

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 5110

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

WHEREAS the Council deems it necessary and in the public interest to expropriate for sewerage purposes the right-of-way hereinafter described.

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. 15, 1967".
2. (1) The Council is hereby authorized and empowered for the purpose of constructing and installing sewers to expropriate, break up, take, enter into possession of and use a right-of-way in perpetuity over, through, under and upon those lands hereinafter described without the consent of the owner 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 all that portion of Lot Forty-seven (47) of Lot One Hundred and Twenty-six (126), Group One (1), New Westminster District according to the plan deposited in the Land Registry Office at New Westminster, Province of British Columbia and numbered 26898 which said portion may be more particularly described as follows:

All that strip of land lying between the westerly boundaries of Lots 102 to 105 inclusive, Plan 27471 and a line drawn parallel to and distant Twenty feet measured perpendicularly westerly from the said westerly boundaries, and extending from the northerly boundary of said Lot 47 except that part subdivided by Plan 27471 to the southerly boundary thereof; the said strip containing 0.105 of an acre, more or less, as shown outlined red on the explanatory plan certified correct by K. K. Wong, B.C.L.S. on the 8th day of May, 1967 A.D., a copy of which is annexed 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 right-of-way and the right to have unobstructed access to and to enter upon the said right-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 right-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 expropriation 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 24th day of April , 1967.

Read a second time this 24th day of April , 1967.

Read a third time this 24th day of April , 1967.

Reconsidered and adopted this 2nd day of May,

1967.



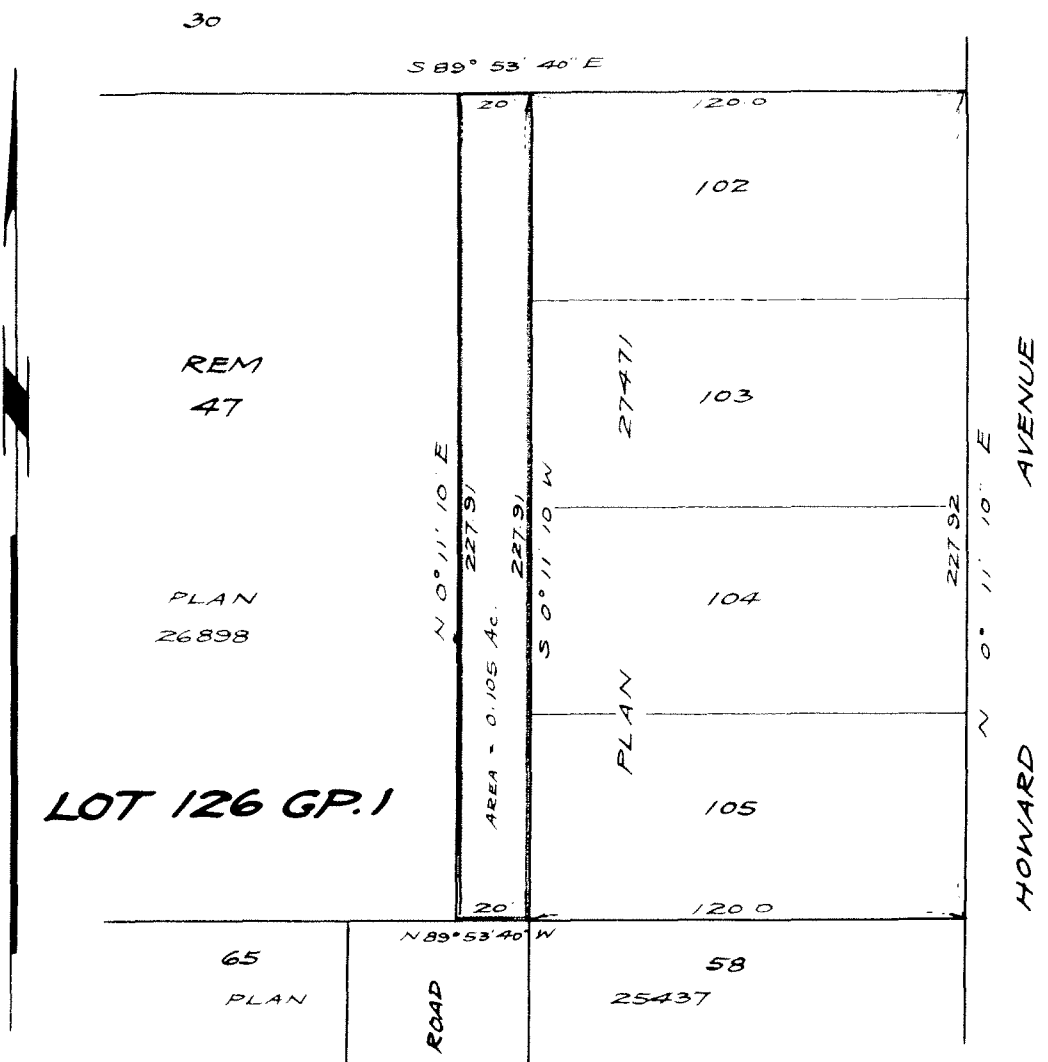
ACTING R E E V E

*[Handwritten signature]*

C L E R K

**EXPLANATORY PLAN OF RIGHT-OF-WAY**  
**THROUGH LOT 47 OF LOT 126**  
**GROUP ONE NEW WESTMINSTER DISTRICT**  
**PLAN 26898 FOR SEWERAGE AND DRAINAGE**  
**PURPOSES**      SCALE: 1 INCH = 40 FEET

Deposited in the Land Registry Office  
at New Westminster, B.C. this ---  
day of -----, 196-



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Registrar  
  
THE CORPORATION OF THE  
DISTRICT OF BURNABY:  
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Reeve  
-----  
Clerk

Certified Correct according to  
Land Registry Office records.

Bearings are Astronomic and are  
referred to meridian of Plan 27471

K. K. Wong