

Tuesday, APRIL 12, 1955

An adjourned meeting of the Municipal Council was held in the Council Chambers, 1930 Kingsway, on Tuesday, April 12th, 1955 at 7.30 p.m.

Present: Reeve MacSorley in Chair; Cr. W.P. Philips, Charlton, Hughes, Hean, F. Philips, Drummond and Morrison.

MacInnes, Arnold & McCabe wrote with reference to a verbal offer made by Mr. G.A. Arnold, President, Forest Lawn Cemetery Company, at the Public Hearing on Town Planning zonings, held April 4th, submitting in writing the offer presented by Mr. Arnold at that time as follows:

- (1) In view of the fact that your Council desires to widen Royal Oak Avenue from its junction with Grandview Highway, southerly to at least Kingsway, Forest Lawn Cemetery Company will convey to the Municipality to be used as a public thoroughfare the Easterly 7 feet of District Lot 81 in its entire length from the North to the South boundary thereof.
- (2) The present fence recently erected by the Company to remain where it is until such time as the Municipality actually wants the use of this 7 feet ~~xxx~~ at which time the fence is to be torn down and reconstructed to the westerly boundary of the 7 feet dedicated by the Municipality.
- (3) The cost of the tearing down and re-erection of the fence to be borne by the Municipality.
- (4) In return therefor, the Municipality is to give its written permission for the use of the 48 acres presently in litigation as an addition to Forest Lawn Cemetery Company's present cemetery.
- (5) The assessment of this 48 acres and rate of taxes to be those in force at the date that the property in litigation was acquired by the Cemetery Company.
- (6) The \$40,029.00 which has been paid by our Clients into the Minister of Finance to remain there and the interest thereon be paid to your Municipality as the taxes on these 48 acres. This sum was paid to the Minister under the provisions of the "Cemetery Companies Act", Section 10(3).
- (7) All interest that has accrued on the above sum to be accepted by the Municipality for any taxes owing on the said 48 acres.
- (8) All litigation between your Municipality and our Company is to be withdrawn, each party to pay their own costs.

Moved by Cr. Hean, seconded by Cr. Hughes "That the letter be received and the Company be advised that the Council is not interested in their proposition."

Carried Unanimously.

COMMITTEE OF THE WHOLE REPORT

Your Committee met on Monday, April 4, 1955 and recommend:

- (1) That Councillors F.M. Philips, G. Charlton and A. Hean be a Committee to meet with a Committee from the Library Committee to discuss the Library situation.
- (2) That installation of sewers in the Capitol Hill area be proceeded with on the original basis, namely, under Section 53 of the Local Improvement Act on basis of land and improvements.
- (3) That Reeve MacSorley and Councillor Hean be a committee to interview Minister of Public Works regarding proposed Fraser River crossings.

Moved by Cr. Charlton, seconded by Cr. Morrison "That the recommendations of the Committee be adopted."

Carried Unanimously.

The Apartment Committee submitted a report on the following applications for approval of apartment sites:

M.J. McCuaig - Lot 12 and 13, Blk. "B", lots 19 and 20 of Lot 1 and 3, D.L. 95, Plan 1264.

E.J. Bright Limited - Lot "A" Blk. 38, J.L. 34 Map 6063

A.M. Woodwards - Lots 30 and 31, Blk. 7N, J.L. 151/3

recommending that the applications be rejected since in all cases the properties were located in or near areas presently under consideration by the Town Planning Commission for multiple family zoning. The Committee recommended that decision on these applications be deferred pending report of the Commission.

Moved by Cr. Charlton, seconded by Cr. Drummond "That the recommendations of the Committee be adopted."

Carried Unanimously.

The Apartment Committee submitted a report on the application of Rioray Investments Limited for renewal of an apartment permit on Lot 5, Blk. "A", Blk. 14, O.L. 68, Plan 12188, recommended that approval be extended subject to the following conditions:

1. The construction of the proposed building is in compliance with Municipal Apartment Regulations.
2. The approval of this apartment site will lapse unless construction of the proposed building is commenced within 120 days of the date of Council's approval thereof.

Moved by Cr. F. Philips, seconded by Cr. Morrison "That the recommendations of the Committee be adopted."

