

ITEM 4

MANAGER'S REPORT NO. 57

COUNCIL MEETING July 30/73

4. Re: Local Improvement Project
Woodsworth Street from Douglas Road to Norland Avenue

Burnaby Local Improvement Construction By-law No. 4, 1972, By-law No. 6089 passed 8 May 1972, provides for the construction of asphaltic pavement with five foot wide concrete curb sidewalks on a number of streets, one of which was Woodsworth Street from Douglas Road to Norland Avenue.

On 12 July 1972, the Municipal Engineer reported that there was a store fronting on Douglas Road at Woodsworth intersection that was very old and constructed to elevations incompatible with the proposed grades of both Douglas Road and Woodsworth Street. The construction of Woodsworth Street across the flankage of this property would have shut off vehicular access to the lot from which store supplies would be received and involved the installation of a retaining wall of a maximum height of six feet. Under the circumstances, the Engineer recommended that the limits of the work be amended to exclude the property.

The report was adopted by Council on 31 July 1972 but the by-law could not be amended at that time because there is no provision in the Municipal Act to permit this to happen prior to the construction of the work. However, if the work has been allowed to proceed and it is later found that a reduction must be made in the scope of the work, Section 609 of the Municipal Act permits an amendment to the by-law to authorize the change.

RECOMMENDATION:

THAT By-law No. 6089 be amended to change the description of the works as set out in the by-law to read "Woodsworth Street from Norland Avenue to the east property line of Lot SK 10806, Block 9, D.L. 76 and 74".