



CHAPTER 78.

An Act to amend the “Shaughnessy Heights Building
Restriction Act, 1922.”

[Assented to 7th April, 1933.]

WHEREAS by the “Shaughnessy Heights Building Restriction Act, 1922,” certain conditions and restrictions in the said Act set forth were made to apply to the lands in the said Act described: Preamble.

And whereas a petition has been presented by owners of the lands affected, praying that the aforesaid conditions be made to apply to the said lands and certain adjoining lands for a further period of time:

And whereas it is expedient to grant the prayer of the said petition:

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

1. This Act may be cited as the “Shaughnessy Heights Building Restriction Act, 1922, Amendment Act, 1933.” Short title.

2. Section 2 of the “Shaughnessy Heights Building Restriction Act, 1922,” being chapter 87 of the Statutes of 1922, is amended by striking out the figures “1935” in the second line thereof, and by inserting in lieu thereof the figures “1945.” Extending life of restrictions.

3. Subsection (g) of section 2 of said chapter 87, as enacted by section 1 of chapter 84 of the Statutes of 1926–27, is amended by adding thereto the following:— Permitting limiting division of lots.

“Provided further that any block may be resubdivided or any lots subdivided in any portion of the lands described in section 4 of said chapter 87 as herein amended with the approval of the Town Planning Commission of the City of

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Vancouver as to the subdivision and the open spaces to be maintained, provided that in approving any such subdivision and open spaces the said Commission shall have due regard to the maintenance of the established residential standard of the immediate neighbourhood, but in no event shall any subdivision lot have a frontage on a street of less than sixty feet and an area of less than one-sixth of an acre."

Amending description of area.

4. Section 4 of said chapter 87 is amended by striking out all the words and figures following the words "northerly boundary" in the fourteenth line thereof, and adding in lieu thereof the words and figures following: "of Forty-first Avenue; thence westerly along the northerly boundary of Forty-first Avenue to the easterly boundary of Maple Street; thence northerly along the easterly boundary of Maple Street to the southerly boundary of Thirty-ninth Avenue; thence easterly along the southern boundary of Thirty-ninth Avenue to the easterly boundary of Laburnum Street; thence northerly along the easterly boundary of Laburnum Street to the southerly boundary of Thirty-seventh Avenue; thence easterly along the southerly boundary of Thirty-seventh Avenue to the easterly boundary of Marguerite Avenue; thence northerly along the easterly boundary of Marguerite Avenue to the northerly boundary of Thirty-third Avenue; thence westerly along the northerly boundary of Thirty-third Avenue to the easterly boundary of the Vancouver and Lulu Island Railway; thence northerly along the said easterly boundary of the said railway to the point of commencement, except streets, lanes, and parks, and save and except: Lot 5 in Block 490; Lots 1 to 6, inclusive, in Block 52; and such lots as have a frontage on Oak Street between Sixteenth and King Edward Avenues; Lots 5, 6, and 7 in Block 675; and Lots 3 and 4 in Subdivision 10 of Block 4; and lands heretofore sold by the Royal Trust Company for any of the purposes mentioned in section 3 of this Act."

Lots 3 and 4 in Subdivision 10, Block 4, not subject to restrictive covenants.

5. Said chapter 87 is further amended by inserting therein the following as section 4A:—

"4A. The restrictive covenants contained in the conveyance from the Royal Trust Company of Lot 3 in Subdivision 10 of Block 4 and District Lot 526 shall no longer bind the said lands, and the owner thereof and the purchasers or their assigns from the said Royal Trust Company of Lot 4 in Subdivision 10 of Block 4 in District Lot 526 shall be entitled when he completes the purchase to receive a conveyance which shall not contain such restrictive covenants."

VICTORIA, B.C. :

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