

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 5149

A BY-LAW to authorize the expropriation of certain real property.

WHEREAS it is deemed necessary and in the public interest to expropriate the real property hereinafter described for highway purposes and to construct and install thereon necessary municipal works and services.

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

1. This By-law may be cited as "BURNABY HIGHWAY EXPROPRIATION BY-LAW NO. 6, 1967".
2. For highway purposes and for the construction and installation thereon of necessary municipal works and services, The Corporation of the District of Burnaby is hereby authorized and empowered, without the consent of the owners of the real property, but subject to the provisions of Division (4) of Part XII of the Municipal Act: -

(a) By its servants and agents to enter upon, expropriate, break up, take or enter into possession of or use all and singular that certain parcel or tract of land and premises situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, and being more particularly known and described as a portion of Lot Five (5), Block "R" of Lots Seventy-nine (79) and Eighty-five (85), Group One, New Westminster District according to the plan deposited in the Land Registry Office at New Westminster in the Province of British Columbia and numbered 11109 which said portion may be more particularly described as follows:

Commencing at the northwesterly corner of said Lot 5, Plan 11109 deposited;

Thence S. 45° 44' 30" E. along the northerly boundary of said Lot 5, 8 feet;

Thence on a tangential circular curve to the left, having a radius of 493 feet; along said northerly boundary, an arc distance of 109.85 feet, more or less, to the northeasterly corner of said Lot 5;

Thence South  $11^{\circ} 59' 10''$  E. along the easterly boundary of said Lot 5, 13.66 feet, more or less, to a point of intersection with a circular curve, having a radius of 503 feet and parallel to said northerly boundary of Lot 5 and whose tangent at this point bears N.  $59^{\circ} 34' 46''$  W.;

Thence along aforesaid described circular curve to the right, having a radius of 503 feet, an arc distance of 36.95 feet, more or less, to a point of intersection with a circular curve, having a radius of 174.27 feet, and whose tangent at this point bears S.  $28^{\circ} 10' 54''$  W.;

Thence along aforesaid described circular curve to the left, having a radius of 174.27 feet, an arc distance of 10.1 feet, to a point of intersection with a circular curve, having a radius of 513 feet, parallel to the northerly boundary, and whose tangent at this point bears N.  $55^{\circ} 31' 47''$  W.;

Thence along aforesaid described circular curve to the right, having a radius of 513 feet; an arc distance of 87.64 feet;

Thence N.  $45^{\circ} 44' 30''$  W. and parallel to said northerly boundary, 1.5 feet to the point of intersection with the westerly boundary of said Lot 5;

Thence N.  $26^{\circ} 15' 30''$  E. along said westerly boundary of Lot 5, 21.03 feet, more or less, to the point of commencement; all said bearings are Astronomic and are derived from the meridian referred to Plan 11109; the said strip of land containing 0.048 of an acre, more or less, as shown outlined in red on the reference plan prepared by E. T. Wong, B.C.L.S., on the 10th Day of July, 1967 A.D., a copy of which is hereunto annexed.

(b) By its servants and agents to enter upon any real property which may be injuriously affected by the exercise of any of the aforesaid powers for the purpose of executing any works of construction, maintenance or repair in mitigation of injuries done or apprehended or in reduction of compensation.

3. 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  
at the City of New Westminster, in the Province of British  
Columbia.

Read a first time this 5th day of June, 1967.

Read a second time this 5th day of June, 1967.

Read a third time this 5th day of June, 1967.

Reconsidered and adopted this 12th day of June, 1967.



