

ITEM	6
MANAGER'S REPORT NO.	23
COUNCIL MEETING	1982 04 05

RE: SALE AND CONSOLIDATION OF A PORTION OF SPRINGER AVENUE AND
ROY STREET ROAD ALLOWANCE
(ITEM 9, REPORT NO. 5, 1982 JANUARY 25)

MUNICIPAL MANAGER'S RECOMMENDATION:

1. THAT the recommendations of the Director Planning & Building Inspection be adopted.

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PLANNING DEPARTMENT
1982 MARCH 31

TO: MUNICIPAL MANAGER
FROM: DIRECTOR PLANNING & BUILDING INSPECTION
SUBJECT: SALE AND CONSOLIDATION OF A PORTION OF SPRINGER AVENUE AND
ROY STREET ROAD ALLOWANCE

RECOMMENDATIONS:

1. THAT Council authorize Items 3 and 6 to be struck out of Schedule A, By-law No. 3476 being "Burnaby Road acquisition and Dedication By-law No. 1, 1954."
2. THAT Council authorize the preparation and introduction of a Highway Exchange By-law as shown on the attached Figure 2.

SUMMARY:

Council is being requested to authorize the implementation of procedures to facilitate the sale and consolidation of the subject redundant road allowances to an adjacent owner for industrial use.

REPORT

BACKGROUND:

Council, on 1982 January 25, received the Manager's Report No. 5, Item 9, concerning the closure and sale of the subject road allowances. At that time Council authorized the preparation and execution of a road closing by-law for the areas shown on the attached Figure 1. Compensation was to be received for the redundant road allowances and they were to be consolidated with the adjacent property.

EXISTING SITUATION:

The applicant's Land Surveyor, in researching Land Registry records for the preparation of the necessary survey plans, determined that portions of the Springer Avenue road allowance had been acquired by the Municipality

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through a road acquisition and dedication by-law. This means that title to these areas is held by Burnaby and they have a defined legal description which is registered in the Land Title Office. They are not road which has been dedicated by subdivision plan and owned by the Crown in right of the Province.

Therefore, rather than proceeding with a road closing by-law as authorized by Council on 1982 January 25, it will be necessary to repeal the appropriate Sections (Item 3 and 6 of Schedule A) of the previous road acquisition and dedication by-law (By-law No. 3476) which will have the effect of removing the road designation from these parcels. Title could then simply be transferred to the adjacent owner via a land sale.

The remaining portion of the Roy Street road allowance would then be disposed of via a Highway Exchange By-law as shown on Figure 2.

The net effect of these actions will be the same as previously authorized by Council in that the subject road allowances will be closed and sold for consolidation with the adjacent property for industrial use.

PB/nb
atts.

cc: Municipal Solicitor
Director Engineering



A. L. Parr
DIRECTOR PLANNING &
BUILDING INSPECTION

PROPOSED CLOSURE OF SPRINGER AVE. SOUTH OF
DOUGLAS RD. & ROAD ALLOWANCE WEST OF SPRINGER AVE.

