

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 4313

A BY-LAW to expropriate a right-of-way for drainage or sewerage purposes.

WHEREAS the Council may operate, maintain, improve, extend or alter any existing drainage or sewerage systems and acquire all appliances, equipment, materials, real property, easements and rights-of-way required therefore.

AND WHEREAS the Council may by by-law enter upon, expropriate, break up, take or enter into possession of, and use any real or personal property in any way necessary or convenient for any of the aforesaid purposes without the consent of the owners of the real or personal property, but subject to the restrictions contained in Division (4) of Part XII of the Municipal Act.

AND WHEREAS that portion of the municipal sewerage system known as the South Slope Sewer Area No.2 is presently under construction and it will be necessary therefor for sewers to pass through the hereinafter described lands for which an easement or right-of-way will be required.

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

1. This By-law may be cited as "BURNABY EXPROPRIATION BY-LAW NO. 2, 1961".
2. The Council of The Corporation of the District of Burnaby is hereby authorized and empowered to lay down, construct, install, operate and maintain a sewer through, across and under that portion as hereinafter described in

Section 2 of All and Singular that certain parcel or tract of land and premises, situate lying and being in the Municipality of Burnaby, Province of British Columbia, and being more particularly known and described as Lot 6 Block 9 of Lot 159 Group 1 Plan 2103 New Westminster District and from time to time make all necessary repairs and alterations to the said sewer and to renew, replace, remove, relocate and inspect the same as may be deemed necessary or expedient.

3. For the aforesaid purposes the Council is hereby authorized and empowered by its servants, agents and employees to enter upon, expropriate, break up, take or enter into possession of and use, without the consent of the owners of the said Lot 6 but subject to the restrictions contained in Division 4 of Part XII of the Municipal Act, an easement or right-of-way through, across, under and over the West 15' of the said Lot 6 and, for and during construction only, a further easement or right-of-way through under and over the West 35', save and except the West 15' of the said Lot 6.

4. This by-law shall, before coming into effect, be published once in the B.C. Gazette and in a newspaper published or circulating in the Municipality of Burnaby and a certified copy of the by-law shall be filed in the Land Registry Office in the City of New Westminster, in the Province of British Columbia.

Read a first time this 4th day of December 1961.

Read a second time this 4th day of December 1961.

Read a third time this 4th day of December 1961.

Reconsidered and adopted this 11th day of December 1961.



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R E E V E
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C L E R K