

Monday, January 12, 1953.

A regular meeting of the Municipal Council was held at the Municipal Hall, Edmonds, on Monday, January 12, 1953, at 7:30 P.M.

Present: Reeve Beamish in the Chair, Councillors Armstrong, Charlton, Drummond, Isherwood, MacSorley, Philips and Wilks.

A public hearing was held to receive representations from persons affected by the passage of "Burnaby Town Planning By-law 1948 Amendment By-law No. 9, 1952". A delegation appeared headed by Mr. Alan Winch who spoke pointing out to the Council that residents in the Stride Avenue area had erected homes on the understanding that the area was zoned Residentially and objected to the proposed rezoning to Heavy Industrial of land in Blocks 2 and 4, J.L. 171. No other representations were made in connection with the passage of this By-law.

Moved by Councillor MacSorley and seconded by Councillor Wilks "That the minutes of the previous meeting be adopted as written, and confirmed."

Carried Unanimously.

Pemberton Realty Corporation Limited wrote requesting that consideration be given to the rezoning of Lot A (except the Northerly 33'), Block 34, J.L. 151 and 3, Plan 1992 to allow a plant for the candling, grading and packing of eggs. Rezoning required was to Light Industrial. Moved by Councillor Isherwood and seconded by Councillor Drummond "That the application be received and referred to the Town Planning Commission for consideration and recommendation."

Carried Unanimously.

C. B. Riley Construction Company Limited submitted an application for rezoning of the following properties to Heavy Industrial:

- (a) Blocks 1, 2 and N₂ of 3 of the W₂ of the E₂ of J.L. 70.
- (b) Blocks 1, 2 and N₂ of 3 of the E₂ of the E₂ of J.L. 70.
- (c) Lot A, Block 2, J.L. 73.

Moved by Councillor Isherwood and seconded by Councillor Philips "That the application be received and referred to the Town Planning Commission for consideration and recommendation."

Carried Unanimously.

C. B. Riley Construction Company wrote on behalf of the Shell Oil Company Limited making application to purchase the North half of property described N₂ of the W₂ of Lot 4, Block 6, J.L. 206, occupied by the In-We-Go Auto Court. The applicants requested that consideration be given to this application on condition that the Shell Oil Company accept and dispose of sewage from the Auto Court until such time as the property is served by a public sewer, this condition being necessary as their purchase would reduce the Auto Court property from two acres to one acre. Moved by Councillor Isherwood and seconded by Councillor MacSorley "That the application be received and referred to the Engineer and Sanitary Inspector for consideration and report."

Carried Unanimously.

M. Sawchuk submitted request for special consideration in the matter of servicing Lots 1 to 5, Block 3, J.L. 119E₂ at a lesser cost than that relayed to him of \$1,000.00. Mr. Sawchuk appeared and requested an interview. Moved by Councillor Charlton and seconded by Councillor MacSorley "That Mr. Sawchuk be heard."

Carried Unanimously.

Mr. Sawchuk advised the Council he had been a resident of Burnaby for a good number of years and had paid considerable taxes and had taken it upon himself to open road and lane allowances to his property at his own expense, suggesting that as he was unable to afford installation of a 4" water main to service his property, he be allowed to obtain a 2" service through other property owned by himself. Moved by Councillor Charlton and seconded by Councillor Philips "That the application be received and referred to a committee of the Engineer and Chairman of the Board of Works Committee (Cr. MacSorley) for investigation and report."

Carried Unanimously.

Metropolitan Park Planning Committee submitted notice of meeting in respect of their Annual General Meeting to be held at Stanley Park on Thursday, January 22nd. Moved by Councillor MacSorley and seconded by Councillor Philips "That the notice be received and that as many of the Council as are able be in attendance."

Carried Unanimously.

Community Chest and Council submitted a brief on the adequacy of Social Allowances which had been presented by their organization to the Honourable, The Premier, requesting that this Council endorse the brief as presented to the Provincial Government.

Moved by Councillor Wilks and seconded by Councillor Philips "That the letter be received and this matter be referred to a special committee for consideration and report."

The committee appointed included Councillor Wilks and Mr. E. L. Coughlin, Social Service Administrator.

Carried Unanimously.

Burnaby Ratepayers' Council wrote advising of a resolution adopted by their Council recommending that Burnaby residents be given preference, all other things being equal, in applications for Municipal jobs. The Ratepayers Council also drew attention to the inconvenience caused some applicants in having to register at the New Westminster Employment Office for Burnaby employment.

