

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 5712

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 therein and 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. 1, 1970".

2. For highway purposes and for the construction and installation therein and thereon of necessary municipal works and services, The Corporation of the District of Burnaby is hereby authorized, 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 described as a portion of Lot Thirteen (13), Block Thirty-two (32), District Lot One Hundred Fifty-two (152), Group One (1), Plan 2455, except parts thereof shown outlined in red on plan with By-Law filed No. 30078, New Westminster District, and which may be more particularly described as follows:

Commencing at a point in the east boundary of said Lot 13, distant 100.04 feet southerly from the northeast corner of said Lot 13, and being on the northerly boundary of Kingsway as defined by plan with By-law filed No. 30078;

Thence N. 63° 15' 30" W., and following said northerly boundary of Kingsway a distance of 10.00 feet;

Thence N. 58° 17' 30" E., a distance of 10.47 feet more or less, to a point in the east boundary of said Lot 13, distant 90.04 feet from the northeast corner thereof;

Thence S. 0° 08' 40" E., and following the east boundary of said Lot 13, a distance of 10.00 feet, more or less, to the point of commencement; the bearings used herein are astronomic and are referred to the meridian of Plan with By-Law filed 30078. The herein described parcel contains by calculation 44.6 square feet, more or less,

all as shown outlined in red on reference plan prepared by Bryan S. Berting, B.C.L.S. and sworn to by him on the 6th day of May, 1970 a copy of which is attached hereto.

(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 19th day of May, 1970.

Read a second time this 19th day of May, 1970.

Read a third time this 19th day of May, 1970.

Reconsidered and adopted this 25th day of May,

1970.



Robert H. Little
MAYOR

J. Shaw
CLERK