Carried Unanimously.

The Apartment Committee submitted a report on the application of S.F. Barrett for approval of Lots 5, 6, and 7, Blk. 28, O.L. 69 as an apartment site, recommending that the application be rejected due to the close proximity of the property to the Heavy Industrial areas in Vancouver and Burnaby, and further due to a proposal for the eventual development of Clydesdale Street as a major traffic artery.

Moved by Cr. Hean, seconded by Cr. Morrison "That the recommendations of the Committee be adopted."

Carried Unanimously.

The Apartment Committee submitted a report on the application of E.J. Bright Limited for approval of property described as Lot 1, Blk. 47, O.L. 35, Plan 8799 as an apartment site, recommending that the application be not approved due to the development surrounding the property comprising a mixture of new and old single family dwellings. The Committee expressed the opinion the establishment of an apartment on the property would not be in harmony with the character and amenity of the existing development.

Moved by Cr. Hean, seconded by Cr. Charlton "That the recommendation of the Committee be adopted."

Carried Unanimously.

Tenders for the operation of Concessions in Deer Lake and Confederation Parks were received.

Moved by Cr. Hughes, seconded by Cr. W.P. Philips "That the tenders be opened."

Carried Unanimously.

Tenders were then opened by the Clerk, revealing the following offers:

Tender No. 1 - Confederation and Deer Lake Parks

Concessions	-	-	25% gross.
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Tender No. 2 - Confederation Park Concession -

Deer Lake Park concession	-	-	\$150.00 or 15% gross.
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Deer Lake Park concession	-	-	\$300.00 or 15% gross.
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Moved by Cr. W.P. Philips, seconded by Cr. Morrison "That the tenders be received and referred to the Parks Advisory Committee for consideration and report."

Carried Unanimously.

Moved by Cr. Charlton, seconded by Cr. Hean "That "Burnaby Town Planning By-law 1948, Amendment By-law No. 1, 1955" be now introduced and that the Council do sit as a Committee of the Whole with the Reeve in the Chair to consider the by-law."

Carried Unanimously.

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

Moved by Cr. Charlton, seconded by Cr. Morrison "That the by-law be read clause by clause."

Carried Unanimously.

The Clerk then proceeded to read the by-law clause by clause.

Moved by Cr. Morrison, seconded by Cr. Hughes "That the additional Paragraph 29 in Schedule 4 - Local Commercial zones, be adopted."

Carried Unanimously.

Moved by Cr. F. Philips, seconded by Cr. Morrison "That the addition of Paragraph 30 under Schedule 4 - Local Commercial zones, be adopted."

Carried Unanimously.

Moved by Cr. Hughes, seconded by Cr. Morrison "That the first paragraph under Schedule 5, Light Industrial zones, South Area, be adopted."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Hughes "That the second paragraph under Section 5, Light Industrial zones, South Area, be deleted and referred to a Committee of the Whole."

Carried Unanimously.

Moved by Cr. Hughes, seconded by Cr. F. Philips "That the amendment to Schedule 6 Heavy Industrial Zones - Central Heavy Industrial zone be adopted."

Carried Unanimously.

Moved by Cr. Drummond, seconded by Cr. Morrison "That the amendment under Section 6 - Heavy Industrial zones - North Heavy Industrial zone, be deleted and referred to a Committee of the Whole."

Carried Unanimously.

Moved by Cr. Charlton, seconded by Cr. Drummond "That the Committee do now rise and report the by-law complete as amended."

Carried Unanimously.

The Council re-convened.

Moved by Cr. Charlton, seconded by Cr. Hughes "That "Burnaby Town Planning By-law 1948, Amendment By-law No.1, 1955" be now passed."

Carried Unanimously.

Moved by Cr. Morrison, seconded by Cr. Hean "That "Burnaby Plumbing By-law 1926, Amendment By-law 1955" be now introduced and that the Committee Council do sit as a Committee of the Whole to consider the by-law."

Carried Unanimously.

The Reeve asked the question "What is your pleasure with this by-law".

Moved by Cr. Morrison, seconded by Cr. Hughes "That the by-law be read by short title only."

Carried Unanimously.

Moved by Cr. Morrison, seconded by Cr. Hughes "That the Committee do now rise and report the by-law complete without amendment."

