

THE CORPORATION OF THE DISTRICT OF SURREY

BY-LAW NO. 1935

As amended by By-law No. 2032

A By-law to authorize the construction, operation and maintenance of sewerage works in and for the special benefit of a portion of the Municipality and to authorize the borrowing of the sum of Three Hundred and Twenty-Five Thousand Dollars (\$325,000.00) for construction of the said works.

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WHEREAS it is deemed desirable and expedient to construct, operate and maintain sewerage works for the use of that portion of The Corporation of the District of Surrey herein defined (hereinafter referred to as "Surrey Sewerage Area No. 3"), and such works will be for the special benefit of the said area:

AND WHEREAS the estimated cost of the works to be carried out under this By-law is the sum of \$325,000.00:

AND WHEREAS a permit has been granted by the Pollution Control Board:

AND WHEREAS a provisional certificate of approval of the sewerage works hereby authorized has been received from the Provincial Health Officer:

AND WHEREAS the amount of the debt which this By-law is intended to create is the sum of Three Hundred and Twenty-Five Thousand Dollars (\$325,000.000) arrived at as follows: -

Estimated cost of sewerage works as	
hereinbefore recited	\$315,137.00
Estimated expense of By-law, Debenture	
issue and contingencies	<u>\$ 9,863.00</u>
	<u>\$325,000.00</u>

and the object for which said debt is created is the construction of sewerage works for "Surrey Sewerage Area No. 3":

AND WHEREAS the amount of assessed value for general Municipal purposes of taxable land and improvements within "Surrey Sewerage Area No. 3", according to the revised Assessment Rolls of The Corporation of the District of Surrey, being the Assessment Rolls for the years 1960 and 1961 was in 1960 \$2,391,440.00 and in 1961 \$2,816,603.00: and according to the unconfirmed Assessment Roll for the year 1962 is \$2,910,493.00.

AND WHEREAS the amount of the assessed value for general Municipal purposes of the taxable land and improvements within The Corporation of the District of Surrey, according to the revised Assessment Rolls of the said Corporation, being the Assessment Rolls for the years 1960 and 1961, was in 1960 \$108,548,629.00 and in 1961 \$118,640,532.00: and according to the unconfirmed Assessment Roll for the year 1962 is \$132,940,854.00.

AND WHEREAS the Corporation possesses a provisional certificate of self-liquidation granted by the Inspector of Municipalities in respect of its sewerage systems:

AND WHEREAS the depreciated value as at the thirty-first day of December, 1961, of the waterworks system for which the Municipality possesses a subsisting certificate of self-liquidation granted by the Inspector of Municipalities was \$4,658,854.16:

AND WHEREAS the amount of the existing debt of the Corporation is \$5,840,572.50 and none of the principal and interest is in arrears:

AND WHEREAS the approval of the Inspector of Municipalities has been obtained:

THEREFORE the Municipal Council of The Corporation of the District of Surrey, in open meeting assembled, enacts as follows:-

1. The portion of the Municipality for the special benefit of which the works hereby authorized to be constructed are undertaken and in this By-law referred to as "Surrey Sewerage Area No. 3" is defined as consisting of and comprising the lands within the following described boundaries, namely:-

COMMENCING at the North West corner of part Zero decimal Two Hundred Eight (0.208) acres of the North West Quarter (NW 1/4) of Section Five (5), Township Eight (8), Explanatory Plan Seven Thousand Three Hundred Two (7302) New Westminster District, being the South East corner of the intersection of 176th Street (Pacific Highway) and 56th Avenue (New McLellan Road);

thence Westerly and following the Southerly boundary of 56th Avenue (New McLellan Road) to the point where the produced Easterly boundary of Lot Sixteen (16) of the South East Quarter (SE 1/4) of Section Seven (7), Township Eight (8), Plan One Thousand Eighty-six (1086) intersects;

thence Northerly and following the said produced Easterly boundary and the Easterly boundary of said Lot Sixteen (16) to the North East corner of said Lot Sixteen (16);

thence Westerly and following the Northern boundaries of Lots Sixteen (16), Fifteen (15) and Fourteen (14) of the South East Quarter (SE 1/4) of Section Seven (7), Township Eight (8), Plan One Thousand Eighty-six (1086) produced to an intersection with the Westerly boundary of 172nd Street (Murphy Road);

thence Northerly and following the Westerly boundary of 172nd Street (Murphy Road) to the South East corner of Lot six (6), of Block Six (6) of the South West Quarter (SW 1/4) of Section Seven (7), Township Eight (8), Plan Eight Thousand Six Hundred Twenty-six (8626);

thence Westerly and following the Southerly boundary of said Lot Six (6) to the South West corner thereof;

thence Northerly and following the Westerly boundaries of Lots Six (6), Five (5), Four (4), Three (3), Two (2) and One (1) according to Plan Eight Thousand Six Hundred Twenty-six (8626) to the North West corner of said Lot One (1);