Moved by Councillor Wilks and seconded by Councillor MacSorley "That the letter be received and this matter be referred to the Personnel Director for consideration and report."

Carried Unanimously.

G. H. Jackson wrote requesting approval of the cancellation of a lane allowance between his property described Lots 7 to 38 inclusive, Block 66, J.L. 2188, Map 1289, extending from Cambridge to Jundas Streets. Moved by Councillor Philips and seconded by Councillor Isherwood "That the application be received and referred to the Engineer for report."

Carried Unanimously.

Fraser Valley Municipal Association submitted minutes of special meeting held in New Westminster on December 23rd, 1952.

Moved by Councillor Isherwood and seconded by Councillor Philips "That the minutes be received."

Carried Unanimously.

Central Burnaby Ratepayers and Citizens Association submitted a brief protesting the use of old type instruments by the B. C. Telephone Company for endorsement and submission to the forthcoming Board of Transport Commissioners hearing to deal with the application of the B. C. Telephone Company for increased rates.

Moved by Councillor MacSorley and seconded by Councillor Armstrong "That the Association's brief be endorsed and forwarded to the Transport Board hearing."

Carried Unanimously.

Board of Transport Commissioners for Canada submitted Notice of Sittings to be held in the Court House, Vancouver, B. C. on Monday, February 23, 1953 and on Monday, March 2, 1953 at Victoria to hear the application of the B. C. Telephone Company for approval of proposed increased rates and charges.

Moved by Councillor MacSorley and seconded by Councillor Wilks "That the Notice be received."

Carried Unanimously.

Auto Transport Service Limited submitted application for rezoning to Light Industrial property described Lot A, Block 2, J.L. 119W4, Plan 206. Moved by Councillor Charlton and seconded by Councillor Wilks "That the application be received and referred to the Town Planning Commission for consideration and recommendation."

Carried Unanimously.

Traffic Detail, Burnaby Detachment F.C.M.P. wrote suggesting that the Street Traffic Regulation By-law be amended to provide "No Parking" areas in the vicinity of the No. 3 Fire Hall, Lobley Park, as follows:

1. East side of Marlborough Street for the distance of 400' south from the intersection of Kingsway.
2. South side of Bennett Street for the distance of 200' from the intersection of Marlborough Street.
3. West side of Marlborough Street for the distance of 200' south of the intersection of Bennett Street.

Moved by Councillor Isherwood and seconded by Councillor Philips "That the report be approved and the necessary amending By-law be brought down."

Carried Unanimously.

Traffic Detail, Burnaby Detachment R.C.M.P. submitted a report with reference to traffic control at the intersection of Kingsway and Eimniss Street requesting that consideration be given to an amendment to the "Burnaby Street Traffic Regulation By-law" to provide for a "No Parking" zone on the west side of Eimniss Street for a distance of 64' from the north curb of Kingsway plus an additional 90' to provide for a bus zone. Moved by Councillor Philips and seconded by Councillor Isherwood "That the report be received and adopted, and the necessary amending By-law be brought down."

Carried Unanimously.

Sgt. 1/c Burnaby Detachment R.C.M.P. submitted report on the operations of the Police Department for the month of December, 1952. Moved by Councillor Philips and seconded by Councillor Wilks "That the report be received."

Carried Unanimously.

Treasurer submitted a report in connection with the sale of tax Sale Lands described Lots 7 to 15, Block 54, J.L. 189 drawing attention to the care required in complying with Section 537 of the Municipal Act when tax Sale Lands are sold by tender. The Treasurer referred specifically to Section 5 of a Subdivisions Committee report, dated, December 9, 1952, presenting a copy of the report of the Solicitor outlining the procedure to be followed for the calling of tenders for the properties in question and for future sales of a similar nature. Moved by Councillor Wilks and seconded by Councillor MacSorley "That the report be received and referred to a Committee of the Whole Council."

Carried Unanimously.

