

THE CORPORATION OF THE DISTRICT OF BURNABY

BYLAW NO. 9603

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 Nelson Elementary School, Gilpin Elementary School, Morley Elementary School and Clinton Elementary School (hereinafter called "the said schools");

AND WHEREAS Council is desirous of contributing the amount of Twelve Thousand Dollars (\$12,000) to the cost of children's playground equipment for 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 NO. 2, 1991.

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

Twelve Thousand Dollars (\$12,000) to the cost of children's playground equipment at the said schools.

Read a first time this 22nd day of JULY 1991
Read a second time this 22nd day of JULY 1991
Read a third time this 22nd day of JULY 1991
RECONSIDERED AND ADOPTED THIS 6th day of AUGUST 1991


MAYOR

DEPUTY CLERK

THIS AGREEMENT made the 8th day of July 1991

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. 9603 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:

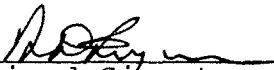
1. The School Board covenants that it is the registered owner of those lands and premises in the Municipality of Burnaby known as Nelson Elementary School, Gilpin Elementary School, Morley Elementary School and Clinton Elementary School; such lands being more particularly described as:

- (a) Block 19 South Half, District Lot 99, Group 1, New Westminster District, Map 844;
- (b) Lot 2 Except Part Subdivided by Plan 37658, District Lot 83, Group 1, New Westminster District, Plan 20863;
- (c) Lot Q, District Lots 86 and 91, Group 1, New Westminster District, Plan 14847 and
- (d) Lot D, District Lot 159, Group 1, New Westminster District, Plan 11612

respectively (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 1991.

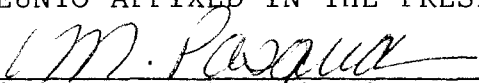
2. The Corporation agrees to pay to the School Board Three Thousand Dollars (\$3,000) as a contribution to the cost of developing children's playgrounds at each of the four said schools; such payment being Twelve Thousand Dollars (\$12,000) in total.

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