

THE CORPORATION OF THE DISTRICT OF BURNABY

BYLAW NO. 9421

A BYLAW to authorize an Agreement with the Board of School Trustees to contribute to the cost of facilities

WHEREAS Council is authorized by section 682 of the Municipal Act to enter into an agreement with the Board of School Trustees to contribute to the cost of construction, maintenance, operation or use of facilities for community uses, on a site the title of which is vested in or is held by a party to the Agreement;

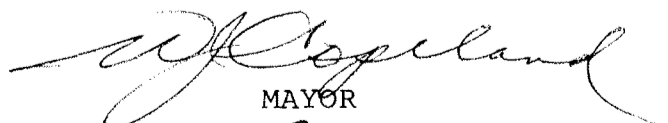

AND WHEREAS The Board of School Trustees of School District No. 41 (Burnaby) is the registered owner of the lands situated in the Municipality of Burnaby and known as Stoney Creek Community School, 2nd Street Community School and Cameron Elementary School (hereinafter called "the said schools");

AND WHEREAS Council is desirous of contributing the amount of Nine Thousand Dollars (\$9,000) to the cost of developing playgrounds at the said schools;

NOW THEREFORE the Council of The Corporation of the District of Burnaby ENACTS as follows:

1. This Bylaw may be cited as BURNABY COMMUNITY FACILITIES CONTRIBUTION AGREEMENT BYLAW 1990.
2. The Council is hereby authorized and empowered to enter into the Agreement contained in Schedule "A" with The Board of School Trustees of School District No. 41 (Burnaby) to contribute Nine Thousand Dollars (\$9,000) to the cost of developing playgrounds at the said schools.

Read a first time this 9th day of JULY 1990  
Read a second time this 9th day of JULY 1990  
Read a third time this 9th day of JULY 1990  
RECONSIDERED AND ADOPTED THIS 23rd day of JULY 1990

  
MAYOR  
  
CLERK

THIS AGREEMENT made the            day of            1990

BETWEEN:

THE CORPORATION OF THE DISTRICT OF BURNABY  
4949 Canada Way  
Burnaby, B.C. V5G 1M2

(hereinafter called "the Corporation")

OF THE FIRST PART

AND:

THE BOARD OF SCHOOL TRUSTEES OF  
SCHOOL DISTRICT NO. 41 (BURNABY)  
5325 Kincaid Street  
Burnaby, B.C. V5G 1W2

(hereinafter called "the School Board")

OF THE SECOND PART

WHEREAS the Corporation is authorized by Bylaw No. 9421 to enter into an agreement with the School Board for the purpose of contribution to the cost of developing playgrounds at certain school sites in Burnaby more particularly described below;

NOW THEREFORE THIS AGREEMENT WITNESSES that in consideration of the mutual covenants and agreements herein contained and subject to the terms and conditions hereafter set out the parties hereto agree as follows:

1.            The School Board covenants that it is the registered owner of those lands and premises in the Municipality of Burnaby known as Stoney Creek Community School, 2nd Street Community School and Cameron Elementary School; such lands being more particularly described as:

- (a)    Lot 305, District Lots 8 and 56, Group 1,  
New Westminster District, Plan 57113

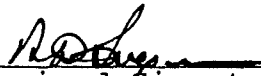
(b) Lots 1 and 2, Block 20, District Lot 27,  
Group 1, New Westminster District, Plan 697

(c) Lot 121, District Lot 4, Group 1,  
New Westminster District, Plan 54051

(collectively referred to hereinafter as "the said schools");  
and FURTHER the School Board covenants that children's  
playgrounds will be developed at the said schools in 1990.

2. The Corporation agrees to pay to the School Board Three  
Thousand Dollars (\$3,000) as a contribution to the cost of  
developing children's playgrounds at each of the three said  
schools; such payment being Nine Thousand Dollars (\$9,000) in  
total.

THE CORPORATE SEAL OF THE BOARD OF  
SCHOOL TRUSTEES OF SCHOOL DISTRICT  
NO. 41 (BURNABY) WAS HEREUNTO  
AFFIXED IN THE PRESENCE OF:

  
\_\_\_\_\_  
Authorized Signatory

THE CORPORATE SEAL OF THE CORPORATION  
OF THE DISTRICT OF BURNABY WAS  
HEREUNTO AFFIXED IN THE PRESENCE OF:

  
\_\_\_\_\_  
Municipal Clerk-Authorized Signatory