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R.C. REF. # 24/76
D.L. 125

ZONING: M 2

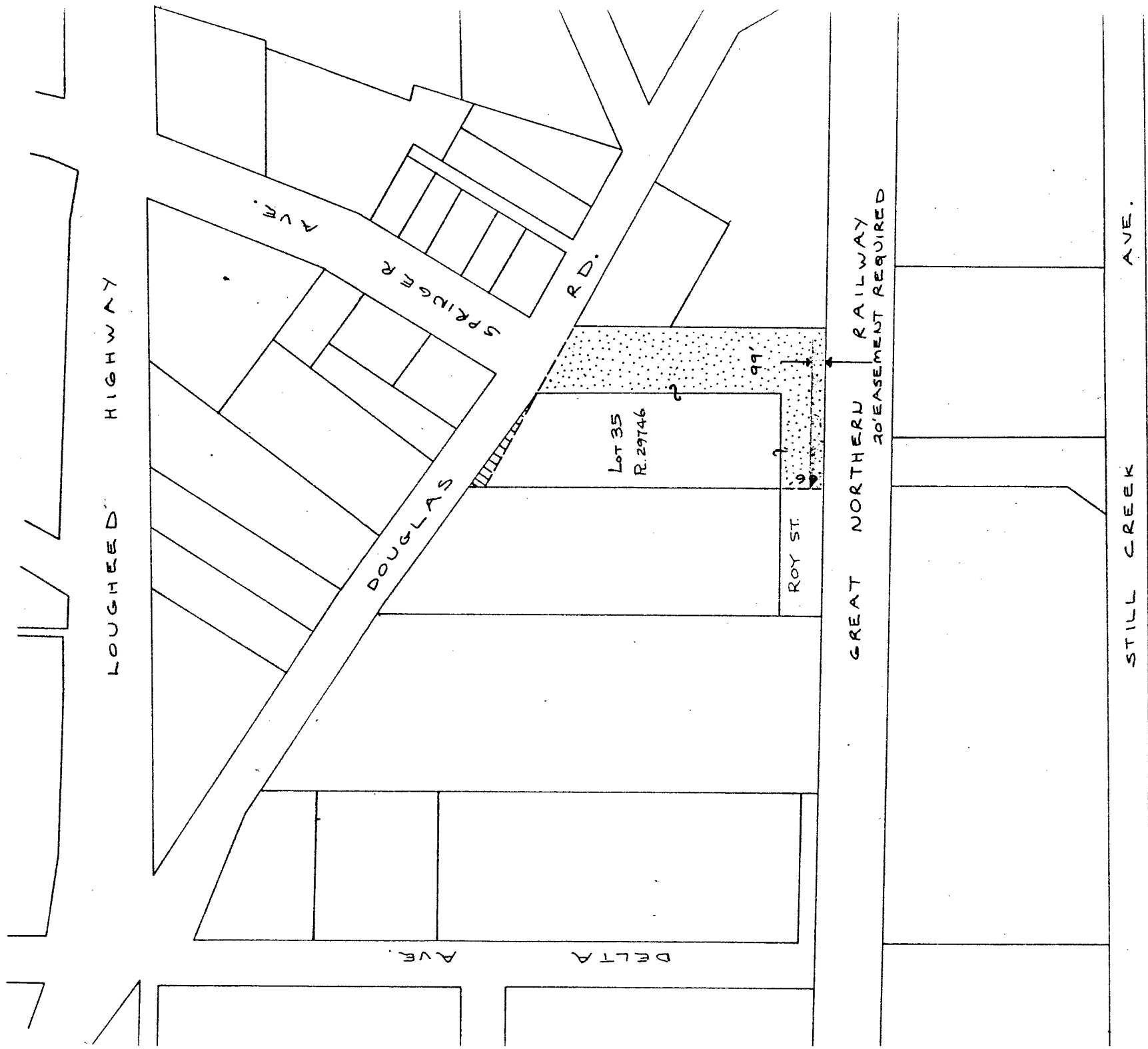


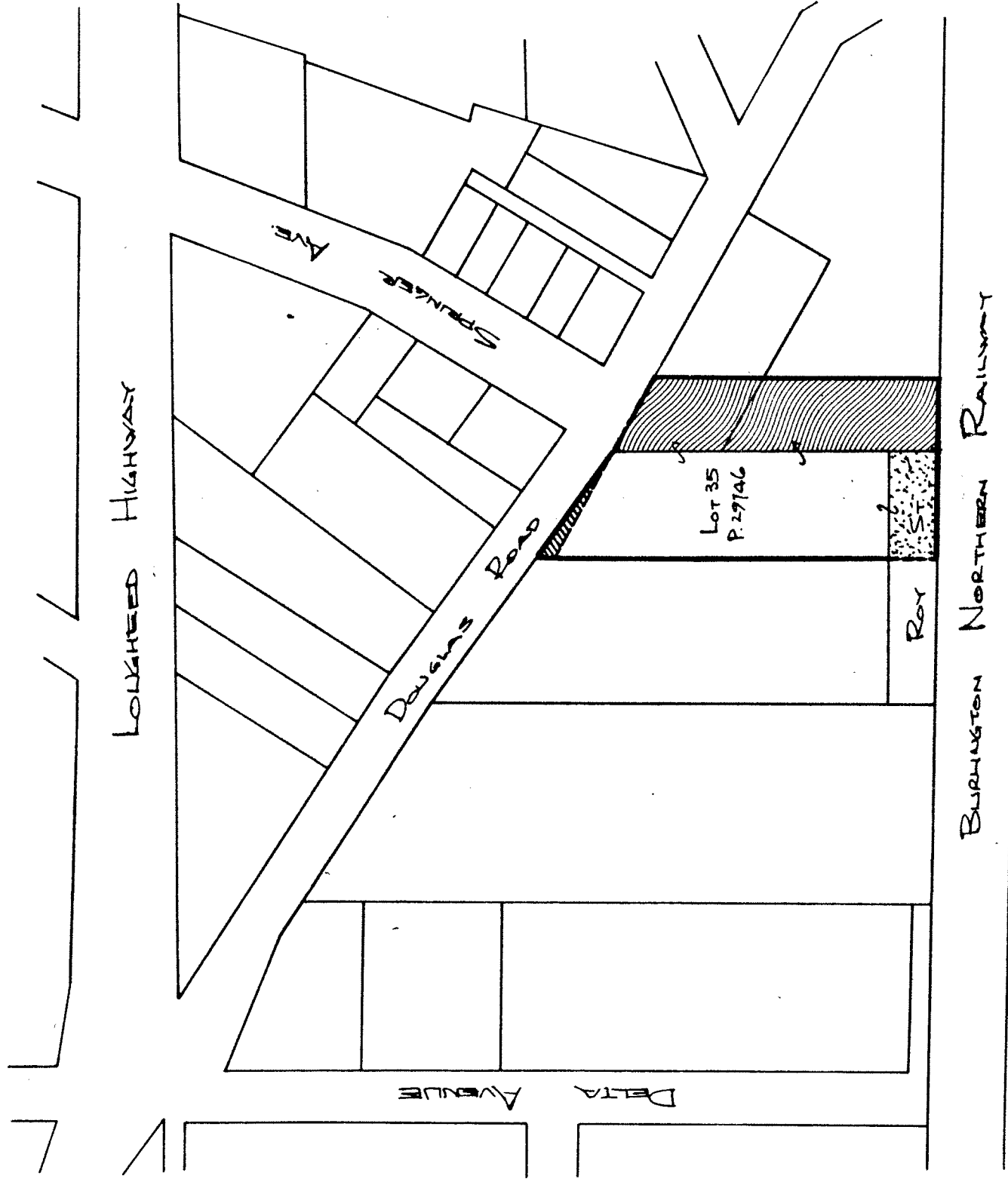
FIGURE 1

ROAD ALLOWANCE TO BE CLOSED 55,989 SQ. FT. ±

ROAD TO BE DEDICATED 1,755 SQ. FT. ±

SCALE: 1" = 200'
DEC. 1976 C.W.

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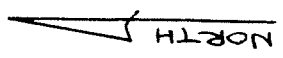
LANDS ACQUIRED BY MUNICIPALITY VIA ROAD ACQUISITION BY-LAW. TO BE STRUCK FROM BY-LAW 3476, THEREBY REMOVING ROAD DESIGNATION.



LANDS TO BE CLOSED VIA HIGHWAY EXCHANGE BY-LAW & CONSOLIDATED WITH ADJACENT PROPERTY



LANDS TO BE DEDICATED AS ROAD VIA HIGHWAY EXCHANGE BY-LAW.



1" = 200' PB
 1982 MAR. 30

FIGURE 2