

REPORT
REGULAR COUNCIL MEETING
1989 JANUARY 23

THE CORPORATION OF THE DISTRICT OF BURNABY

CERTIFICATE OF SUFFICIENCY

1988 LOCAL IMPROVEMENT PROGRAM

ORNAMENTAL STREET LIGHTING

RECOMMENDATIONS:

1. THAT Council receive the Municipal Clerk's Certificate of Sufficiency covering the 1988 Local Improvement Program - Ornamental Street Lighting;
2. THAT Council authorize the preparation of Local Improvement Construction Bylaws for each of the projects.

R E P O R T

Section 656 (1) of the Municipal Act provides, in part, as follows:

"656 (1) - unless within one month after the publication of the notice a majority of the owners, representing at least 1/2 of the value of the parcels which are liable to be specially charged, petition the council not to proceed with it, the work may be undertaken as a local improvement."

Petitions have been received against the following Local Improvement Project as more particularly detailed in the attached schedule:

88-025

The foregoing petition is hereby certified as sufficient as this petition represents a majority of owners of the project who, in turn, represent at least one-half of the value of the parcels liable to be specially charged. The Council is, therefore, precluded from proceeding with this project.

I hereby certify that sufficient petitions have not been received against the balance of the works shown on the attached schedule and Council may proceed with the works as provided for in Section 656 (1) of the Municipal Act.

However, I wish to draw Council's attention to maps 'A', 'B' and 'C' attached to the Certificate of Sufficiency as they pertain to project number's 88-010, 88-021 and 88-032.

In these three instances requests have been received from affected property owners asking for specific exclusions of portions of the work as originally initiated.

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in the case of Project 88-010 the request is to exclude a section of Buller Avenue from Clinton Street to Keith Street. There are a total of 30 properties affected by this request of which 17 (57%) of the property owners signed a petition in support of the exclusion. If Council chose to grant this request lights would be installed for the two blocks along Buller Avenue between Rumble Street and Clinton Street.

The requested exclusion from project 88-021 is Northview Court, a small street, within a much larger area initiated and described as Grassmere Street/Sussex Avenue area from area bounded by Willingdon Avenue, Grassmere Street, Sussex Avenue and Bond Street to include all streets in area and the 5400 block Sussex Avenue, except Willingdon Avenue and a portion of Grassmere Street from the west property line of Lot A, D.L. 33 (4675 Grassmere Street) to Sussex Avenue.

There are 21 properties affected by the requested exclusion of which 14 (67%) registered property owners signed a petition in support of the exclusion. However, subsequent to the receipt of these petitions, two (2) of the property owners have since submitted letters to the Municipal Clerk stating that they are now fully IN FAVOUR of the project as initiated. It should be pointed out that there were five (5) petitions received by the Municipal Clerk IN OPPOSITION to the project as initiated while there were fourteen (14) petitions received by the Municipal Clerk REQUESTING EXCLUSION OF THE 4600 BLOCK NORTHVIEW COURT from the project as initiated.

Project 88-032 includes a small portion of the total project along Price Street bounded by Smith Avenue to the west and Chesham Avenue to the east. It is this small portion for which a request for exclusion has been received. There are only four (4) properties affected and all four (4) property owners signed a petition in support of the exclusion.

The Director Engineering does not support any of these requests to exclude portions of the work.



CHARLES A. TURPIN
MUNICIPAL CLERK

THE CORPORATION OF THE DISTRICT OF BURNABY

HIS WORSHIP, THE MAYOR
AND ALDERMEN

Gentlemen/Madam:

1988 LOCAL IMPROVEMENT PROGRAM - STREET LIGHTING

In accordance with Section 656 (1) of the Municipal Act, I wish to report that I have published in a newspaper circulating in the Municipality and also served upon the owners of properties affected, Notice of Intention to construct, as a Local Improvement, the works described below:

