

THE CORPORATION OF THE DISTRICT OF SURREY

BY-LAW NO. 11370

A by-law to authorize the stabilization of the slope that the Municipal Council of the Corporation of the District of Surrey has determined to be in contravention of the Surrey Soil Deposition By-law No. [5880](#).

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WHEREAS pursuant to Section 735(1) of the Municipal Act, being Chapter 290, R.S.B.C., the Council may by by-law authorize the demolition, removal or bringing up to a standard specified in the by-law of a building, structure or thing, in whole or in part, that contravenes a by-law or Council believes is in an unsafe condition;

AND WHEREAS, Mohammed Rasid and Firoza Khatun Rasid of 13945 - 116 Avenue, in the Municipality of Surrey, Province of British Columbia are the occupants of the lands and premises located within the District of Surrey at 13945 - 116 Avenue and more particularly known as Lot 14, New Westminster District, Plan 19469.

AND WHEREAS soil has been placed on the slope of the aforesaid lands and premises such as to create an unstable condition and is not in compliance with the Surrey Soil Deposition By-law No. [5880](#), Section 3(I)(b).

AND WHEREAS the placing of such soil is considered unsafe and has the potential to slide onto Municipal lands.

NOW, THEREFORE, the Municipal Council of The Corporation of the District of Surrey, in open meeting assembled, ENACTS AS FOLLOWS:

1. Soil that has been placed on the slope located on said Lot 14, New Westminster District, Plan 19469, bearing civic address 13945 - 116 Avenue, shall be made stable.
2. The registered owners shall engage the services of a recognized Soils Consultant to make recommendations to effect the stabilization of the slope, and who shall supervise the works and certify the stability of the slope at completion of the works.
3. The said stabilization of the slope shall be completed within 30 days from the time of the notice which is Appendix "A" and forms part of this By-law is served upon the registered owners.
4. If the said stabilization is not completed within the time specified in Section 3 hereof, the Chief Inspector, together with his appointed agents employed by the District of Surrey, are hereby authorized to enter upon the aforesaid lands and to carry out work to make the slope stable.

The return of the said land to the standard required shall be done at the expense of the registered owners and the District of Surrey shall recover the expenses thereof with interest and costs in the same manner as Municipal taxes as provided in Section 311 of the Municipal Act, R.S.B.C. 1979, Chapter 290 as amended.

5. Thirty (30) days notice of the action contemplated by the District of Surrey shall be given to the registered owners by serving a notice in the form set out in Appendix "A" to this By-law.
6. This By-law shall be cited for all purposes as the "Surrey Land Stabilization By-law, 1992, No. 11370."

PASSED THREE READINGS BY the Council of the Corporation of the District of Surrey on the 29th day of June, 1992.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 27th day of July, 1992.

_____MAYOR

_____CLERK

Surrey Land Stabilization By-law No. [11370](#)

NOTICE

TO: Mohammed Rasid and Firoza Khatun Rasid
13945 - 116 Avenue
Surrey, B.C.
V3R 2T2

YOU ARE HEREBY NOTIFIED that on the day of , 1992, the Municipal Council of the District of Surrey authorized rectification work to be completed by you to stabilize the fill placed on the slope on that parcel of land in the District of Surrey, in the Province of British Columbia, which is more particularly known and described as the Lot 14, New Westminster District, Plan 19469, within the period of time hereinafter mentioned.

And that in default of completion of such works described in this notice within such period of time, the said Municipal Council has authorized the Chief Inspector together with his appointed agents employed by the District of Surrey to enter upon the hereinbefore described parcel of land and to complete the said works, and such work shall be done at your expense and the District of Surrey shall recover the expense thereof with interest in costs in the same manner as Municipal taxes.

You are further notified that the work shall be completed within a period of thirty (30) days from the service of this notice upon you and that in default by you to complete such work within the said period, the work will be carried out by the Chief Inspector, his servants and agents at any time after the expiry of thirty (30) days from the service of this Notice upon you.

AN APPEAL against this contemplated action may be made by you to the Supreme Court of British Columbia but such appeal must be made and notice of it given within ten (10) days of service of this notice upon the owner pursuant to Section 735 of the Municipal Act, R.S.B.C. 1979, Chapter 290, as amended.

THIS NOTICE is given by the Corporation of the District of Surrey this day of 1992.

Municipal Clerk