

DISTRICT OPERATIONS – BUSINESS SERVICES
Reporting to Special Public Session, Tuesday, November 12, 2019

4041 Canada Way Road Dedication and Consolidation Bylaw, 2019

As part of the board office replacement process the Board must acquire a building permit from the City of Burnaby to build the new Admin Office on the site of the former Schou Continuing Education Centre at 4041 Canada Way. As a condition of approving the building permit the City of Burnaby requires the Board to dedicate as road the areas marked on Schedule A of the attached bylaw and to consolidate the remainder of the twelve parcels of land that currently comprise the Schou property. The road dedication and consolidation will not interfere with the Board's use of the property for educational purposes, including the construction and operation of the new board office.

Recommendation

It is recommended that 4041 Canada Way Road Dedication and Consolidation Bylaw, 2019 receive three readings at this Board meeting and final adoption in accordance with the Board's Procedural Bylaw as follows:

- Motion 1 THAT 4041 Canada Way Road Dedication and Consolidation Bylaw, 2019 receive three readings at this Board meeting held November 12, 2019.
- Motion 2 THAT 4041 Canada Way Road Dedication and Consolidation Bylaw, 2019 be read a first time.
- Motion 3 THAT 4041 Canada Way Road Dedication and Consolidation Bylaw, 2019 be approved a first time and read a second time.
- Motion 4 THAT 4041 Canada Way Road Dedication and Consolidation Bylaw, 2019 be approved a second time and read a third time.
- Motion 5 THAT 4041 Canada Way Road Dedication and Consolidation Bylaw, 2019 be approved a third time.
- Motion 6 THAT 4041 Canada Way Road Dedication and Consolidation Bylaw, 2019 having been read a first, second and third time, be finally passed and adopted the 12th day of November, 2019; that the Chair of the Board and the Secretary-Treasurer be authorized to sign the bylaw; and that the bylaw be sealed with the corporate seal of the Board.

**THE BOARD OF EDUCATION OF
SCHOOL DISTRICT NO. 41 (BURNABY)**

4041 CANADA WAY ROAD DEDICATION AND CONSOLIDATION BYLAW, 2019

WHEREAS section 65 (5) of the *School Act* provides that a board of education may exercise a power with respect to the acquisition or disposal of property owned or administered by the board only by bylaw;

AND WHEREAS pursuant to Section 96 (1) of the *School Act*, “land” includes any interest in land, including any right, title or estate in it of any tenure;

AND WHEREAS:

- (i) The Board of Education of School District No. 41 (Burnaby) (the “**Board**”) owns land on which it has operated the Schou Continuing Education Centre (the “**Property**”);
- (ii) The Board requires a building permit to build a new administration building on the Property;
- (iii) As a condition of approving a building permit for the Property, the City of Burnaby (the “**City**”) requires the Board to dedicate as road (the “**Road Dedication**”) the areas marked “DEDICATED AS ROAD” on Subdivision Plan EPP68679 (the “**Subdivision Plan**”), a reduced copy of which is attached to this Bylaw as Schedule A, and to consolidate into one parcel (the “**Consolidation**”) the remainder of the twelve parcels of land that currently comprise the Property;
- (iv) The Property is facility number 41045;
- (v) The address of the Property is 4041 Canada Way, Burnaby, British Columbia, V5G 1G6, and the legal description of the Property is:

PID: 024-726-559 Lot 1 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-567 Lot 2 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-575 Lot 3 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-583 Lot 4 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-591 Lot 5 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-605 Lot 6 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-613 Lot 7 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-621 Lot 8 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-699 Lot 9 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-729 Lot 10 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-745 Lot 11 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;
PID: 024-726-761 Lot 12 Block 47 District Lot 69 Group 1 New Westminster District Plan 1321;

- (vi) The Board is satisfied that the Road Dedication and the Consolidation will not interfere with the Board’s use of the Property for educational purposes, including the construction and operation of a new administration building;

NOW THEREFORE be it resolved as a Bylaw of the Board that the Road Dedication and the Consolidation be and are hereby approved.

BE IT FURTHER resolved that the Secretary-Treasurer be and is hereby authorized, on behalf of the Board, to execute and deliver an application to register the Subdivision Plan in registrable form and on such terms as the Secretary-Treasurer may consider advisable, and all related and ancillary documents required to complete the Road Dedication and the Consolidation.

This Bylaw may be cited as “School District No. 41 (Burnaby) 4041 Canada Way Road Dedication and Consolidation Bylaw, 2019”.

Read a first time this 12th day of November, 2019.

Read a second time this 12th day of November, 2019.

Upon unanimous agreement of the Trustees of the Board in attendance, this Bylaw was read a third time on 12th November 2019, and finally passed and adopted this 12th day of November, 2019.

Chair

Secretary-Treasurer

CORPORATE SEAL

I HEREBY CERTIFY this to be a true and original “School District No. 41 (Burnaby) 4041 Canada Way Road Dedication and Consolidation Bylaw, 2019” adopted by the Board this 12th day of November, 2019.

Secretary-Treasurer

