

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 4592

30/6

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

WHEREAS the Council has received a petition to  
construct as a local improvement 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 601 of the Municipal Act.

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

AND WHEREAS the estimated cost of the said works is  
\$1,040.00.

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 \$1,040.00.

AND WHEREAS the Corporation's share or proportion  
of the cost of the said works is nil.

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. 37, 1964".

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 a  $4\frac{1}{2}$  foot concrete sidewalk on the West side of Nelson Avenue from Patrick Place to Marine Drive.

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 a highway 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 similar work payable by special charges has previously been provided on or along one side of a parcel, 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 right-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 20th day of April 1964.

Read a second time this 20th day of April 1964.

Read a third time this 20th day of April 1964.

Reconsidered and adopted by an affirmative vote of at least two-thirds of all members of Council this 27th day of April 1964.



*[Signature]*  
R E E V E  
*[Signature]*  
C L E R K