Treasurer submitted recommendation that allowances be made under Section 311 of the Municipal Act as follows:

Lot 2, Blks. 38/40, J.L. 98, J. H. M. Craik	1951 Penalty \$ 4.72		
Blk. 132N, J.L. 92, J. C. Treleaven	Interest \$.58	1952 Penalty \$ 5.92	\$11.22
Lot 19, Blk. "F", J.L. 91N, W. J. King	1952 Penalty \$ 7.44		\$ 7.44
Lot 13, S.O. 1, Blk. 12, J.L. 93, J. E. Warren	1952 Penalty \$ 6.77		\$ 6.77
Lot "B" S pt. ex. W33, Blk. 15, J.L. 93, Harry Gould	1952 Penalty \$13.98		\$13.98
Lot "A" E91.3, J.L. 90N, Clarence Peele	1951 Interest \$ 3.65		\$14.18
Lot 6, Blk. 2, J.L. 28C, Ray Simmonis	1952 Penalty \$ 1.87		\$ 1.87
Lot 1, Blk. 4 pt., J.L. 131, Delmar J. Dunlop	1952 Penalty \$ 7.24		\$ 7.24
Lot 3S, Sk. 9757, J.L. 131, Albert Paine	1952 Penalty \$ 6.70		\$ 6.70
Lot 9, Blk. "P", J.L. 127W2, R. J. McCarthy	1951 Interest \$ 3.04		\$12.28
Blk. 119E, J.L. 132, t. H. Smith	1952 Penalty \$14.44		\$14.44
Lot 37, Blk. 56, J.L. 189, N. W. Cary	1952 Penalty \$11.46		\$11.46
Lot 38 as above:	1952 Penalty \$ 1.21		\$ 1.21
Lot 31, Blk. 10, J.L. 121, H. & M. Bryon	1952 Penalty \$14.12		\$14.12
Blk. 32W of N. 1 ac. J.L. 34, Alan R. Jacques	1951 Interest \$ 7.56		
Lots 4 & 5, Blks. 34/36, J.L. 35, Frank Dixon	1952 Penalty \$ 1.81	1952 Penalty \$ 9.07	\$18.44
Lot 41951 Interest \$.22			\$12.35
Lot 5: 1952 Penalty \$ 7.54	1952 Penalty \$ 2.25		\$ 2.25
Lot 4E, Blk. 23, J.L. 69, Arthur Marshall			\$ 7.54
Lot 1, Blk. 8, J.L. 76, Peter Comision	1952 Penalty \$ 3.76		\$ 3.76
	1952 Penalty \$.58		\$.58

GRAND TOTAL \$170.37

Moved by Councillor Isherwood and seconded by Councillor MacSorley "That the recommendation of the Treasurer be adopted."

Carried Unanimously.

Treasurer submitted disbursements in the total sum of \$214,728.62 for approval. Moved by Councillor Isherwood and seconded by Councillor Wilks "That disbursements as submitted be approved."

Carried Unanimously.

License Inspector submitted report on the operations of the License Department for the month of December, 1952.

Moved by Councillor Isherwood and seconded by Councillor Charlton "That the report be received."

Carried Unanimously.

Building Inspector submitted report on the operations of the Building Department for the month of December, 1952.

Moved by Councillor Drummond and seconded by Councillor Charlton "That the report be received."

Carried Unanimously.

Building Inspector submitted annual report covering activities for his Department for the year 1952 showing a total of 1,767 Building Permits issued for a total estimated value of \$803,469.49.

Moved by Councillor Drummond and seconded by Councillor Charlton "That the report be received."

Carried Unanimously.

Building Inspector submitted a report recommending the adoption of a new scale

of Building Permit fees for incorporation in Section 29 of the Burnaby Building By-law No. 540.

Moved by Councillor Drummond and seconded by Councillor Philips "That the report be received and referred to a special committee for consideration and report."

Carried Unanimously.
The committee appointed included Councillors Drummond, Isherwood and Philips.

Special committee of the Clerk and Solicitor submitted a report on the petition of owners of land within District Lot 130 for passage of regulations for the institution of certain building restrictions on residences in District Lot 130.

Moved by Councillor Drummond and seconded by Councillor Charlton "That the report be received and referred to the Subdivisions Committee."

Carried Unanimously.

Special committee appointed to consider the report of the Municipal Engineer dealing with the installation of sewers in the area west of Douglas Road submitted recommendation that the proposal as laid down in the report be adopted and that the necessary steps be taken to have By-laws submitted to the electors under the provisions of Section 65 of the Municipal Act. The Committee further recommended that each property owner in the area be circularized giving full particulars of the proposal.

Moved by Councillor Isherwood and seconded by Councillor Drummond "That the recommendations of the Committee be adopted."

Carried Unanimously.

