

FEBRUARY 3, 1958

An adjourned meeting of the Municipal Council was held in the Committee Room, Municipal Hall, 4000 Grandview Douglas Highway, on Monday, February 3, 1958 at 7.30 p.m.

PRESENT: Reeve Emmott in the Chair; Councillors Cafferky, Philips, Seifner, Mather, Jamieson, McLean and Wilson.

Donn Dean Collision Limited wrote requesting permission to erect a steel column on a parcel of Municipal property bounded by Kingsway, Merritt Avenue and Imperial Street and also to move a directional sign from their former premises at 4211 Kingsway to the new location.

Moved by Councillor Cafferky, seconded by Councillor Jamieson "That the application be referred to the Municipal Engineer and Municipal Solicitor for investigation of the Engineering and legal aspects respectively on the application and that they submit their opinions to the Traffic and Traffic Safety Committee for consideration by them as to whether the proposed structure would create a traffic hazard for the public."

Carried Unanimously. 1

Secretary, North Burnaby Board of Trade, wrote in connection with the Regent Theatre property advising that it had come to its attention that the property had been sold and that a Building Permit had been issued for alterations to the building. The Secretary further advised that the Board members felt that in view of the situation respecting the widening of Hastings Street that permission to undertake such alterations should not be granted unless the owner was prepared to observe the 20 foot set-back as required by Municipal By-laws.

Moved by Councillor Cafferky, seconded by Councillor Wilson "That the Board be advised that Council has no power by which to compel the owner of the property in question to observe the set-back in altering the structure and that it has only the authority to require that such a regulation be complied with in cases whether the building is being re-erected and not altered only."

Carried Unanimously. 2

Moved by Councillor Cafferky, seconded by Councillor Seifner "That the Reeve and Chief Administrative Officer in consultation with the Municipal Treasurer, undertake negotiations with the owner of the property in question with a view to purchasing same."

Carried Unanimously.

Hean, Wylie, Hyde, Marshall and Dixon submitted a letter requesting that Council petition the Lieutenant-Governor in Council for a remittance of the 1958 taxes on improvements situated on property described as Lots 1 to 4, inclusive, Lot 31, West half of North 2/3, D.L.34, Plan 18137. The Law firm contended that the dwelling in question had been raised from its foundation and physically detached from the land and that therefore was not assessable, and that the owner - because of his not realizing his course of action lay in an appeal to the Court of Revision did not file Notice of Appeal in time.

Moved by Councillor Philips, seconded by Councillor Cafferky "That this matter be referred to the Municipal Assessor for consideration and report."

Carried Unanimously. 3

Chairman, Burnaby Historical Society, submitted a letter advising of a proposal to place an old Inter-urban tram on property lying between the Burnaby Police Building and the B.C. Electric bus loop at Edmonds Street and Kingsway, and requesting that Council grant approval to the project and assist in its finalization. The Chairman further advised that the tram would rest on two pieces of track supported by a cement base and would probably attract wide attention because of its uniqueness.

Moved by Councillor Cafferky, seconded by Councillor McLean "That this matter be referred to the Parks Commission with power to act".

Carried Unanimously. 4

Public Utilities Commission submitted a letter advising of a public hearing to be held on February 6, 1958 to consider an application of the B.C. Electric Company for a certificate of public convenience and necessity to construct and operate a high pressure gas main and other necessary facilities between Huntington and loco. The Commission further advised that the principle point to be decided is whether the main should be constructed with a capacity and other characteristics necessary to meet the needs of the thermal plant (at loco alone) or whether public convenience and necessity require that it be constructed with the larger capacity and additional facilities proposed by the Company for the purpose of providing additional capacity and security for its gas distribution system.

Moved by Councillor Jamieson, seconded by Councillor McLean "That the Municipal Solicitor be appointed as representative of this Municipality to appear at the Hearing and state that we are unalterably opposed to any attempt to subsidize the generation of electrical energy at the expense of gas users on the Lower Mainland."