thence Westerly and following the Southerly boundary of Lot Three (3) of Block four (4) of the South West Quarter (SW 1/4) of Section Seven (7), Township Eight (8) Plan Three Thousand Four Hundred Seventy-four (3474) to the point where the produced Westerly boundary of Lot "B" of the North Half (N 1/2) of Lot One (1) of Block Four (4) of the South West Quarter (SW 1/4) of Section Seven (7), Township Eight (8), Plan Twenty Thousand Eight Hundred Eighty (20880) intersects;

thence Northerly and following the said produced Westerly boundary of Lot "B" aforesaid to the South West corner of said Lot "B";

thence Easterly and following the Southern boundary of said Lot "B" to the South East corner thereof;

thence Northerly and following the Easterly boundary of said Lot "B" to the North East corner thereof;

thence North Easterly and in a straight line to the South West corner of Lot Twelve (12) of the North West Quarter (NW 1/4) of Section Seven (7), Township Eight (8), Plan One Thousand Seven Hundred Forty-five (1745);

thence Northerly and following the Westerly boundary of said Lot Twelve (12) to the North West corner thereof;

thence Easterly and following the Northerly boundary of said Lot Twelve (12) to the North East corner thereof;

thence North Easterly and in a straight line to the North West corner of Lot Nine (9) of Block One (1) of portion of the North East Quarter (NE 1/4) of Section Seven (7), Township Eight (8), Plan Sixteen Thousand Six Hundred Seventy-two (16672);

thence Easterly and following the Northerly boundary of said Lot Nine (9) to the North East corner thereof;

thence Easterly and in a straight line to the South West corner of part One decimal Three Hundred Twenty-five acres (1.325) of Block Four (4) of the North East Quarter (NE 1/4) of Section Seven (7), Township Eight (8) shown lettered "A" on Explanatory Plan deposited number Three Thousand Eight Hundred Ten (3810);

thence Easterly and following the Southerly boundary of said parcel "A" Explanatory Plan Three Thousand Eight Hundred Ten (3810), the

Southerly boundary of Explanatory Plan Three Thousand Eight Hundred Eleven (3811) and the Northerly boundary of the remainder of the South East portion of Block Four (4) and the Northerly boundary of the East One Hundred (100) feet of the South East portion of Block Four (4) of the North East Quarter (NE 1/4) of Section Seven (7), Township Eight (8), Plan Nine Hundred and Ninety-four (994) to the North East corner of said East One Hundred (100) feet portion;

thence Southerly and following the Easterly boundary of Block Four (4) aforesaid according to Plan Nine Hundred Ninety-four (994) to the North West corner of a One decimal Zero (1.0) acre portion of Block Three (3) of the North East Quarter (NE 1/4) of Section Seven (7), Township Eight (8), Plan Nine Hundred Ninety-four (994);

thence Easterly and following the Northerly boundary of said One decimal Zero (1.0) acre portion to the North East corner thereof;

thence Southerly and following the Easterly boundary of said One decimal zero (1.0) acre portion to the South East corner thereof;

thence South Easterly and in a straight line to the North West corner of a part Zero decimal Five (0.5) acre portion of Block Two (2) of the South East Quarter of Section Seven (7), Township Eight (8) according to Explanatory Plan deposited number One Thousand Eight Hundred Eighty-six (1886);

thence Southerly and following the Westerly boundary of said Zero decimal Five (0.5) acre portion, Explanatory Plan number One Thousand Eight Hundred Eighty-six (1886) to the South West corner thereof, said South West corner being also the North East Corner of Lot Thirty-one (31) of Block Two (2) South East Quarter (SE 1/4) of Section Seven (7) Township Eight (8), Plan Fifteen Thousand Three Hundred Sixty-seven (15367);

thence Easterly and following the Northerly boundary of said Lot Thirty-one (31) and the Northerly boundaries of Lots Thirty-two (32) and Thirty-three (33) according to said Plan Fifteen Thousand Three Hundred Sixty-seven (15367) to the North East corner of said Lot Thirty-three (33);

thence Southerly and following the Easterly boundary of said Lot Thirty-three (33) to the South East corner thereof, said South East corner being a point on the Northerly boundary of 59th Avenue;

thence Easterly and following the Northerly boundary of 59th Avenue to the South East corner of Block "E" of the South East Quarter (SE 1/4) of Section Seven (7), Township Eight (8), Plan Nineteen Thousand Eight Hundred Four (19804);

thence Northerly and following the Easterly boundary of Block "E" aforesaid and the Easterly boundary of the remainder of the North East One Hundred Forty-seven decimal Five (147.5) feet by One Hundred Forty-seven decimal Five (147.5) feet of Block Four (4) of the South East

