

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 5086

A BY-LAW to expropriate certain rights-of-way
for sewerage purposes.

WHEREAS the Council deems it necessary and in the public
interest to expropriate certain rights-of-way for sewerage purposes.

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. 1, 1967".

2. (1) The Council is hereby authorized and empowered for the
purpose of constructing sanitary sewers to expropriate, break up,
take, enter into possession of and use rights-of-way in perpetuity
over, through, under and upon those lands hereinafter described
without the consent of the owners of the said lands. The said lands
are situate, lying and being in the Municipality of Burnaby, in the
Province of British Columbia, and are more particularly described
as follows:

(a) The East Ten (10') feet Lot Two (2), Block "C",
Lot Ninety-four (94), Group 1, Plan 1426A, New
Westminster District;

(b) The East Ten (10') feet of Lot Three (3), Block "C",
Lot Ninety-four (94), Group 1, Plan 1426A, New
Westminster District;

(c) The East Ten (10') feet of Lot Four (4), Block "C",
Lot Ninety-four (94), Group 1, Plan 1426A, New
Westminster District;

(d) The East Ten (10') feet of Lot Five (5), Block "C",
Lot Ninety-four (94), Group 1, Plan 1426A, New
Westminster District;

- (e) The East Ten (10') of Lot Six (6), Block "C", Lot Ninety-four (94), Group 1, Plan 1426A, New Westminster District;
- (f) The East Ten (10') feet of the North Fifty (50') feet of Parcel One (1) (Expl. Plan 6997), Lot Ninety-four (94), Group 1, New Westminster District;
- (g) The East Ten (10') feet of the South Fifty (50') feet of the North One Hundred (100') feet of Parcel One (1) (Expl. Plan 6997), Lot Ninety-four (94), Group 1, New Westminster District;
- (h) The East Ten (10') feet of the North Fifty (50') feet of Parcel "A" (Expl. Plan 11597) of Parcel One (1), Lot Ninety-four (94), Group 1, New Westminster District;
- (i) The East Ten (10') feet of Parcel "A" (Expl. Plan 11597) of Parcel One (1), Lot Ninety-four (94), Group 1, Save and Except the North Fifty (50') feet, New Westminster District;
- (j) The East Ten (10') feet of Parcel One (1) (Expl. Plan 6997), Lot Ninety-four (94), Group 1, Except the North One Hundred (100') feet thereof and Except Parcel "A" (Expl. Plan 11597), New Westminster District;
- (k) The West Ten (10') feet of Lot Seven (7), Block "C", Lot Ninety-four (94), Group 1, Plan 1426A, New Westminster District;
- (l) The West Ten (10') feet of Lot Sixteen (16), Block Three (3) of Part of Lot Ninety-four (94), Group 1, Plan 1117, New Westminster District;

- (m) The East Ten (10') feet of Lot One (1), Block Three (3), Lot Ninety-four (94), Group 1, Plan 1117, New Westminster District;
- (n) The East Ten (10') feet of Lot Two (2), Block Three (3), Lot Ninety-four (94), Group 1, Plan 1117, New Westminster District;
- (o) The East Ten (10') feet of Lot Three (3), Block Three (3), Lot Ninety-four (94), Group 1, Plan 1117, New Westminster District;
- (p) The East Ten (10') feet of Lot Four (4), Block Three (3), Lot Ninety-four (94), Group 1, Plan 1117, New Westminster District;
- (q) The East Ten (10') feet of Lot Five (5), Block Three (3), Lot Ninety-four (94), Group 1, Plan 1117, New Westminster District;
- (r) The East Ten (10') feet of Lot Six (6), Block Three (3), Lot Ninety-four (94), Group 1, Plan 1117, New Westminster District;
- (s) The East Ten (10') feet of Lot Seven (7), Block Three (3), Lot Ninety-four (94), Group 1, Plan 1117, New Westminster District;
- (t) The South Five (5') feet of Lot Eleven (11), Parcel "B" of Lot Ninety-four (94), Group 1, Plan 15407, New Westminster District;
- (u) The 739 square foot portion of Lot Ten (10), Parcel "B", Lot Ninety-four (94), Group 1, Plan 15407, New Westminster District, shown outlined red on Plan filed in the Land Registry Office at the City of New Westminster, Province of British Columbia, under No. 29266;