SUBDIVISIONS COMMITTEE REPORT

Your Committee beg to report as follows on the various matters referred to it:

1. Application of C. B. Riley Ltd. to purchase lots in Blocks 1 and 2 of E₂ of E₂ J.L. 70, and Block 2, J.L. 73, and Lots in Blocks 1 and 2, W₂ of E₂, J.L. 70.

The purchase of this property is conditional upon the cancellation of this property into one parcel, and involves the closing up of Cypress Street from Willington Avenue to Beta Avenue, Regent Street and Myrtle Street from Willington to Beta, and the closing of Beta Avenue from Cypress Street south.

Your Committee recommends that the sale be approved subject to the aforesaid cancellation, provided the purchase provides a 66' road allowance north of and parallel to the Easement of the V.&J. J. S. & J. Board, and further subject to the payment by the purchaser of such service costs as may be determined by the Engineer.

2. Application of Florence M. Mazzucco to subdivide Lots 6 to 13, incl. of Blocks 123-126, J.L. 92 into nine lots each with a frontage of 58.5 feet.

The depth of this property is only 99 feet and your Committee cannot recommend the proposed re-subdivision as each lot would contain only approximately 5800 square feet.

3. Application of Greaves Real Estate & Co. Ltd. to have the service costs applicable to Lot B, Block 7, J.L. 93 reduced.

The service costs referred to in this application includes the installation of a 6" water main on Bryant Street, which main will provide water services to property on both sides of Bryant Street. As the applicants have already paid for the cost of installing water main on Bryant Street from Waltham Avenue east to the west boundary of said Lot "B", your Committee would recommend that this Corporation assume one-half of the cost of installing the 6" main on the balance of Bryant Street.

4. Application of W. R. Sellings for approval of a bungalow court on Lots 11 and 12, Block 10, J.L. 161/3.

Your Committee recommend that approval be granted subject to the building plans meeting with the approval of the Building Inspector.

5. Application of Isabell Pearson to purchase North 190 feet of Lots 1 to 5, Block 3, J.L. 160E₂, Lots 1 and 8, Block 2, J.L. 160E₂ and Lots 2 to 7 and 9, Block 1, J.L. 160E₂ for a housing project.

Your Committee would recommend that the Burnaby town Planning Commission be requested to view this property and submit recommendations as to future use.

Moved by Councillor Drummond and seconded by Councillor Isherwood "That the recommendations of the Committee be adopted."

Carried Unanimously.

Fire Chief submitted report on the operations of the Fire Department for the month of December, 1952.

Moved by Councillor Charlton and seconded by Councillor Armstrong "That the report be received."

Carried Unanimously.

Fire Chief submitted report advising that Captain A. E. Killer had tendered his resignation and recommending that it be accepted. The Fire Chief further recommended that Senior Fireman P. MacRae be promoted to Junior Captain to fill the vacancy and that G. Thornhill, 3348 McKee Street be appointed as Fireman. All effective January 16, 1953. Personnel Director concurred with these recommendations.

Moved by Councillor Charlton and seconded by Councillor Philips "That the report of the Fire Chief be approved."

Carried Unanimously.

Engineer submitted Board of Works estimates of work covering the two week period January 12th to January 25th, 1953, inclusive, for approval as follows:

Board of Works General \$34,715.00

Moved by Councillor MacSorley and seconded by Councillor Drummond "That estimates as submitted be approved."

Carried Unanimously.

Engineer submitted Water Works estimates of work covering the two week period January 12th to January 25th, 1953, inclusive, for approval as follows:

Water Works General \$9,725.00

Moved by Councillor MacSorley and seconded by Councillor Drummond "That estimates as submitted be approved."

Carried Unanimously.

Engineer submitted Parks estimates of work covering the two week Period January 12th to January 25th, 1953, inclusive, for approval as follows:

Parks General \$3,200.00

Moved by Councillor Armstrong and seconded by Councillor Charlton "That estimates as submitted be approved."

Carried Unanimously.

Engineer submitted Health & Sanitation estimates of work covering the two week period January 12th to January 25th, 1953, inclusive, for approval as follows:

Health & Sanitation General \$3,950.00

Moved by Councillor Wilks and seconded by Councillor Armstrong "That estimates as submitted be approved."

Carried Unanimously.