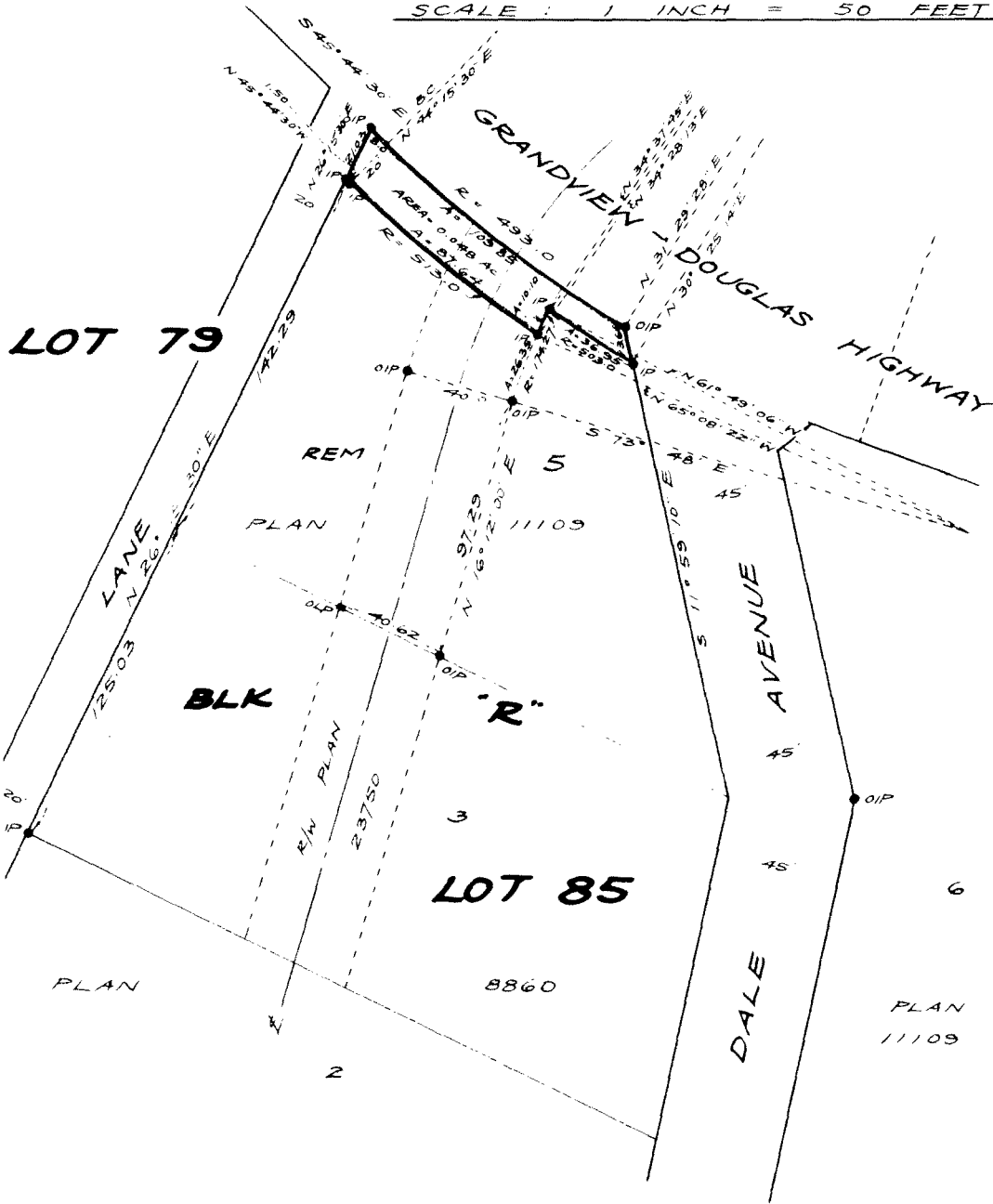
*J. W. ...*  
ACTING R E E V E

*G. ...*  
DEPUTY C L E R K

REFERENCE PLAN OF A PORTION OF  
LOT 5 BLOCK "R" OF LOTS 79 AND 85  
GROUP ONE NEW WESTMINSTER DISTRICT  
PLAN 11109 TO ACCOMPANY ROAD ACQUISITION  
AND DEDICATION BYLAW No.

Deposited in  
 at New West  
 day of -----

SCALE : 1 INCH = 50 FEET



**LEGEND**

- ★ OLP denotes old lead plug found
- OIP denotes old iron post found
- IP denotes iron post set

Bearings are Astronomic and are referred to meridian of Plan 11109

Edmund T. Wong of the City of Vancouver  
 British Columbia Land Surveyor, make oath  
 I say that I was present at and did  
 personally superintend the survey represented  
 this plan and that the survey and plan  
 are correct. The said survey was completed  
 the 4<sup>th</sup> day of July, 1967.

Sworn before me at Vancouver, B.C.  
 this 10<sup>th</sup> day of July, 1967

Approved under the Land Registry Act  
 this \_\_\_ day of \_\_\_\_\_, 196\_\_

*Edmund T. Wong*

*E. J. Wong*  
 B.C.L.S.

Approving Officer, Municipality of Burnaby

I Notary Public in and for the  
 Province of British Columbia.