

NOVEMBER 4, 1957

An adjourned meeting of the Municipal Council was held in the Committee Room, Municipal Hall, 4000 Grandview Highway, on Monday, November 4, 1957 at 7.30 p.m.

PRESENT: Reeve MacSorley in the Chair; Councillors W.P.Philps, Brown, Hughes, Morrison, and Cafferky.

Canadian Legion, BESL, Branch 148, wrote requesting permission to hold a Parade from the Super Value parking lot on East Hastings Street to the Confederation Park memorial Cenotaph on Monday, November 11th, commencing at 10.30 a.m.
Moved by Councillor W.P.Philps, seconded by Councillor Morrison "That permission be granted."

Carried Unanimously.

Canadian Legion, BESL, Branch 148 submitted a further letter requesting permission to conduct a Poppy Campaign on the evening of November 9th, and also November 11th.
Moved by Councillor W.P.Philps, seconded by Councillor Cafferky "That permission be granted as requested."

Carried Unanimously.

1
Eva and Pedro Sundell-Bahrd submitted an application to rezone the south-westerly 120 feet of Lot 13, Block 4, D.L.171 to Light Industrial.
Moved by Councillor Morrison, seconded by Councillor Cafferky "That the application be tabled pending a report from the Town Planning Commission and Planning Engineer."
Carried Unanimously.

2
Canadian Reformed Church submitted a letter in connection with an application of their Church for approval to extend the existing church and teaching facilities of their Church at 505 Armstrong Avenue, advising that he had been informed by the Minister of Education that the standards laid down by the Department of Education for public schools do not apply to private schools, and that therefore, because of this ruling by the Department, suggested that their application be approved and added that if this were done, he would be prepared to comply with the standards prescribed by the Municipality in respect of building construction. The Church described in detail the situation facing their group in regard to providing accommodation for pupils and church members, stressing the importance of being allowed to expand their facilities.
Moved by Councillor Brown, seconded by Councillor Cafferky "That the application in question be approved, provided the Church group conforms to all pertinent building regulations of the Municipality."

Carried Unanimously.

Moved by Councillor Hughes, seconded by Councillor Morrison "That the matter of the Canadian Reformed Church securing additional land to adequately accommodate their enlarged facilities be referred to the Reeve and Chief Administrative Officer for discussion with the principals of the Church."

Carried Unanimously.

3
Secretary, Polish Veterans Association in B.C. submitted an application pursuant to Section 13 of the Town Planning By-law to use the former Suncrest School Building located at the corner of Joffre Avenue and Southwood Street as a social club for the members of their Association. The Secretary advised that the Association proposes to use this building for singing practices, dancing and other social activities and that the building is located in a Local Commercial area and is sufficiently remote from residences to not create any nuisance to surrounding property owners.
Moved by Councillor Hughes, seconded by Councillor Morrison "That the Polish Veterans' Association be required to furnish evidence to the effect that no nuisance to nearby residents will be created by the operation of their Club."

Carried Unanimously.

4
North Burnaby Board of Trade wrote advising that complaints on behalf of the merchants in the business section of Hastings Street had been received by the Board concerning the littering of the street, particularly on late shopping nights, requesting that a daily cleaning programme be undertaken in an attempt to remedy the untidy condition of the street.

Moved by Councillor Morrison, seconded by Councillor Cafferky "That a report be obtained from the Municipal Engineer as to the possibility of revising the schedule to provide for a sweeping operation on Saturday morning instead of the present mid-week operation."

Carried Unanimously.

5
Ebenezer Baptist Church submitted a letter advising that they had taken an option to purchase property situate at 1122 Government Road and requested that they be given assurance that they would be permitted to erect and operate an Old People's Home on these premises, which comprised an area of approximately 4 acres.

Moved by Councillor Hughes, seconded by Councillor W.P.Philps "That this application be referred to the Planning Engineer, Chief Building Inspector and Chief Sanitary Inspector for a report, as to the feasibility of containing the proposed development on a one block tract."

Carried Unanimously.

Stride Avenue School PTA wrote expressing the appreciation of their Association towards the grant for their Hallowe'en party.
Moved by Councillor Morrison, seconded by Councillor Cafferky "That the correspondence be received."

Carried Unanimously.

Burnaby Southview Ratepayers and Citizens Association wrote commending Council for their prompt action in replacing the footpath on Marine Drive between Joffre Avenue and Royal Oak Avenue.
Moved by Councillor Brown, seconded by Councillor Cafferky "That the correspondence be received."

Carried Unanimously.

South Burnaby Mens' Club wrote expressing their sincere thanks for the co-operation received from the Municipality in connection with the use by them of the parks this past summer.
Moved by Councillor Cafferky, seconded by Councillor F. Philips "That the correspondence be received and referred to the Park Board for its attention."