Quarter (SE 1/4) of Section Seven (7), Township Eight (8), Plan One Thousand Eighty-six (1086) to an intersection with the Southerly boundary of 60th Avenue (Old McLellan Road);

thence Easterly and following the Southerly boundary of 60th Avenue (Old McLellan Road) to the North West corner of Lot "A" of Block Nine (9) of the South West Quarter (SW 1/4) of Section Eight (8), Township Eight (8) Plan Fourteen Thousand One Hundred Seventeen (14117);

thence Southerly and following the Westerly boundary of said Lot "A" to the South West corner thereof;

thence Easterly and following the Southerly boundary of Lot "A" aforesaid to the South East corner thereof, said corner being a point on the Westerly boundary of Block Twenty-three (23) of portion of the South West Quarter (SW 1/4) of Section Eight (8), Township Eight (8), Plan Two Thousand One Hundred Seven (2107);

thence Southerly and following the Westerly boundary of said Block Twenty-three (23) to the South West corner thereof;

thence Easterly and following the Southerly boundary of said Block Twenty-three (23) to the South East corner thereof;

thence Northerly and following the Easterly boundary of said Block Twenty-three (23) to the South West corner of the North West One Hundred Forty-seven decimal Six (147.6) feet by One Hundred Forty-Seven decimal Six (147.6) feet of Block Twenty-four (24) of portion of the South West Quarter (SW 1/4) of Section Eight (8) Township Eight (8), Plan Two Thousand One Hundred Seven (2107);

thence Easterly and following the Southerly boundary of said One Hundred Forty-seven decimal Six (147.6) feet by One Hundred Forty-seven decimal Six (147.6) feet portion of Block Twenty-four (24) aforesaid to the South East corner thereof;

thence Northerly and following the Easterly boundary of said One Hundred Forty-seven decimal Six (147.6) feet by One Hundred Forty-seven decimal Six (147.6) feet portion of Block Twenty-four (24) aforesaid to the North East corner thereof, said corner being a point on the Southerly boundary of 60th Avenue (Old McLellan Road);

thence Easterly and following the Southerly boundary of 60th Avenue (Old McLellan Road) to its intersection with the Westerly boundary of 179th Street;

thence Southerly and following the Westerly boundary of 179th Street to its intersection with the Northerly boundary of 59A Avenue;

thence Westerly and following the Northerly boundary of 59A Avenue to the South West corner of Lot Two (2) of Block Twenty-seven (27) of portion of the South West Quarter (SW 1/4) of Section Eight (8),

Township Eight (8), Plan Fourteen Thousand Three Hundred Sixty-two (14362);

thence Southerly and in a straight line to the North East corner of Lot Seven (7) of Block Fifty-eight (58) of the South West Quarter (SW 1/4) of Section Eight (8) Township Eight (8), Plan Nineteen Thousand One Hundred Thirty-three (19133);

thence Southerly and following the Easterly boundary of Lot Seven (7) aforesaid and the Easterly boundary of Lot Six (6) according to said Plan Nineteen Thousand One Hundred Thirty-three (19133) produced to an intersection with the Northerly boundary of Block "D" of portion of the South West Quarter (SW 1/4) of Section Eight (8) Township Eight (8), Plan Three Thousand One Hundred Ninety (3190);

thence Westerly and following the Northerly boundary of said Block "D" to the North West corner thereof, said corner being a point on the Easterly boundary of 177B Street (Maine Street);

thence Southerly and following the Easterly boundary of 177B Street (Maine Street) to the South West corner of Block "B" of the South West Quarter of Section Eight (8), Township Eight (8), Plan Three Thousand One Hundred Ninety (3190), SAVE AND EXCEPT that portion thereof shown on Explanatory Plan deposited number Five Thousand Three Hundred Sixty-four (5364);

thence Easterly, Northerly and Easterly and following the Southerly boundary of said Block "B" and the Northerly boundary of part Two decimal Five Hundred Forty-three (2.543) acre portion of Block "B" of the South West Quarter (SW 1/4) of Section Eight (8), Township Eight (8), Plan Three Thousand One Hundred Ninety (3190) as shown on Explanatory Plan deposited number Five Thousand Three Hundred Sixty-four (5364) to the North East corner of said Two decimal Five Hundred Forty-three (2.543) acre portion, said corner being a point on the Westerly boundary of Block "A" of the South West Quarter (SW 1/4) of Section Eight (8), Township Eight (8), Plan Three Thousand One Hundred Ninety (3190);

thence Southerly, Westerly and Southerly and following the Westerly boundary of said Block "A" produced to an intersection with the Southerly boundary of 56th Avenue (New McLellan Road);

