

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 4176

A BY-LAW TO authorize the construction of  
certain local improvement works.

WHEREAS the Council has received a petition to construct as local improvements the works hereinafter described and the Municipal Clerk has certified that the said petition is sufficient.

AND WHEREAS it is expedient to grant the prayer of the said petition in the manner hereinafter provided.

AND WHEREAS Council has had prepared the report required by Section 600 of the Municipal Act.

AND WHEREAS the lifetime of the said works is twenty years.

AND WHEREAS the estimated cost of the said works is \$47,101.00.

AND WHEREAS the share or portion of the cost of the said works which should be borne by the parcels of land which abut or which are deemed to abut upon the said works is \$ 44,594.00.

AND WHEREAS the Corporation's share or portion of the cost of the said works is \$2,507.00.

AND WHEREAS the special charges should be made payable in fifteen annual instalments.

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

1. This By-law may be cited as "BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 7, 1960."

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2. The Council of The Corporation of the District of Burnaby is hereby authorized and empowered to construct as local improvements under the provisions of Part XVI of the Municipal Act concrete curb sidewalks 5' wide on both sides of the streets hereinafter described, asphaltic pavement 36' wide on the streets hereinafter described together with storm sewers or drains and connections thereto for each lot on the said streets:-

- (a) Mahon Avenue from Spruce Street to Monarch Street and from Eglinton Street to Gilpin Street.
- (b) Monarch Street from Mahon Avenue to Atlee Avenue.
- (c) Eglinton Street from the westerly property line of Lot 30 of Blocks 4, 5 and 6 of Lot 80 Group 1 and of Block "C" of Lot 83 Group 1 Plan 21699 New Westminster District, to Mahon Avenue.
- (d) Gilmon Avenue from Monarch Street to Eglinton Street.

3. The Reeve and Clerk are authorized and empowered to cause a contract for the construction of the said works to be made and entered into with some person or persons, firm or corporation, subject to the approval of Council to be declared by resolution.

4. The special charges shall be paid by fifteen annual instalments.

5. (1) Where the number of feet of a parcel of land which abuts on any of the said works is more than 66 feet, the taxable foot frontage shall be 66 feet.

(2) Notwithstanding anything in this by-law contained, (a) where a parcel of land is situated at the junction or intersection of streets and the work is provided on or along more than one side of the parcel, the taxable foot frontage shall be not more than 66 feet; (b) where a parcel of land is situate at the junction or intersection of streets and the work is provided on or along a second side of the parcel, where a similar work is already provided on or along one side, the taxable foot frontage shall be not more than 66 feet less

the taxable foot frontage already charged against the parcel for the similar work; and (c) where the front and rear boundaries of a parcel of land each abut on a highway, other than a lane, and the work is provided on or along both such boundaries, the taxable foot frontage shall be not more than 66 feet.

(3) For the purposes of this section, lane is defined as a right of way 20 feet or less in width separating the rear property lines of parcels of land fronting on highways running more or less parallel to and on each side of such rights-of-way.

6. The Assessor shall forthwith prepare a frontage-tax assessment roll in respect of the said works pursuant to section 416 of the Municipal Act and shall from time to time revise the said frontage-tax assessment roll in accordance with subsection (3) of the said section 416.

7. The Council may, with the approval of the Inspector of Municipalities, borrow temporarily the sum required to finance the cost of the said works pending the adoption of a by-law under section 603 of the Municipal Act.

Read a first time this 29th day of August, 1960.

Read a second time this 29th day of August, 1960.

Read a third time this 29th day of August, 1960.

Reconsidered and adopted this 6th day of September, 1960.



*A. H. G. Smith*  
R E E V E

*J. Shaw*  
C L E R K

SCHEDULE "N"

BY-LAW NO. 4176

1. Pursuant to By-law No. 4176, adopted on the 6th day of September, 1960, concrete curb sidewalks, five feet wide, on both sides of the streets hereinafter described, asphaltic pavement 36' wide, on the streets hereinafter described, together with storm sewers or drains, and connections thereto for each lot on the said streets, have been constructed.
  - (1). Mahon Avenue from Spruce Street to Monarch Street and from Eglinton Street to Gilpin Street.
  - (2). Monarch Street from Mahon Avenue to Atlee Avenue.
  - (3). Eglinton Street from the westerly property line of Lot 30 of Blocks 4, 5 and 6 of Lot 80 Group 1, and of Block "C" of Lot 83, Group 1. Plan 21699, New Westminster District, to Mahon Avenue.
  - (4). Gilmon Avenue from Monarch Street to Eglinton Street.
2. The total cost of constructing the works is \$44,081.48; the Corporation's share is \$2,346.02; and the owners' share is \$41,735.46.
3. The estimated lifetime of the said works is twenty years.
4. The total actual foot-frontage is 5,429.06 feet, the total taxable foot-frontage is 2,178.00 feet, and the sum required to be raised annually during the period of fifteen years is \$1,734.77.

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