Carried Unanimously.

Imperial Order Daughters of the Empire and Children of the Empire (Jr. Branch) submitted a further letter in connection with the Swearing-In Ceremonies to be held on Thursday, November 21st, under the sponsorship of their group, extending an invitation to the Reeve and members of the Council to be present on the occasion of the Swearing-In Ceremonies of New Canadians.
Moved by Councillor Cafferky, seconded by Councillor Brown "That the correspondence be received and as many Councillors as possible attend."

Carried Unanimously.

Moved by Councillor Hughes, seconded by Councillor Cafferky "That the matter of supplying light refreshments after the ceremonies be referred to the Reeve and Public Relations Officer to handle the necessary arrangements and further that they be granted power to act in this matter."

Carried Unanimously.

The Municipal Solicitor requested authority to acquire an easement from Mary Elizabeth Michiel over the north five feet of Lot 49, SD "C", Block 2, D.L.130 and Lot 1, Block 17, D.L.131, Plan 15413, the said east five feet extending from the easterly boundary of the lane shown on Plan 13532 to the easterly boundary of said Lot 49 and adjoining Parcel "A", Explanatory Plan 13379.
Moved by Councillor Morrison, seconded by Councillor Cafferky "That the necessary authority be granted."

Carried Unanimously.

The application of Pacific Demolition Limited for a licence to operate a new and used building material business at 3013 Kingsway was lifted from the table to allow the applicant to be heard.
No one appeared on behalf of the Company.
Moved by Councillor Hughes, seconded by Councillor Morrison "That this matter be tabled until later in the evening."

Carried Unanimously.

The Purchasing Agent presented Tenders received for the supply of sewer pipe and fittings.
Moved by Councillor Morrison, seconded by Councillor W.P. Philips "That the tenders be opened."

Carried Unanimously.

Tenders were opened revealing the following:

Tender No. 1	-	\$11,759.99
Tender No. 2	-	5,181.66
Tender No. 3	-	4,463.13
Tender No. 4	-	962.90 (partial)
Tender No. 5	-	8,761.13

Moved by Councillor W.P. Philips, seconded by Councillor Cafferky "That the tenders be referred to the Purchasing Agent, Sewer Engineer, Treasurer and Chairman of the Board of Works Committee for tabulation and recommendation."

Carried Unanimously.

The Municipal Clerk submitted a report in connection with the Advance Poll, advising that the new Municipal Act provides for the opening of such a Poll on the two days prior to the general polling day and that in the past it has been the practice to hold an Advance Poll between the hours of 10.00 a.m. and 3.00 p.m. on these two days, at the Municipal Hall and also at a location in North Burnaby. The Clerk further advised that the new Act provides that the Advance Poll can only be held at the Municipal Hall, and that as response to such a poll has been very light over the past

(continued....)

(Municipal Clerk re Advance Poll....)

years, there may be some doubt as to the need for an Advance Poll, although no costs are involved in setting up the same. The Clerk further reported that if Council deemed it necessary to continue the Advance Poll, it will be necessary to amend the existing By-law to provide for the Poll to be held on the two days preceding the new Polling Day and suggested that should Council see fit so to do, the hours be extended to coincide with the opening and closing hours of the Municipal Hall, that is to say from 9.00 a.m. to 5.00 p.m.

Moved by Councillor Cafferky, seconded by Councillor W.P.Philps "That the policy of holding an Advance Poll be continued and the hours for such a Poll be extended from 9.00 a.m. to 5.00 p.m. and the necessary amendment to the Advance Poll By-law be enacted."

Carried Unanimously.

1
The Chief Administrative Officer submitted a report relative to a claim of A.B. Fitch, for damages sustained by him as a result of the Corporation utilizing a portion of his property in connection with the construction of the Westridge sewer advising that the claim has been investigated and recommended that the claim be settled in full by payment of the sum of \$10.00 to Mr. Fitch.
Moved by Councillor Morrison, seconded by Councillor Cafferky "That the recommendation of the Chief Administrative Officer be adopted."

Carried Unanimously.

2
The Chief Administrative Officer submitted a report in connection with an application received by the Staff Land Sale Committee from McQuitty Auto Carriers Ltd. to purchase Lots 4,5, and 6, Block 9, D.L.125, advising that he had received a report from the Planning Engineer wherein he recommended the subject lots be not sold to the applicant because in his opinion, the proposal of the applicant to establish bulk storage facilities on the lots in question would constitute an unattractive use of the land and therefore the prestige value of sites fronting on the Royal Oak - Springer diversion which will pass the subject property will be detrimentally affected and further, that traffic impedia resulting from the turning movements generated by the proposed development will only result in a hazardous situation on this future principal diversionary road.
Moved by Councillor Hughes, seconded by Councillor Morrison "That the report of the Chief Administrative Officer be received and the recommendation of the Staff Land Sale Committee as contained in a report dated October 28th rejecting the subject application be adopted."