- (v) A Portion of Lot Eighteen (18), Block One (1), Lot Ninety-four (94), Group One (1), Plan 1117, New Westminster District, which portion may be more particularly described as follows:

Commencing at the southwesterly corner of said Lot 18, Plan 1117;

Thence N.0°10'E. along the westerly boundary of said Lot 18, 10 feet;

Thence S.89°12'E., and parallel to the southerly boundary of said Lot 18, 10 feet;

Thence S.0°10'W., and parallel to the said westerly boundary, 10 feet, more or less, to a point of intersection with said southerly boundary of Lot 18;

Thence N.89°12'W., along said southerly boundary 10 feet, more or less, to the point of commencement;

All the said bearings are Astronomic and are derived from the meridian referred to Plan 1117; said parcel containing 100 square feet, more or less, as shown outlined red on Plan prepared by Edmund T. Wong, B.C.L.S., dated the 13th day of May, 1966, a copy of which is attached hereto;

- (w) The North Ten (10') of Lot Seventeen (17), Block One (1), Lot Ninety-four (94), Group 1, Plan 1117, Except Part thereof included in Explanatory Plan 11303; said North Ten (10') feet being measured perpendicularly to the North boundary thereof and adjoining Lot Eighteen (18), New Westminster District;

- (x) A Portion of a 0.25 of an acre portion of Lot Two (2) and part of Lot Seventeen (17), Block One (1), Lot Ninety-four (94), Group 1, Plan 1117, as shown outlined Red on Sketch 11303, New Westminster District, which said portion may be more particularly described as follows:

Commencing at the northeasterly corner of said 0.25 acre portion, Explanatory Plan 11303;

Thence S.0°10'W., along the easterly boundary of said 0.25 acre portion, 10 feet;

Thence N.89°12'W. and parallel to the northerly

boundary of said 0.25 acre portion, 33 feet, more or less, to a point of intersection with the southerly production of the westerly boundary of Lot 18, Plan 1117;

Thence N.0°10'E., along aforesaid described southerly production, 10 feet, more or less, to the southwesterly corner of said Lot 18;

Thence S.89°12'E., along the northerly boundary of said 0.25 acre portion, 33 feet, more or less, to the point of commencement;

All the said bearings are Astronomic and are derived from the meridian referred to Plan 1117; said parcel containing 330 square feet, more or less, as shown outlined Red on Plan prepared by Edmund T. Wong, B.C.L.S., dated the 13th day of May, 1966, a copy of which is attached hereto;

(2) The rights expropriated by this by-law shall include the right to construct, install, inspect, maintain, operate, repair, improve, extend and enlarge sewer pipes, manholes, and all other necessary appurtenances and works (hereinafter called "the said sewerage works") over, through, under and upon the said rights-of-way and the right to have unobstructed access to and to enter upon the said rights-of-way at all times with men, equipment, machinery and materials for all of the aforesaid purposes.

(3) The Council shall file plans and specifications of the said sewerage works with the Clerk who shall, on receiving the same, issue the statutory notice required by section 483 of the Municipal Act.

(4) The Council shall by its servants, agents and licensees exercise the rights hereby expropriated in a good and workmanlike and reasonable manner.

3. No person shall construct any buildings or other works of any kind whatsoever over, through, under or upon the said rights-of-way or do anything therein or thereon or adjacent thereto which might injure or endanger the said sewerage works or impair the efficient functioning thereof.

4. The expropriations authorized by this by-law shall be subject to the provisions of division (4) of Part XII of the Municipal Act.

5. 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, Province of British Columbia.


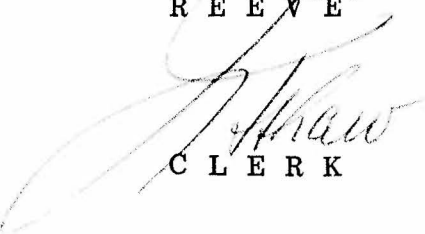
Read a first time this 6th day of March , 1967.

Read a second time this 6th day of March , 1967.

Read a third time this 6th day of March , 1967.

Reconsidered and adopted this 13th day of
March , 1967.