thence Westerly and following the Southerly boundary of 56th Avenue (New McLellan Road) to the North East corner of part One decimal Zero (1.0) acre of the North West Quarter (NW 1/4) of Section Five (5), Township Eight (8) as shown on Explanatory Plan deposited number Five Thousand Six Hundred Seventy-seven (5677);

thence Southerly and following the Easterly boundary of said one decimal Zero (1.0) acre portion, Explanatory Plan number Five Thousand Six Hundred Seventy-seven (5677) to the South East corner thereof;

thence Westerly and following the Southerly boundary of said One

decimal Zero (1.0) acre portion to the South West corner thereof;

thence Northerly and following the Westerly boundary of said One decimal Zero (1.0) acre portion to the South East corner of part One decimal Five Hundred Forty-two (1.542) acre portion of the South West Quarter (SW 1/4) of Section Five (5), Township Eight (8) as shown on Explanatory Plan deposited number Six Thousand Seven Hundred Thirty-Nine (6739);

thence Westerly and following the Southerly boundary of said One decimal Five Hundred Forty-two (1.542) acre portion and the Southerly boundary of Lot "A" of portion of the North West Quarter (NW1/4) of Section Five (5), Township Eight (8), Plan Ten Thousand Five Hundred Thirty-eight (10538) produced to an intersection with the Northerly boundary of the right-of-way of the B.C. Electric Railway as shown on Explanatory Plan deposited number Sixteen Thousand One Hundred Fourteen F (16114F);

thence North Westerly, Southerly and Westerly and following the Northerly boundary of said railway right-of-way Plan Sixteen Thousand One Hundred Fourteen F (16114F) to the South West corner of part Zero decimal Two Hundred Eight (0.208) acres of the North West Quarter (NW 1/4) of Section Five (5), Township Eight (8) as shown on Explanatory Plan deposited number Seven Thousand Three Hundred Two (7302);

thence Northerly and following the Westerly boundary of said Zero decimal Two Hundred Eight (0.208) acre portion to the point of commencement.

2. The Municipal Council shall be and is hereby empowered and authorized to provide, operate, maintain and extend works for the collection and disposal of sewerage in and for "Surrey Sewerage Area No. 3" and to undertake and carry out or cause to be carried out, the construction of the sewerage works shown and described in general plans approved by the Provincial Health Officer, and to do all things necessary in connection therewith and without limiting the generality of the foregoing:-

- (a) To operate, maintain and extend the aforesaid works.
- (b) To acquire all such real property, easements, rights-of-way, licenses, rights and authorities, as may be requisite or desirable for or in connection with the construction of the works aforesaid.
- (c) To apply to Central Mortgage and Housing Corporation for a loan pursuant to provisions of Part VIB of the "National Housing Act" to meet part of the construction costs of the sewerage works and as security therefor to pledge part of the debenture issue hereinafter provided for.

3. For the purpose and with the object aforesaid and subject to the provisions in that behalf hereinafter contained and set forth there may be borrowed upon the credit of the

Corporation the sum of Three Hundred and Twenty-five Thousand Dollars (\$325,000.00) and debentures may be issued therefor, in sums of not less than One Thousand Dollars (\$1,000.00) each and having coupons attached thereto for the payment of interest at a rate not to exceed six per centum (6%) per annum. The said debentures may be issued in series, each series having a term of not more than twenty-five (25) years.

4. (Repealed)

5. (Repealed)

6. (Repealed)

7. (Repealed)

8. If the anticipated revenues accruing to the Corporation from the operation of the "Surrey Sewerage Area No. 3", are at any time insufficient to meet the annual payment of interest or the repayment of the debt in any year, the Council shall levy a rate of rates over and above all other rates upon all land and improvements subject to taxation for general Municipal purposes in the "Surrey Sewerage Area No. 3", in the same manner and at the same time as other rates sufficient to meet such insufficiency.

9. The Municipal Council is hereby authorized, pursuant to Section 619 of the "Municipal Act" to merge by By-law this area with any other specified area whether contiguous or not for the purpose of consolidating and completing necessary works or services for such merged areas, without further reference to the owner-electors.

10. This By-law shall take effect on the date of final adoption thereof.

11. This By-law may be cited for all purposes as "Surrey Sewerage Works No. 3, Construction and Loan By-law, 1962, No. 1935".

RECEIVED FIRST AND SECOND READINGS by the Municipal Council on the 12th day of February, 1962.

PASSED by the Municipal Council on the 12th day of February, 1962.

RECEIVED the approval of the Inspector of Municipalities on the 14th day of February 1962.

RECEIVED the assent of the Owner-electors of "Surrey Sewerage Area No. 3" on the 10th day of March, 1962.

RECONSIDERED AND FINALLY ADOPTED, signed by the Reeve and Clerk, and sealed with the Corporate Seal on the 19th day of March, 1962.

_____ "R. J. HARVEY" _____ MAYOR
_____ "R.N. CHESTER" _____ CLERK