

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 5324

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. 3, 1968".

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 those certain parcels or tracts of lands and premises situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, and being Portions of District Lots One (1), Two (2), Four (4) and Six (6), Group One (1), New Westminster District, more particularly described as follows:

(i) A Portion of the East 156.91 feet of Lot Three (3), Block Twenty-Three (23) of Lot One (1), Group One (1), New Westminster District, Plan 4231, which said Portion may be more particularly described as follows:

Commencing at the northeast corner of said Lot 3, Plan 4231;

Thence S. 0° 49' 30" E. along the easterly boundary of said Lot 3, 75 feet;

Thence N. 3° 06' 50" W., 75.12 feet, more or less, to a point of intersection with the northerly boundary of said Lot 3, said point

situate distant 3 feet measured westerly from the said northeast corner thereof;

Thence S. $89^{\circ} 35' 50''$ E. along the said northerly boundary, 3 feet to the point of commencement; all the said bearings are Astronomic and are derived from the meridian referred to Plan 4231; the said Parcel containing 0.003 of an acre, more or less;

(ii) A Portion of Lot Nine (9) of Lot Two (2), Group One (1), New Westminster District, Plan 26955, which said Portion may be more particularly described as follows:

Commencing at the northeasterly corner of said Lot 9, Plan 26955;

Thence N. $50^{\circ} 11' 40''$ W. along the northeasterly boundary of said Lot 9, 13 feet;

Thence S. $3^{\circ} 11' 30''$ E., 130.39 feet, more or less, to a point of intersection with the southerly boundary of said Lot 9, said point situate distant 4.5 feet measured westerly from the southeasterly corner of said Lot 9;

Thence S. $89^{\circ} 35' 50''$ E. along said southerly boundary, 4.5 feet to said southeasterly corner;

Thence N. $0^{\circ} 50'$ W. along the easterly boundary of said Lot 9, 121.91 feet, more or less, to the point of commencement; all the said bearings are Astronomic and are derived from the meridian referred to Plan 4231 deposited; the said parcel containing 0.021 of an acre, more or less;

(iii) A Portion of Parcel "G" (Explanatory Plan 14388) of Parcel "C" of Lot Eight (8) of Lot Four (4), Group One (1), New Westminster District, Plan 845, which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Parcel "G", Explanatory Plan 14388, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Parcel "G", and extending from the southerly boundary to the northerly boundary of said Parcel "G"; the said strip containing 0.031 of an acre, more or less;

(iv) A Portion of Parcel "E" (Reference Plan 1286) of Lot Eight (8) of Lot Four (4), Group One (1), New Westminster District, Plan 845, which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Parcel "E", Reference Plan 1286, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Parcel "E", and extending from the northerly boundary to the southerly boundary of said Parcel "E"; the said strip containing 0.154 of an acre, more or less;

(v) A Portion of the South 99.125 feet of Parcel "C" (Reference Plan 2399) of Lot Eight (8) of Lot Four (4), Group One (1), New Westminster District, Plan 845, which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Parcel "C", Reference Plan 2399, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Parcel "C", and extending from the southerly boundary of said Parcel "C" to a straight line drawn parallel to and distant 99.125 feet measured northerly from said southerly boundary of Parcel "C"; the said strip containing 0.077 of an acre, more or less;

(vi) A Portion of the South 198.25 feet of Parcel "C" (Reference Plan 2399) of Lot Eight (8) of Lot Four (4), Group One (1), New Westminster District, Plan 845, Except South 99.125 feet of Parcel "C", which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Parcel "C", Reference Plan 2399, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Parcel C, and extending from the southerly boundary of Lot 2, Plan 7464 deposited, to the straight line drawn parallel to and distant 99.125 feet measured northerly from the southerly boundary of said Parcel "C"; the said strip containing 0.077 of an acre, more or less;

(vii) A Portion of Lot Two (2) (Except West 200 feet) of Parcel "C" of Lot Eight (8) of Lot Four (4), Group One (1), New Westminster District, Plan 7464, which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Lot 2, Plan 7464, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Lot 2, and extending from the southerly boundary to the Northerly boundary of said Lot 2; the said strip containing 0.077 of an acre, more or less;

(viii) A Portion of Lot Five (5) (Except West 82 feet) of Blocks One (1) and Two (2) of Lot Six (6), Group One, New Westminster District, Plan 4155, which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Lot 5, Plan 4155, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Lot 5, and extending from the southerly boundary to the northerly boundary of said Lot 5; the said strip containing 0.092 of an acre, more or less;

(ix) A Portion of Lot Four (4) of Block One (1), of Lot Six (6), Group One (1), New Westminster District, Plan 4155, which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Lot 4, Plan 4155, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Lot 4, and extending from the southerly boundary to the Northerly boundary of said Lot 4; the said strip containing 0.092 of an acre, more or less;

(x) A Portion of Lot 3 of Blocks One (1), Two (2), and Twenty-Four (24) of Lot Six (6), Group One (1), New Westminster District, Plan 4155, which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Lot 3, Plan 4155, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Lot 3, and extending from the southerly boundary to the northerly boundary of said Lot 3; the said strip containing 0.092 of an acre, more or less;

(xi) A Portion of Lot Two (2) of Block Two (2) of Lot Six (6), Group One (1), New Westminster District, Plan 4155, which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Lot 3, Plan 4155, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Lot 2, and extending from the southerly boundary to the Northerly boundary of said Lot 2; the said strip containing 0.095 of an acre, more or less;

(xii) A Portion of Lot One (1) (Except West 221 feet) of Blocks One (1) and Two (2) of Lot Six (6), Group One (1), New Westminster District, Plan 4155, which said Portion may be more particularly described as follows:

All that strip of land lying between the easterly boundary of said Lot 1, Plan 4155, and a line drawn parallel to and distant 34 feet measured perpendicularly westerly from the said easterly boundary of Lot 1, and extending from the southerly boundary to the northerly boundary of said Lot 1; the said strip containing 0.092 of an acre, more or less;

reference

all as shown outlined in red on plan prepared by Edmund T. Wong, B.C.L.S., dated the 27th day of March, 1968, 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 New Westminster, in the Province of British Columbia.

Read a first time this 16th day of April, 1968.

Read a second time this 16th day of April, 1968.

Read a third time this 16th day of April, 1968.

Reconsidered and adopted this 22nd day of April,

1968.

MAYOR

CLERK