R E E V E

C L E R K

D.
at
dc



Bearings are Astronomic and are referred to meridian of Plan 1117

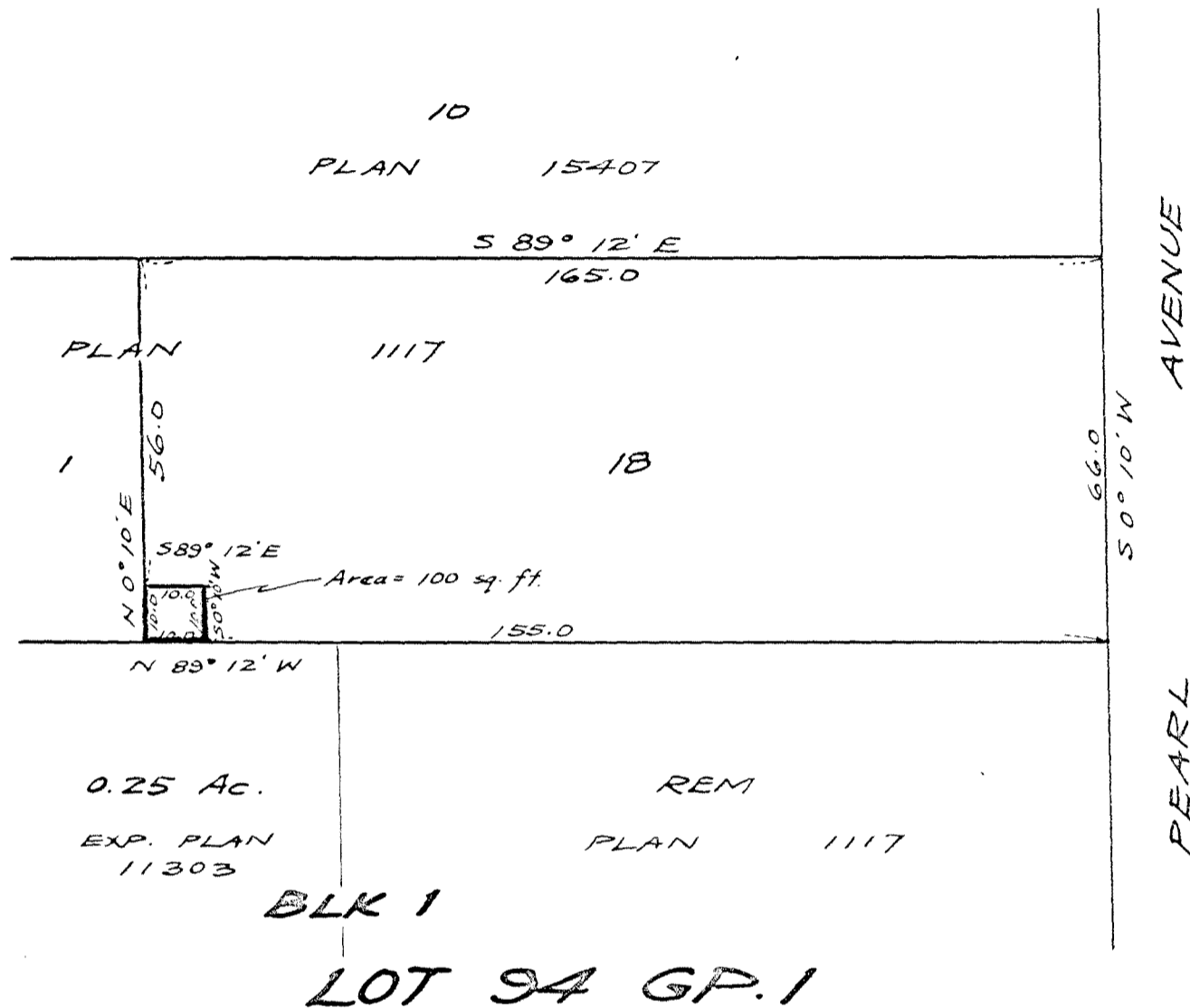
Approving Officer, Municipality of Burnaby

MAY 13, 1966

EXPLANATORY PLAN OF EASEMENT
THROUGH LOT 18 BLOCK 1
OF LOT 94 GROUP ONE
NEW WESTMINSTER DISTRICT PLAN 1117
FOR SEWERAGE AND DRAINAGE PURPOSES

Depo
at 1
day

SCALE: 1 INCH = 30 FEET



rtified Correct according to
nd Registry Office records:

Bearings are Astronomic and are
referred to meridian of Plan 1117

Approved under the Land Registry Act
this --- day of ---, 196-

E. J. Hong
E.C.L.S.

Approving Officer, Municipality of Burnab

MAY 13, 1966