

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 6996

A BY-LAW to expropriate a right-of-way for sewerage purposes.

WHEREAS the Council deems it necessary and in the public interest to expropriate for sewer purposes the right-of-way herein-after 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. 1, 1977".
2. The Council, for the purpose of constructing and installing therein sewerage works for the collection, conveyance, and disposal of sewage, does hereby expropriate in perpetuity, subject to the provisions of Division (4) of Part XII of the Municipal Act, a right-of-way through, under, over and upon that portion, more particularly described in section 3 of this By-law, of those lands and premises situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, more particularly known and described as Lot 4 of Lot "F", Block 7 of District Lot 125, Group 1, Plan 3737, New Westminster District (hereinafter called "the lands").
3. The right-of-way hereby expropriated is more particularly known and described as the North 5 feet of Lot 4 of Lot "F", Block 7 of District Lot 125, Group 1, Plan 3737, New Westminster District (hereinafter called "the right-of-way"), and includes

(a) the right by servants and agents to break up, take, enter into possession of and use the right-of-way for the purposes herein specified,

(b) the right by servants and agents to construct, install, lay down, entrench, inspect, maintain, repair, operate, improve, extend,

remove, replace, and enlarge sewer pipes, manholes and all other necessary appurtenances and works (hereinafter called "the sewerage works") through, under, over and upon the right-of-way,

(c) the right to have unobstructed access to the right-of-way and to the sewerage works therein with men, vehicles, equipment, machinery and materials, and for that purpose to enter at all reasonable times upon the right-of-way and such part of the lands as may be necessary or convenient,

(d) the right, for the protection of the sewerage works and to ensure unobstructed access thereto, to prohibit the erection, construction, installation, or placing through, under, over, or upon the right-of-way, without consent, of any building, erection, structure, pavement, foundation, excavation, pipe, conduit or cable.

4. The Council shall file plans and specifications of the sewerage works with the Municipal Clerk who shall on receiving the same, issue the statutory notice required by section 483 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, in the Province of British Columbia.

6. A certified copy of this 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 31st day of January, 1977.

Read a second time this 31st day of January, 1977.

Read a third time this 31st day of January, 1977.

Reconsidered and adopted this 7th day of February, 1977.



M A Y O R

C L E R K