Carried Unanimously.

The Council re-convened.

Moved by Cr. Morrison, seconded by Cr. Hughes "That "Burnaby Plumbing By-law 1926, Amendment By-law 1955" be now passed."

Carried Unanimously.

Moved by Cr. Morrison, seconded by Cr. Hean "That "Burnaby Building By-law 1926, Amendment By-law No.2, 1955" be now introduced and that the Council do sit as a Committee of the Whole with the Reeve in the Chair to consider the by-law."

Carried Unanimously.

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

Moved by Cr. Morrison, seconded by Cr. Hean "That the by-law be read by short title only".

Carried Unanimously.

Moved by Cr. Morrison, seconded by Cr. Hughes "That the Committee do now rise and report the by-law complete without amendment."

Carried Unanimously.

The Council re-convened.

Moved by Cr. Morrison, seconded by Cr. Hughes "That the "Burnaby Building By-law 1926, Amendment By-law No.2, 1955" be now passed."

Carried Unanimously.

Moved by Cr. Morrison, seconded by Cr. Hean "That "Burnaby Gas Fittings By-law 1953, Amendment By-law 1955" be now introduced and that the Council do sit as a Committee of the Whole with the Reeve in the Chair to consider the amendment."

Carried Unanimously.

The Reeve asked the question; "What is the pleasure with respect to this By-law?"

Moved by Cr. Morrison, seconded by Cr. W.P. Philips "That the by-law be read by short title only."

Carried Unanimously.

Moved by Cr. Morrison, seconded by Cr. Hean "That the Committee do now rise and report the by-law complete without amendment."

Carried Unanimously.

The Council re-convened.

Moved by Cr. Morrison, seconded by Cr. Hean "That "Burnaby Gas Fittings By-law 1953, Amendment By-law 1955" be now passed."

Carried Unanimously.

Moved by Cr. Charlton, seconded by Cr. Drummond "That "Boundary Road (Imperial Street to Price Street) Building Line By-law 1955" be now introduced and that the Council do sit as a Committee of the Whole with the Reeve in the Chair to consider the by-law."

Carried Unanimously.

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

Moved By Cr. Charlton, seconded By Cr. Drummond "That the by-law be read by short title only."

Carried Unanimously.

Moved by Cr. Charlton, seconded by Cr. Drummond "That the Committee do now rise and report the by-law complete without amendment."

Carried Unanimously.

The Council then re-convened.

Moved by Cr. Charlton, seconded by Cr. Drummond "That "Boundary Road (Imperial Street to Price Street) Building Line By-law 1955" be now passed."

Carried Unanimously.

Moved by Cr. Morrison, seconded by Cr. Hughes "That "Burnaby Land Sale By-law No.6, 1955" be now reconsidered."

Carried Unanimously.

Moved by Cr. Morrison, seconded by Cr. Hughes "That "Burnaby Land Sale By-law No.6, 1955" be now finally adopted and that the Reeve and Clerk be authorized to sign the by-law and affix the Corporate seal thereto."

Carried Unanimously.

Moved by Cr. W.P.Philps, seconded by Cr. Hean "That "Burnaby General Borrowing and Hypothecation of Taxes By-law 1955" be now reconsidered."

Carried Unanimously.

Moved by Cr. W.P.Philps, seconded by Cr. Hean "That "Burnaby General Borrowing and Hypothecation of Taxes By-law 1955" be now finally adopted and that the Reeve and Clerk be authorized to sign the by-law and affix the Corporate seal thereto."

Carried Unanimously.

Moved by Cr. Charlton, seconded by Cr. Hughes "That "Burnaby Easement Authorization By-law No.1, 1955, Amendment By-law 1955" be now reconsidered."

Carried Unanimously.

Moved by Cr. Charlton, seconded by Cr. Drummond "That "Burnaby Easement Authorization By-law No.1, 1955, Amendment By-law 1955" be now finally adopted and that the Clerk and Reeve be authorized to sign the by-law and affix the Corporate seal thereto."

Carried Unanimously.

The meeting then adjourned.

Confirmed:

Charles B. Brown

Reeve *Clark*

Chas. MacGorley
Clerk. *Reeve*