

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 6705

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 for sewerage purposes the rights-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. 3, 1975".

2. (1) The Council is hereby authorized and empowered:

(a) For the purpose of constructing and installing 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 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 follows:

(I) The 822 square feet of Lot 27, of District Lot 124, Group 1, Plan 3343, New Westminster District, shown outlined in red on plan deposited in the Land Registry Office, at the City of New Westminster, in the Province of British Columbia and numbered 48858.

(II) The 720 square feet of Lot 126, of District Lot 124, Group 1, Plan 48051, New Westminster District, shown outlined in red on plan deposited in the Land Registry Office, at the City of New Westminster, in the Province of British Columbia and numbered 48858.

(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.

(2) The rights expropriated by this by-law shall include the rights 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 work") 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 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 5th day of August, 1975.

Read a second time this 5th day of August, 1975.

Read a third time this 5th day of August, 1975.

Reconsidered and adopted this 6th day of October, 1975.



A handwritten signature in cursive script, likely belonging to the Mayor.

M A Y O R

A handwritten signature in cursive script, reading 'James Hudson'.

C L E R K