Carried Unanimously.

3
The Chief Administrative Officer submitted a report relative to trespass by the Corporation of Lot 10, Block 24, D.L.208 owned by Mr. and Mrs. Rosenthal Charles advising that negotiations with the owners had resulted in them making an offer to convey to the Corporation that portion of Lot 10 which is required for road purposes in exchange for those portions of Lots 8 and 9, Block 24, D.L.208 lying north of the said road plus the sum of \$400.00. The Chief Administrative Officer advised that he felt this to be a fair offer and recommended same for consideration of Council.

Moved by Councillor J.P.Philps, seconded by Councillor Hughes "That the recommendation of the Chief Administrative Officer be adopted."

Carried Unanimously.

4
The Chief Administrative Officer submitted a report in connection with Capitol Drive advising that this road was created during the replotting of Capitol Hill in 1928 when, in order to provide better access to the land north of Hastings Street, two main diagonal roads were established; one of which is known as Capitol Drive, and as this road does provide a means of access to the north and south roads leading to the upper levels of Capitol Hill, it could be considered as a secondary major road although it would not be in the same category as either 10th Avenue or Imperial Street, but would compare with possibly Gilley Avenue or Nelson Avenue.

Moved by Councillor F.Philps, seconded by Councillor W.P.Philps "That the report of the Chief Administrative Officer be received."

Carried Unanimously.

Moved by Councillor Cafferky, seconded by Councillor F.Philps "That the Engineer be requested to submit a report as to his project road improvement programme for the next two year period, covering only those roads proposed to be financed as capital expenditures."

Carried Unanimously.

5
The Chief Licence Inspector submitted a report in connection with an application received by his Department from George Klein for a licence to operate an auto wrecking business on Lot "C", D.L.74N, Plan 5626, advising that the property is zoned Heavy Industrial and further that in his opinion, this location is suitable for this type of business as there are very few residences in the immediate area, but added that Council had on May 13th of this year rejected a similar application

to establish the same type of business on property directly opposite the subject site. The Chief Licence Inspector further advised that should the application be approved the conditions as set forth in a recent amendment to the Trades Licence By-law concerning this class of business would be applicable.

Moved by Councillor Cafferky, seconded by Councillor W.P.Philps "That the application be granted."

MOTION DEFEATED - IN FAVOUR - Councillors
Cafferky & W P Philps.
AGAINST - Councillors Hughes,
Brown, F.Philps and
Morrison.

Moved by Councillor Hughes, seconded by Councillor Cafferky "That the Chief Licence Inspector be instructed to enforce "Burnaby Trades Licence By-law 1950, Amendment By-law 1957" requiring that operators of Auto Wrecking establishments erect tight board fences around their premises."

Carried Unanimously.

Moved by Councillor Brown, seconded by Councillor Morrison "That a report be obtained from the Municipal Solicitor, Chief Building Inspector and Chief Licence Inspector as to the powers of Council in respect of requiring operators of junk yard establishments to provide a warehouse type of enclosure to house the materials handled in connection with the operation of their business."

Carried Unanimously.

The applicant appeared and requested that he be allowed to elaborate further on his application.

Moved by Councillor W.P.Philps, seconded by Councillor Cafferky "That Mr. Klein be heard."

Carried Unanimously.

Councillor Brown left the meeting.

The applicant advised that the owner of the property was prepared to comply with all Municipal regulations pertaining to the operation of auto wrecking establishments.

Special Committee submitted a report in connection with the extension of 13th Avenue from Newcombe Street westerly, advising that they had undertaken negotiations with each of the property owners involved and as a result recommended the following steps be taken to acquire the necessary land. The Committee submitted a plan with the report explaining the proposition:

1. That the owners of Lots 2 and 3, Block 2, D.L.25W convey to the Corporation those portions of the said Lots 2 and 3 required for the 13th Avenue right-of-way, plus the sum of \$2,300.00 in return for the Municipally owned properties abutting the westerly side of Lots 2 and 3 and shown red on the plan submitted.
2. That the portion of Municipal property shown coloured green on the plan submitted be consolidated and offered for sale by public tender.
3. That the 15' portion coloured purple on the plan be offered to the owner of Lot "A" Block 10, D.L.27 in exchange for the triangular portions coloured purple on the plan in order to ease the right angle job which will be created by the acquisition of a wider road allowance east of the easterly boundary of said Lot "A".