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
88-006	Bond Street from Halley Avenue west to the west property line of Lot 12 (4179 Bond Street)	15	8	1	1,051,500.00	525,750.00	79,700.00
	<u>Ornamental Street Lighting</u>						
88-007	Bryant Court from Griffiths Avenue west to cul-de-sac	13	7	NIL	921,100.00	460,550.00	NIL
	<u>Ornamental Street Lighting</u>						
88-008	Bryant Street from Sperling Avenue to Griffiths Avenue	26	14	NIL	1,746,450.00	873,225.00	NIL
	<u>Ornamental Street Lighting</u>						
88-009	Buchanan Street from Holdom Avenue to Buchanan Drive	24	13	NIL	1,797,300.00	898,650.00	NIL
	<u>Ornamental Street Lighting</u>						

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
88-010	Buller Avenue from Rumble Street to Keith Street SEE MAP 'A' ATTACHED	46	24	22	3,209,150.00	1,604,575.00	1,539,250.00
	<u>Ornamental Street Lighting</u>						
88-011	Cliff Avenue from Union Street to Curtis Street	24	13	NIL	1,635,250.00	817,625.00	NIL
	<u>Ornamental Street Lighting</u>						
88-012	Cliff Avenue from Curtis Street to Broadway	108	55	3	8,490,750.00	4,245,375.00	232,050.00
	<u>Ornamental Street Lighting</u>						
88-013	Clinton Street from Boundary Road to dead end east of Joffre Avenue, to the east property line of Lot K (3855 Clinton Street)	27	14	NIL	1,998,350.00	999,175.00	NIL
	<u>Ornamental Street Lighting</u>						
88-014	Curle Avenue from Canada Way to Avondale Street	173	87	2	9,832,800.00	4,916,400.00	75,400.00
	<u>Ornamental Street Lighting</u>						
88-015	Dufferin Avenue from Irving Street south to the south property line of Lot REM 13 (6625 Dufferin Avenue)	27	14	2	1,900,200.00	950,100.00	120,450.00
	<u>Ornamental Street Lighting</u>						
88-016	Ewart Street from dead end west of Buller Avenue to Gilley Avenue	38	20	17 SEE NOTE 'A' AT END OF REPORT	2,758,050.00	1,379,025.00	1,237,050.00
	<u>Ornamental Street Lighting</u>						
88-017	Eighteenth Avenue from Canada Way to Mary Avenue	33	17	1	1,864,600.00	932,300.00	63,800.00
	<u>Ornamental Street Lighting</u>						

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88-018	Fell Avenue from Pandora Street to Dundas Street <u>Ornamental Street Lighting</u>	30	16	NIL	1,529,500.00	764,750.00	NIL
88-019	Fulwell Street from Canada Way to Westminster Avenue <u>Ornamental Street Lighting</u>	27	14	NIL	2,136,350.00	1,068,175.00	NIL
88-020	Gilley Avenue from the lane north of Imperial Street to 20 m north of south property line of Lot K, D.L. 93, Block 6 (6292 Dickens Street) <u>Ornamental Street Lighting</u>	38	20	NIL	2,360,900.00	1,180,450.00	NIL
88-021	Grassmere Street/Sussex Avenue area from area bounded by Willingdon Avenue, Grassmere Street, Sussex Avenue and Bond Street to include all streets in area and the 5400 block Sussex Avenue, except Willingdon Avenue and a portion of Grassmere Street from the west property line of Lot A, D.L. 33 (4675 Grassmere Street) to Sussex Avenue SEE MAP 'B' ATTACHED <u>Ornamental Street Lighting</u>	171	86	5	11,550,200.00	5,775,100.00	351,800.00
88-022	Hardwick Street from Canada Way to Douglas Road <u>Ornamental Street Lighting</u>	35	18	3	2,864,100.00	1,432,050.00	206,200.00
88-023	Holly Street from Mary Avenue to Humphries Avenue <u>Ornamental Street Lighting</u>	19	10	NIL	976,650.00	488,325.00	NIL
88-024	Irmin Street from Boundary Road to Joffre Avenue <u>Ornamental Street Lighting</u>	18	10	NIL	1,236,600.00	618,300.00	NIL

