

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 6788

A BY-LAW to dispose of a certain portion of
highway in exchange for other land.

WHEREAS pursuant to Section 509 of the Municipal Act,
the Council may by by-law dispose of any portion of a highway in
exchange for such lands as may be necessary for the purpose of
improving, widening, straightening, relocating or diverting a
highway.

AND WHEREAS all deeds executed under this section have
effect as a Crown grant, free of all rights-of-way, and all lands
taken in exchange for any portion of a highway under this section
are public highways, and the title thereto is vested in the Crown.

AND WHEREAS the Council, before adopting this by-law,
has caused the required statutory public notice of its intention
to be given advertisement.

AND WHEREAS the Council deems it expedient and in the
public interest to stop up and close to traffic that portion of
highway more particularly hereinafter described for the purpose of
relocating and diverting a highway.

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 EXCHANGE
BY-LAW NO. 5, 1975".
2. The Council of The Corporation of the District of Burnaby
is hereby authorized and empowered to stop up and close to traffic
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, more particularly known as a portion
of highway shown on Plan 1413 in District Lot Seventy (70), Group
One (1), New Westminster District, and more particularly described

as follows:

Commencing at the intersection of the South Boundary of the East 569.25 feet of Lot "A", Block 11, District Lot 70, Group 1, Plan 9892, New Westminster District and the West boundary of Willingdon Avenue;

Thence along the said South boundary of the East 569.25 feet of Lot "A" S.89°46'50"W., 20.00 feet;

Thence Southerly along the arc of a circle to the right of radius 50 feet, 31.52 feet;

Thence N.89°46'50"E., 19.76 feet, more or less, to the West boundary of Willingdon Avenue;

Thence along the West boundary of Willingdon Avenue N.0°23'00"W., 31.0 feet, more or less, to the point of commencement and containing 565 square feet, more or less, shown outlined in green colour on By-Law Plan prepared by James Davidson, B.C.L.S., completed the 5th day of December, 1975 and sworn the same date, a copy of which is annexed hereto.

3. The Council is further authorized and empowered to grant and convey the said portion of highway closed by a good and sufficient deed in fee simple unto the registered owner of the lands hereinafter described and in exchange therefor, namely ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the Municipality of Burnaby, more particularly known as a portion of the East 569.25 feet of Lot "A", Block 11, District Lot Seventy (70), Group One (1), Plan 9892, New Westminster District, and more particularly described as follows:

Commencing at a point on the South boundary of the said East 569.25 feet of Lot "A", 20.00 feet from the intersection of the South boundary of the said East 569.25 feet of Lot "A" and the West boundary of Willingdon Avenue;

Thence, along the said South boundary S.89°46'50"W., 122.5 feet;

Thence Easterly along the arc of a circle to the left of radius 50 feet a distance of 42.50 feet;

Thence Easterly along the arc of a circle to the right of radius 50 feet, 104.75 feet, more or less, to the point of commencement and containing 2,455 square feet, more or less, shown outlined in red colour on By-Law Plan prepared by James Davidson, B.C.L.S., completed the 5th day of December, 1975 and sworn the same date, a copy of which is annexed hereto.

4. The said deed in fee simple shall be executed on behalf of the Municipality by the Mayor and Clerk and shall have effect as a Crown grant, free of all rights-of-way, and the lands hereinbefore described taken in exchange shall be a public highway and the title thereto shall be vested in the Crown.

Read a first time this 12th day of January, 1976

Read a second time this 12th day of January, 1976

Read a third time this 12th day of January, 1976

Reconsidered and adopted this 26th day of January,

1976.



A handwritten signature in cursive script, likely belonging to the Acting Mayor, is written above the printed title.

ACTING M A Y O R

A handwritten signature in cursive script, reading "James Hudson", is written above the printed title.

C L E R K