The Committee further advised that they had been in receipt of a claim from the owner of Lot 1 except Sketch 11913, Block 2, D.L.25W, for the amount of \$300.00, resulting from a requirement of the Corporation that he dedicate a strip 8.9' in width in addition to the maximum of 66' allowable under the Municipal Act for road purposes, recommending that the claim for compensation be entertained by Council.

Moved by Councillor Cafferky, seconded by Councillor P. Philps "That the recommendations of the Special Committee be adopted."

Carried Unanimously.

FINANCE COMMITTEE REPORT

The Finance Committee submitted a report recommending the following investments be approved:

<u>Face Value</u>	<u>Security</u>	<u>Maturity</u>	<u>Price</u>	<u>Cost</u>
\$100,000.00	Canada Treasury	Jan.22/58	\$99.0665	\$99,066.50

- Centennial Fund.

Moved by Councillor W.P.Philps, seconded by Councillor Morrison "That the investments as submitted be approved."

Carried Unanimously.

1
The Municipal Engineer submitted a report relative to a request by Council by the Traffic and Traffic Safety Committee that the sidewalk fronting Windsor Street School be extended westerly to Waltham Avenue advising that the property along which the proposed sidewalk would be built is the rear portion of a tract of land fronting on Kingsway and being used for auto court purposes, and that therefore it is likely an attempt by the Council to construct this sidewalk under the initiative plan would be defeated. The Engineer further advised that his 1958 Sidewalk programme includes the construction of a five foot curb walk on the north side of Imperial from Russell Avenue to Gilley Avenue and that it was his opinion this sidewalk together with a crosswalk at the end of the existing sidewalk on the south side of Imperial Street would eliminate the hazardous conditions for school children.

Moved by Councillor Morrison, seconded by Councillor Cafferky "That the report of the Engineer be received."

Carried Unanimously.

Moved by Councillor F.Philps, seconded by Councillor Morrison "That a letter be sent to the School Board inquiring as to its intention in regard to a programme to fence all school yards, and that if it is found the Board is planning to undertake such a venture, it be suggested to them that priority be given to the Windsor Street location."

Carried Unanimously.

REPORT OF STAFF LAND SALE COMMITTEE

Your Committee met on October 31, and considered the following applications:

2
(1) Application of W. Dowad Limited to purchase Lot 35, Blocks 34-36, D.L.35 on the north side of Lister Street, 191 feet east of Smith Avenue. It was recommended that this property be withheld from sale owing to a report received from the Sanitary Department that in their opinion due to soil formation and drainage problems, they would strongly suggest that this property be retained by the Municipality until such time as this area is sewered or drainage conditions improved.

Moved by Councillor Morrison, seconded by Councillor Cafferky "That the recommendation of the Committee be adopted."

Carried Unanimously.

3
(2) Application of Noel William Kennedy to purchase Lots 3,4,5,6, and 7, Block 17, D.L.30, on the south side of Rosewood Street, 239.89 feet west of Grandview Highway.

It was recommended that this property be approved for sale subject to the purchaser obtaining control of other adjacent properties and resubdividing these lots in conjunction with the other privately owned properties in a manner satisfactory to the Planning Department. Sales Price \$2,900.00.

Moved by Councillor Morrison, seconded by Councillor Hughes "That the recommendation of the Committee be adopted."

Carried Unanimously.

Moved by Councillor Morrison, seconded by Councillor Hughes "That "Burnaby Land Acquisition By-law No.6, 1957" be now reconsidered."

Carried Unanimously.

Moved by Councillor Morrison, seconded by Councillor Cafferky "That "Burnaby Land Acquisition By-law No.6, 1967" 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 Councillor Morrison, seconded by Councillor Cafferky "That "Burnaby Property Redemption Extension By-law 1957" be now reconsidered."

Carried Unanimously.

Moved by Councillor Morrison, seconded by Councillor Cafferky "That "Burnaby Property Redemption Extension By-law 1957" 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 Councillor Morrison, seconded by Councillor F.Philps "That "Burnaby Town Planning By-law 1948, Amendment By-law No.10, 1957" be tabled for a further period of one week."

Carried Unanimously.

Moved by Councillor W.P.Philps, seconded by Councillor Hughes "That John H.Shaw be and is hereby appointed Returning Officer for the purpose of taking the vote of the Electors at the forthcoming Municipal Election to be held December 12th, 1957, with power to appoint his own Deputy Returning Officers."

Carried Unanimously.

Moved by Councillor W.P.Philps, seconded by Councillor Hughes "That nominations for the forthcoming Municipal Election be held at the Municipal Hall, 4000 Grandview Highway, Burnaby, on December 2nd, 1957 from 10.00 o'clock A.M. to 12.00 o'clock Noon."

Carried Unanimously.

The meeting then adjourned.

Confirmed:

W. P. Philps
W.P.P.

Chas. MacBryde
R.F.F.V.