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
34							
88-025	Kitchener Street from MacDonald Avenue to Gilmore Avenue <u>Ornamental Street Lighting</u>	8	5	5	434,200.00	217,100.00	278,750.00
88-026	Leibly Avenue from Morley Street to Imperial Street <u>Ornamental Street Lighting</u>	13	7	1	820,744.00	410,372.00	69,350.00
88-027	Morley Street from Walker Avenue to Malvern Avenue <u>Ornamental Street Lighting</u>	7	4	1	484,450.00	242,225.00	69,350.00
88-028	Nelson Avenue from Bond Street to Grange Street <u>Ornamental Street Lighting</u>	55	28	1	3,867,550.00	1,933,775.00	68,700.00
88-029	Neville Street from Plum Avenue to Curragh Avenue <u>Ornamental Street Lighting</u>	37	19	2	2,537,500.00	1,268,750.00	136,300.00
88-030	Neville Street from Gilley Avenue to Hedley Avenue <u>Ornamental Street Lighting</u>	36	19	NIL	2,426,550.00	1,213,275.00	NIL
88-031	Portland Street from Nelson Avenue west to dead end <u>Ornamental Street Lighting</u>	18	10	NIL	1,341,450.00	670,725.00	NIL
88-032	Price Street from Smith Avenue to Patterson Avenue <u>SEE MAP 'C' ATTACHED</u> <u>Ornamental Street Lighting</u>	25	13	3	1,451,750.00	725,875.00	170,400.00

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88-033	Rugby Street from Gordon Avenue north on Rugby Street and east to cul-de-sac, west to west property line of Lot 5, D.L. 85 (5416 Rugby Street)	19	10	1	1,359,500.00	679,750.00	70,150.00
	<u>Ornamental Street Lighting</u>						
88-034	Sardis Crescent from Nelson Avenue to Grafton Street	20	11	7	1,407,600.00	735,300.00	514,850.00
	<u>Ornamental Street Lighting</u>						
88-035	Selma Avenue from Oakland Street south to south property line of Lot 4, D.L. 94, Plan 1117 (6489 Selma Avenue)	51	26	5	3,166,950.00	1,583,475.00	316,250.00
	<u>Ornamental Street Lighting</u>						
88-036	Stratford Avenue from Pandora Street to Grafton Street	20	11	NIL	1,949,750.00	974,875.00	NIL
	<u>Ornamental Street Lighting</u>						
88-037	Sussex Avenue from Beresford Street to Imperial Street	23	12	NIL	5,199,250.00	2,599,625.00	NIL
	<u>Ornamental Street Lighting</u>						
88-038	Sussex Avenue from Imperial Street to Rumble Street	59	30	NIL	5,449,000.00	2,724,500.00	NIL
	<u>Ornamental Street Lighting</u>						
88-039	Telford Avenue from Central Boulevard to 86 m north of Maywood Street	49	25	NIL	5,573,050.00	2,786,525.00	NIL
	<u>Ornamental Street Lighting</u>						
88-040	Union Street from Delta Avenue to Holdom Avenue	73	37	2	5,349,800.00	2,674,900.00	144,800.00

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PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
<u>Ornamental Street Lighting</u>							
88-041	Union Street from Cliff Avenue to east property line of Lot 301, D.L. 207, Plan 48674 (7316 Union Street)	58	30	4	4,121,050.00	2,060,525.00	285,900.00
<u>Ornamental Street Lighting</u>							
88-042	Wilson Avenue from Kemp Street to Central Boulevard	11	6	NIL	5,138,350.00	2,569,175.00	NIL
<u>Ornamental Street Lighting</u>							
88-043	Winnifred Street from Bradley Avenue to Sussex Avenue	10	6	NIL	737,000.00	368,500.00	NIL
<u>Ornamental Street Lighting</u>							
88-044	West side of Willingdon Avenue (Lane lights) from Price Crescent to Burke Street	12	7	1	748,950.00	374,475.00	59,250.00
<u>Ornamental Street Lighting</u>							

NOTE 'A'

88-016 Ewart Street from dead end west of Buller Avenue to Gilley Avenue

A total of 38 owners are affected by this project which would require 20 valid objections to defeat the works. A total of 17 objections were received which is 3 less than required. However, in determining the sufficiency of the petition, the Municipal Clerk had to disqualify 3 signatures. In the first two instances, the property is jointly registered and the petition only contained one signature. In the third instance, the property is jointly registered with a second interest and the petition only contained one signature.

