.2'
Ridge Drive	Ridge Drive	Lot 91, Block 1, D.L.216	12"	330.3'
			15"	318.5'
			24"	402.8'
Bayview Drive and Easement through portion of Lot 85 Block 1, D.L.216	Inlet Drive	Ridge Drive	18"	426.5'
			20"	530.5'

STREET	FROM	TO	SIZE	LENGTH
Inlet Drive	Pandora Street	Lane North of Malibu Drive	8"	273.7'
			10"	366.3'
			12"	759.0'
Easement and the Lane North of Ridge Drive	Inlet Drive	Lane East of Inlet Drive	8"	273.0'
Easement on Lot 162 Block 2, D.L.216	Malibu Drive	Lane North of Malibu Drive	8"	182.0'
Malibu Drive	Cliff Avenue	Inlet Drive	8"	239.5'
			10"	322.7'
			12"	318.0'
Lane South of Malibu Drive	Cliff Avenue	Lot 136, Block 2, D.L.216	8"	413.0'
			12"	600.0'
Sierra Drive	Cliff Avenue	Inlet Drive	8"	309.5'
			12"	250.0'
			15"	350.0'
Lane South of Sierra Drive	Cliff Avenue	Sierra Drive	8"	416.8'
			10"	500.0'
Belcarra Drive	Cliff Avenue	Inlet Drive	8"	307.2'
			10"	400.0'
Lane South of Belcarra Drive	Cliff Avenue	Belcarra Drive	8"	664.0'
Ridge Drive	Cliff Avenue	Lane East of Inlet Drive	8"	232.8'
			10"	659.2'
Pandora Street	Cliff Avenue	Phillips Avenue	15"	464.0'
			18"	871.0'
			20"	399.3'
			24"	729.7'
Lane West of Barnet Road	Pandora Street	Ridge Drive	10"	260.0'
Inlet Drive	Pandora Street	400.0 Feet South of Pandora Street	12"	400.0'
Duthie Avenue	Pandora Street	Hastings Street	10"	280.0'
			12"	250.0'
Barnet Road	Hastings Street	Pandora Street	10"	434.2'
			15"	450.0'
Hastings Street	Cliff Avenue	Phillips Avenue	18"	316.0'
			20"	300.0'
			24"	759.1'
			30"	890.9'
			36"	315.3'
Duthie Avenue	Hastings Street	Union Street	10"	401.0'
			15"	400.0'
Easement West of Duthie Avenue	Hastings Street	456.2 feet South of Hastings Street	8"	456.2'
Cliff Avenue	Hastings Street	262 feet South of Union Street	10"	262.0'
			30"	924.3'
			36"	84.7'
Hastings Street	Duncan Avenue	Cliff Avenue	10"	187.0'
			12"	269.5'
			15"	187.0'

STREET	FROM	TO	SIZE	LENGTH
Lane South of Hastings Street	Ellerslie Avenue	Duncan Avenue	8"	150.0'
Union Street	Duncan Avenue	Cliff Avenue	10"	384.7'
			12"	250.0'
Ellerslie Avenue and Easement through Lots P and D	Hastings Street	468.7' feet South of Union Street	18"	1357.0'
Union Street	Cliff Avenue	Phillips Avenue	18"	299.5'
			20"	200.0'
			24"	700.0'
			30"	950.0'
			36"	425.7'

2. The estimated cost of the said work is \$452,600.00 of which \$175,100.00 is to be paid by the Corporation, \$244,490.00 by the owners of land abutting directly on the said work (hereinafter described and called the Westridge Combined Sewer Direct Benefit Area) and the balance of \$33,000.00 by the owners of land not abutting directly on but benefited by the said work (hereinafter described and called the Westridge Combined Sewer Indirect Benefit Area).

3. The land abutting directly on the said work, being the Westridge Combined Sewer Direct Benefit Area comprises all those parcels, lots and other tracts of land situate, lying and being in District Lots 206, 207, 215, and 216, Group 1, New Westminster District, lying within the following described boundaries:

Commencing at the intersection of the Southerly limit of the lane North of Hastings Street with the Easterly limit of Duncan Avenue; thence Easterly along the Southerly limit of the Lane North of Hastings Street crossing S.D.2, Block 5, D.L.206, and continuing Easterly along the same line to the Westerly limit of Cliff Avenue; thence Northerly along the Westerly limit of Cliff Avenue to the Southerly boundary of the 0.543 acre portion of D.L.217 as shown on sketch 1848; thence Easterly along the Southerly boundary of the said 0.543 acre portion and continuing in the same direction across Cliff Avenue and along the Northerly boundary of Lots 181, 180, 179, Block 2, D.L.216 to the most Northerly point of Lot 178, Block 2, D.L.216; thence Southerly along the Easterly boundary of Lots 178, 177, 176, Block 2, D.L. 216 to the Southerly limit of the Lane North of Malibu Drive; thence Easterly along the Southerly limit of the Lane North of Malibu Drive to the Easterly limit of Inlet Drive; thence Northerly along the Easterly limit of Inlet Drive to the North-westerly corner of Lot 133, Block 1, D.L. 216; thence South-easterly along the Southerly boundary of said Lot 133 to the most Southerly corner of said Lot 133; thence continuing in the same direction across the remainder of Lot 1, Block 1, D.L. 216 to the South-easterly corner of said Lot 1; thence Southerly along the Easterly boundary of Lots 90, 91, 92, 93, A and B of 94, 95, 96, 97, 98, 99, 100, B of 101, and 102, 103, 128, Block 1, D.L.216 to the Southerly limit of D.L.216; thence South-westerly across Pandora Street to the North-easterly corner of Lot 13, S.D.3, Blocks 1 and 2, D.L.207; thence Southerly along the Westerly limit of Phillips Avenue to a point 120 feet South of the Southerly limit of Union Street; thence Westerly along a line parallel to Union Street and 120 feet South from the Southerly limit of Union Street to the Westerly boundary of the remainder of Lot 3, S.D.7, Blocks 1 and 2, D.L.207; thence Northerly along the Westerly boundary of said remainder of Lot 3 to the South-easterly corner of Lot 1, R.S.D. 1 and 2, S.D.7, Blocks 1 and 2, D.L. 207; thence Westerly along the Southerly boundary of said Lot 1 and continuing across Duthie Avenue to the Westerly limit thereof; thence Southerly along the Westerly limit of Duthie Avenue to the South-easterly corner of the remainder of the North half of Lot 19, S.D.6, Blocks 1 and 2, D.L.207; thence Westerly along the Southerly boundary of the said remainder of the North half of Lot 19 to the Easterly boundary of Lot 18, S.D.6, Blocks 1 and 2, D.L.207; thence Southerly along the Easterly boundary of said Lot 18 to the South-easterly corner of said Lot 18; thence Westerly along the Southerly boundary of Lots 18, 17, 16, 15, 14, 13, 12, 11, 10, S.D.6, Blocks 1 and 2, D.L.207 to the Westerly boundary of Lot 10, S.D.6, Blocks 1 and 2, D.L.207; thence

