

THE CORPORATION OF THE DISTRICT OF BURNABY

2065

BY-LAW NO. 4383

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 601 of the Municipal Act.

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

AND WHEREAS the estimated cost of the said works is \$213,810.00.

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 are deemed to abut on the said works is \$181,060.00.

AND WHEREAS The Corporation's share or proportion of the cost of the said works is \$32,750.00.

AND WHEREAS the special charges should be made payable in ten 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. 12, 1962".

2. The Council of The Corporation of the District of Burnaby is hereby authorized and empowered to construct as a local improvement under the provisions of Part XVI of the Municipal Act, asphaltic pavement twenty eight feet wide on the following streets:

- (a) Bayview Drive from Braeside Drive to Barnet Road,
- (b) Cambridge Street from Gamma Avenue to Delta Avenue.
- (c) Cambridge Street from Hythe Avenue to Glynde Avenue.
- (d) Dundas Street from Canberra Avenue to Gamma Avenue.
- (e) Esmond Avenue from Trinity Street to Yale Street.
- (f) Empire Drive from Capitol Drive to Hastings Street.
- (g) Empire Drive from Delta Avenue to Capitol Drive.
- (h) Frances Street from Beta Avenue to Delta Avenue.
- (i) Glynde Avenue from Capitol Drive to Empire Drive.
- (j) Grosvenor Avenue from Pandora Street to Cambridge Street.
- (k) Howard Avenue from Hastings Street to Dundas Street.
- (l) Pandora Street from Gamma Avenue to Canberra Avenue.
- (m) Ranelagh Avenue from Capitol Drive to Lane South of Empire Drive.
- (n) Springer Avenue from Dundas Street to Cambridge Street.
- (o) Union Street from Duncan Avenue to Duthie Avenue.
- (p) 14th Avenue from 2nd Street to Newcombe Street.
- (q) 17th Avenue from 1st Street to 4th 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 ten 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 26th day of June, 1962.

Read a second time this 26th day of June, 1962.

Read a third time this 26th day of June, 1962.

Reconsidered and adopted by an affirmative vote of at least two-thirds of all members of Council this 3rd day of July, 1962.



A. H. Emmott

R E E V E

J. Shaw

C L E R K

- (38) Ewart Street from Royal Oak Avenue to McGregor Avenue
- (39) Irmin Street from Waverley Avenue to Nelson Avenue
- (40) McKay Avenue from Carson Street to Boxer Street
- (41) Patrick Street from Royal Oak Avenue to WPL of Lot "D" S.D. 4/6. Block 4.
D. L. 158. Plan 14352
- (42) 16th Avenue from Britton Street to Kingsway
- (43) Victory Street from Sussex Avenue to Jubilee Avenue.

- 2. The estimated cost of constructing the said works is \$418,460.00; the Corporation's estimated share is \$52,353.00; the owners' estimated share is \$366,107.00.
- 3. The estimated lifetime of the said works is ten years.
- 4. The total actual foot frontage is 64,845.90 feet, the total taxable foot frontage is 38,179.35 feet, and the sum to be raised annually during the period of ten years is \$32,422.95.

SCHEDULE "P"
BY-LAW No. 4383

- 1. Pursuant to By-law No. 4383, adopted on the 3rd day of July 1962, construction of asphaltic pavement twenty-eight feet wide is authorized on the streets hereinafter described:
 - (1) Cambridge Street from Gamma Avenue to Delta Avenue
 - (2) Cambridge Street from Hythe Avenue to Glynde Avenue
 - (3) Empire Drive from Capitol Drive to Hastings Street
 - (4) Empire Drive from Delta Avenue to Capitol Drive
 - (5) Glynde Avenue from Capitol Drive to Empire Drive
 - (6) Howard Avenue from Hastings Street to Dundas Street
 - (7) Union Street from Duncan Avenue to Duthie Avenue.
- 2. The estimated cost of constructing the said works is \$117,930.00; the Corporation's estimated share is \$17,219.00; the owners' estimated share is \$100,711.00.
- 3. The estimated lifetime of the said works is ten years.
- 4. The total actual foot frontage is 11,900.44 feet, the total taxable foot frontage is 7,610.54 feet, and the sum to be raised annually during the period of ten years is \$6,545.24.

SCHEDULE "Q"
BY-LAW No. 4347

- 1. Pursuant to By-law No. 4347, adopted on the 30th day of April 1962, public street lighting with ornamental standards and underground wiring has been installed on the streets hereinafter described.
 - (1) Streets as shown on drawing No. L152 annexed to By-law No. 4347.
- 2. The total cost of constructing the said works is \$2,800., the Corporation's share is \$420.00; and the owners' share is \$2,380.00.
- 3. The estimated lifetime of the works is twenty years.
- 4. The total actual foot frontage is 1,903.90 feet, the total taxable foot frontage is 1,464.20 feet, and the sum to be raised annually during the period of ten years is \$260.00.

~~27 September, 1962~~
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