The following legislation is considered pertinent to the subject and noted for Council's consideration.

Municipal Act Section 659(5) - Determining the Sufficiency of Petition

- (5) Where 2 or more persons are owners of a parcel, they shall be reckoned as one owner only, and are not entitled to petition unless a majority of them concur, and accordingly the signatures of those persons, unless the petition is signed by a majority, shall be disregarded in determining the sufficiency of the petition.


 CHARLES A. TURPIN, MUNICIPAL CLERK

ELSON AVE. S705

ELSON AVE. S705

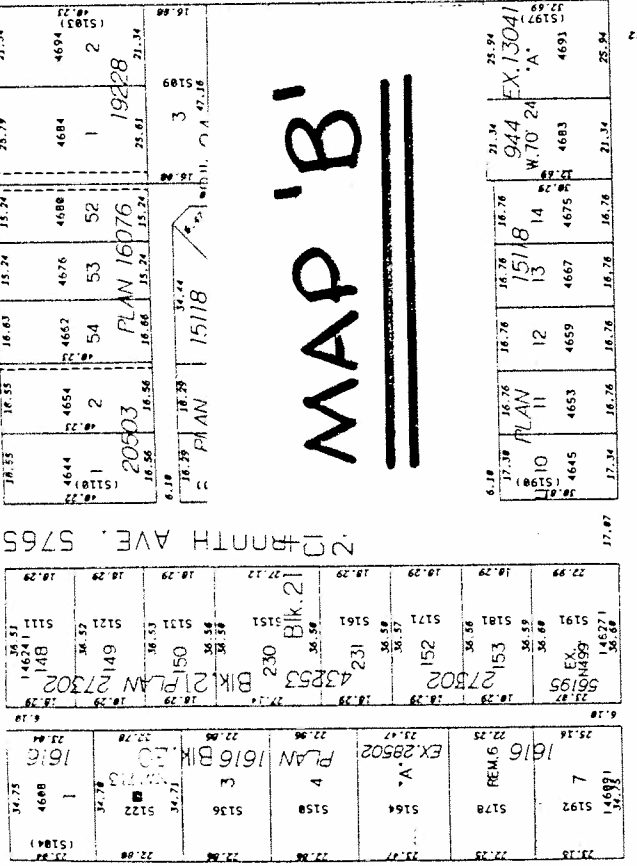
SARDIS ST. 2630

AVE. S705

12th MONTH AVE. S765

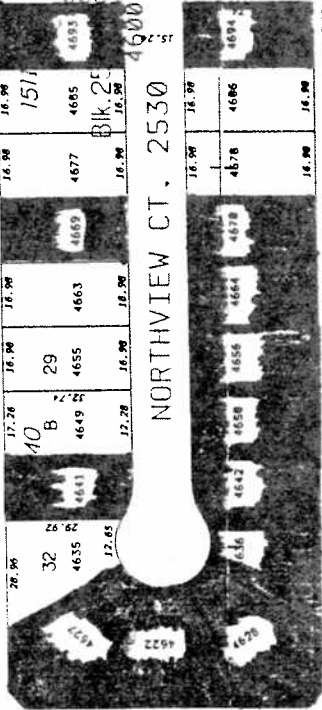
BOOTH A

SUSSEX AVE. S



BURKE ST. 2500

NORTHVIEW CT. 2530



← Indicates those owners who signed a petition requesting exclusion of the 4600 block Northview Court from this project

There is a total of 21 properties affected by the requested exclusion of which 13 registered property owners signed a petition IN SUPPORT of excluding the 4600 block Northview Court from this project.