Northerly along the Westerly boundary of said Lot 10 to the Southerly boundary of Lot 7, S.D.6, Blocks 1 and 2, D.L.207; thence Westerly along the Southerly boundary of said Lot 7 to the South-westerly corner thereof; thence North-westerly across Cliff Avenue to the South-easterly corner of the remainder of Lot 10, Block 1, D.L.206; thence Westerly along the Southerly boundary of said remainder of Lot 10 to the Easterly boundary of Lot 9, Block 1, D.L.206; thence Southerly along the Easterly boundary of said Lot 9 to the Southerly boundary of said Lot 9; thence Westerly along the Southerly boundary of said Lot 9 to the South-westerly corner thereof; thence continuing in the same direction along the Southerly boundary of Lot 8, S.D.8, Block 1, D.L.206 to the South-westerly corner thereof; thence Northerly along the Westerly boundary of Lots 8,7,4,3, S.D.8, Block 1, D.L. 206 to the Southerly boundary of Lot "A" explanatory Plan 13855, S.D.8, Block 1, D.L.206; thence Westerly along the Southerly boundary of said Lot "A" to the Easterly limit of Duncan Avenue; thence Northerly along the Easterly limit of Duncan Avenue to the Southerly limit of the Lane North of Hastings Street, namely, the point of commencement.

4. The land which is immediately benefited by the said work, being the Westridge Combined Sewer Indirect Benefit Area, comprises all those parcels, lots and other tracts of land situate, lying and being in District Lots 208, 209, 214 and 215 lying within the following described boundaries:

Commencing at the north-easterly corner of Lot 90, Block 1, D. L. 216; thence southerly along the easterly boundary of Lots 90, 91, 92, 93, A & B of 94, 95, 96, 97, 98, 99, 100, B of 101 and 102, 103 and 128, Block 1, D.L. 216 to the southerly limit of D.L.216; thence south-westerly across Pandora Street to the north-easterly corner of Lot 13, Block 3, D.L.207; thence southerly along the westerly limit of Phillips Avenue to the northerly limit of Union Street; thence easterly along the northerly limit of Union Street to the westerly limit of View Avenue; thence northerly along the westerly limit of View Avenue to the southerly limit of Hastings Street; thence easterly along the southerly limit of Hastings Street to the easterly limit of Arden Avenue; thence northerly along the easterly limit of Arden Avenue to the north-westerly corner of the south half of Block 16, D.L.209; thence easterly along the northerly limit of said south half of Block 16, to the easterly limit of Florence Avenue; thence northerly along the easterly limit of Florence Avenue to the northerly limit of D.L.209; thence continuing in the same direction to a point 540 feet north of the northerly limit of D.L.209; thence north-westerly through D.L.'s 214 and 215 to the north-easterly corner of Lot 90, Block 1, D.L.216, namely, the point of commencement.

5. The Council intends in the By-law to undertake the said work to provide that the estimated cost of \$244,490.00 being that portion of the cost of the said work to be borne by the owners of land in the Westridge Combined Sewer Direct Benefit Area shall be assessed, levied and collected in the same manner as Municipal taxes are assessed, levied and collected upon and from the land in the said Westridge Combined Sewer Direct Benefit Area by a special rate readjusted and levied from year to year during a period of Twenty (20) years upon the basis of the assessed value of the land within the Westridge Combined Sewer Direct Benefit Area.

6. The Council intends in the By-law to undertake the said work to provide that the sum of \$33,000.00 being the portion of the cost of the said work to be borne by the owners of land in the Westridge Combined Sewer Indirect Benefit Area shall be assessed, levied and collected in the same manner as municipal taxes are assessed, levied and collected upon and from the land in the said Westridge Combined Sewer Indirect Benefit Area by a special rate readjusted and levied from year to year during a period of Twenty (20) years upon the basis of the assessed value of the land within the Westridge Combined Sewer Indirect Benefit Area.

7. Persons desiring to petition against undertaking the said work must do so within one month after the date of publication of this Notice of Intention in the "Burnaby Advertiser" being April 11th, 1957.

DATED this 11th day of April, 1957.



Charles B. Brown,
CLERK OF THE CORPORATION
OF THE DISTRICT OF BURNABY.