

VF 3040
THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 4193

A BY-LAW to authorize the construction of certain local improvement works on the initiative plan.

WHEREAS notice of intention of the Council to undertake the construction, as a local improvement, of the works hereinafter described has been duly given by publication of the notice and by service of it upon the owners of the parcels liable to be specially charged.

AND WHEREAS the Clerk has filed a statutory declaration proving publication and service of the said notice.

AND WHEREAS no petition against the said works signed by a majority of the owners, representing at least one-half of the land value of the parcels liable to be specially charged, has been presented.

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 \$53,636.85.

AND WHEREAS the share or proportion 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 \$49,452.03.

AND WHEREAS The Corporation's share or proportion of the cost of the said works is \$4,184.82.

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. 13, 1960".

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 Portland cement concrete sidewalks five feet wide with curbs and local drainage works therefore and also asphaltic pavement four feet wide for purposes of road widening, on the following streets:-

- (a) Both sides of Thirteenth Avenue from Newcombe Street to Wright Street.
- (b) Both sides of Barnet Road from Inlet Drive to Ridge Drive.
- (c) South side of Ridge Drive from the East property line of Lot 107 to the East property line of Lot 104.
- (d) West side of Alpha Avenue from Hastings Street to Union Street.
- (e) Both sides of Seventeenth Avenue from Fourth Street to Sixth 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 this 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.

(4) The provisions of subsection (1) shall not apply to the following parcels of land and the actual foot frontage thereof shall be the taxable foot frontage:

Lots 17, 18 and 19 save and except the North 20' thereof Block 9 of Lot 122 Group 1 Plan 1308 New Westminster District.

Lot 20 and the South 90' of Lot 21 Block 9 of Lot 122 Group 1 Plan 1308 New Westminster District.

Lots 16 and 17 Block "A" of Lot 28 Group 1 Plan 10459 New Westminster District.

Lots 42, 43, 44 and 45 Block "A" Lot 28 Group 1 Plan 10459 New Westminster District.

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 7th day of November 1960.

Read a second time this 7th day of November 1960.

Read a third time this 7th day of November 1960.

Reconsidered and adopted this 14th day of November 1960.



A. H. Emmott
R E E V E

J. Shaw
C L E R K

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SCHEDULE "H"
BY-LAW NO. 4193

1. Pursuant to By-law No. 4193, adopted on the 14th day of November 1960, Portland cement concrete sidewalks, five feet wide, with curbs and local drainage works therefore and also asphaltic pavement four feet wide for purposes of road widening, have been constructed on the streets hereinafter described:-

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SCHEDULE "H"
BY-LAW NO. 4193

1. Pursuant to By-law No. 4193, adopted on the 14th day of November 1960, Portland cement concrete sidewalks, five feet wide, with curbs and local drainage works therefore and also asphaltic pavement four feet wide for purposes of road widening, have been constructed on the streets hereinafter described:-