Engineer submitted following recommendations in connection with a number of claims received within recent weeks:

2. 1. Mrs. L. V. Smith - damage to a pair of shoes as a result of stepping in wet concrete on Kingsway.
This claim has been forwarded to the contractor doing the work and the claimant so notified.

2. Haddy Agencies on behalf of Mr. E. A. Golley - damage to car in striking root on Roslyn Avenue.

Recommended that liability be disclaimed.

4. 3. Mrs. S. Speers - damage to contents of 4500 East Georgia Street due to flooding.
Recommended that liability be disclaimed.

5. 4. Mr. John Hebat, 1211 Como Lake Road, R. R. #2, New Westminster - damage to car as a result of striking a depressed water cut on Marine Drive at Boundary Road.
Recommended that liability be disclaimed.

6. 5. Mr. J. W. McIntyre, 7211 Barnet Road - damage to car as a result of striking water cut on Hastings Street at Stratford Avenue.
Recommended that liability be disclaimed.

7. 6. Kingsway Fuels and Cartage - damage to truck as a result of driving onto new fill in the 4700 block Hastings Street.
Recommended that liability be disclaimed.

8. 7. Mr. P. J. Miller, 767 Acheson Road, Brighouse - damage to car as a result of blasting by Corporation employees.
Recommended that the claim be paid in the full amount of \$21.05.

9. 8. Mr. H. Smith, 1810 Britton Street - damage to contents of basement due to flooding.
Recommended that the claim be paid in the full amount of \$97.00

10. 9. Mr. R. J. Patterson, 2980 Hardwick Street - damage to contents of basement suite.

Recommended that liability be disclaimed.

- 11 10. Mr. J. Johnson, 4478 Venables Street - damage to lumber piled on the above property.
Recommended that the Corporation accept liability to the extent of \$50.00. Claim was for \$140.00.
Moved by Councillor Isherwood and seconded by Councillor Armstrong
"That the report of the Engineer be approved."

Carried Unanimously.

12 Engineer submitted report on an offer made to purchase a 33' strip from the owner of land described Lots 27 and 32, Block 42, J.L. 95 for the extension of the right-of-way of Rumble Street advising that after taking into consideration all items of the claim in the amount of \$1945.00 submitted by the owner, it was suggested that settlement of \$585.00 would be reasonable. The Engineer recommended that this settlement be offered to the owner and in the event of this not being satisfactory the Corporation negotiate with the R.C.E.R. for purchase of Lot 28, Block 42, J.L. 95, which property would permit the extension of Rumble Street to its full width with a slight alteration in alignment.
Moved by Councillor Isherwood and seconded by Councillor Armstrong "That the recommendation of the Engineer be adopted."

Carried Unanimously.

Moved by Councillor Drummond and seconded by Councillor Charlton
"That "Burnaby Land Sale By-law No. 1, 1953" be now reconsidered."

Carried Unanimously.

Moved by Councillor Drummond and seconded by Councillor Charlton
"That "Burnaby Land Sale By-law No. 1, 1953" be now finally adopted, that it be signed by the Reeve and Clerk and that the Corporate Seal be affixed thereto."

Carried Unanimously.

Moved by Councillor Armstrong and seconded by Councillor Drummond "That the Council do resolve into a Committee of the Whole with the Reeve in the Chair to consider "Burnaby Town Planning By-law 1948 Amendment By-law No. 9, 1952".

Carried Unanimously.

The Reeve asked the question: "What is your pleasure with this By-law?"

Moved by Councillor Armstrong and seconded by Councillor Drummond "That the By-law be read by short title only."

Carried Unanimously.

Moved by Councillor Armstrong and seconded by Councillor Drummond "That the Committee do now rise and report the By-law complete without amendment."

Carried - Cr. Philips against

Moved by Councillor Armstrong and seconded by Councillor Charlton "That "Burnaby Town Planning By-law 1948 Amendment By-law No. 9, 1952" be now passed."

Carried - Cr. Philips against

Moved by Councillor MacSorley and seconded by Councillor Isherwood
"That authority be granted to execute an agreement between W. Jowad and I. G. Lloyd for the erection of a retaining wall on the road allowance fronting Lots 81, 82 and 83, Lot C part, and D, of Block A, J.L. 68 and that the Reeve and Clerk affix their signatures thereto together with the Corporate Seal."

Carried Unanimously.

The meeting then adjourned to Monday, January 19th at 7:30 P.M.

Confirmed:

Charles B. Brown

Clerk

D. R. Phillips

Reeve