

THE CORPORATION OF THE DISTRICT OF BURNABY

✓ F 1983

BY-LAW NO. 4109

A BY-LAW to dispose of certain portions of highway in exchange for other land.

WHEREAS, pursuant to section 507 of the Municipal Act, the Municipal Council may by by-law dispose of any portion of a highway in exchange for such lands as may be necessary for the purpose of improving, widening, straightening, relocating or diverting the highway.

AND WHEREAS all deeds executed under this section have effect as a Crown grant, and all lands taken in exchange for any portion of a highway under this section are public highways, and the title thereto is vested in the Crown.

AND WHEREAS the Municipal Council, before adopting this by-law, has caused the required statutory public notice of its intention to be given by advertisement.

AND WHEREAS the Municipal Council deems it expedient and in the public interest to stop-up and close to traffic those portions of highway more particularly hereinafter described for the purpose of relocating the same.

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

1. This By-law may be cited as "BURNABY HIGHWAY EXCHANGE BY-LAW NO. 1, 1960."
2. The Municipal Council of The Corporation of the District of Burnaby is hereby authorized and empowered to stop-up and close to traffic those portions of highway more particularly described as:

(a) ALL AND SINGULAR, that certain parcel or tract of land and premises, situate, lying and being that portion of

District Lot 11, Group 1, New Westminster District, Plan 3045, formerly road (Whitworth Avenue) adjacent to the Northerly boundaries of Blocks 8 to 14, inclusive as shown outlined in green colour on the plan hereunto annexed prepared by Morgan A. R. Stewart, B. C. L. S., and certified on the 11th day of January, 1960.

(b) ALL AND SINGULAR, that certain parcel or tract of land and premises, situate, lying and being that portion of District Lot 11, Group 1, New Westminster District, Plan 3045, formerly road (Elks Avenue) adjacent to the South Boundary of Lot 1, Block 14 according to Plan 3045 aforesaid, as shown in green colour on the said plan hereunto annexed.

3. The Municipal Council is further authorized and empowered to establish as a public highway in exchange for the said portions of highway closed, those lands and premises more particularly described as being that portion of Lot "D" of Blocks 15-21 inclusive, Lot 11, Group 1, New Westminster District, according to Reference Plan 15815, deposited and being more particularly described as the Northerly 66 feet of Lot "D" aforesaid and containing by calculation 2.689 acres be the same more or less as shown on the said plan hereunto annexed and thereon outlined in red colour.

4. Upon the deposit of a certified copy of this by-law in the Land Registry Office in the City of New Westminster, Province of British Columbia, the said portions of highway closed, more particularly described in section 2 hereof, shall be vested in The Corporation of the District of Burnaby, and those lands and premises more particularly described in section 3 hereof shall be established as a public highway and title thereto shall be vested in the Crown.

Read a first time this 1st day of February, ,1960.
Read a second time this 1st day of February ,1960.
Read a third time this 22nd day of February ,1960.
Reconsidered and adopted this 29th day of February ,
1960.



A. H. Reeve

R E E V E.

J. Shaw

C L E R K.