Carried Unanimously. 5

1
The Municipal Solicitor requested authority to acquire an easement for waterworks purposes over portion of Block 1, D.L.1, Map 3043 from the B.C. Electric Company Limited.

Moved by Councillor Cafferky, seconded by Councillor Wilson "That the necessary authority be granted."

Carried Unanimously.

REPORT OF THE COMMITTEE OF THE WHOLE:

Your Committee met on Monday, January 27, 1958 and would recommend:

2
(1) That the Municipal Solicitor be authorized to negotiate with the owner of Lots 25 to 28 inclusive, S.D.6, Blocks 5 to 9 and Lots 17 and 18, S.D.7, Blocks 5 to 9, all of DL 96, Plan 1194, for the acquisition of an Easement to facilitate and accommodate the diversion of a sewer from its present location to another point which will not impede the development of the property in question.

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

Carried Unanimously

The Administration Committee submitted a report in connection with National Health Week, recommending that the following resolution be passed by Council:

3
"BE IT RESOLVED that the Municipal Council of The Corporation of the District of Burnaby go on record as approving and endorsing National Health Week, sponsored by the Health League of Canada in co-operation with Departments of Health and Education throughout Canada, and urge full co-operation on the part of all organized groups during National Health Week."

Moved by Councillor Mather, seconded by Councillor Philps "That the recommendation of the Administration Committee be adopted."

Carried Unanimously.

The Director of Planning submitted a number of reports in connection with re-zoning applications.

Moved by Councillor Philps, seconded by Councillor Cafferky "That the reports be tabled for a period of one week in order that the Councillors may have ample time in which to familiarize themselves with the texts of the reports."

Carried Unanimously.

Moved by Councillor Philps, seconded by Councillor Cafferky "That leave be given to introduce "Burnaby Town Planning By-law 1948, Amendment By-law No.2, 1958" and that it be now read a First time."

Carried Unanimously.

Moved by Councillor Philps, seconded by Councillor Cafferky "That a Public Hearing be held on Monday, February 17, at 7.15 p.m. to consider an application to rezone, by S Shore, property described Lot 16, Block 10, DL 173 from Heavy Industrial to Residential Multiple Family Type III."

Carried Unanimously.

Moved by Councillor Philps, seconded by Councillor Cafferky "That leave be given to introduce "Burnaby Land Sale By-law No.3, 1958" and that the By-law be now read a First time."

Carried Unanimously.

Moved by Councillor Philps, seconded by Councillor Cafferky "That the By-law be now read a second time."

Carried Unanimously.

Moved by Councillor Philps, seconded by Councillor Cafferky "That the Council go into Committee of the Whole with the Reeve in the Chair to consider and report on the By-law."

Carried Unanimously.

Moved by Councillor Philps, seconded by Councillor Cafferky "That the Committee rise and report the by-law complete without amendment." The Council re-convened.

Carried Unanimously.

Moved by Councillor W.P. Philps, seconded by Councillor Cafferky "That "Burnaby Land Sale By-law No.3, 1958" be now read a Third time."

Carried Unanimously.

The Municipal Clerk laid "Burnaby Land Sale By-law No.1, 1958" on the table for final consideration and adoption. The Municipal Solicitor submitted a letter relative to this By-law which involves the sale of certain lands in D.L.157 to J. Schmidt Construction Company Limited, advising that it was his opinion the Municipality could not demand that the purchaser instal sewers without having such a clause written into the sale agreement.

Moved by Councillor Philips, seconded by Councillor Jamieson "That the letter of the Solicitor be received and the By-law in question be tabled for a period of two weeks".
Carried Unanimously.

Councillor Brown took his seat at the meeting.

Moved by Councillor Brown, seconded by Councillor Wilson "That "Burnaby Land Sale By-law No. 2, 1958" be now reconsidered."
Carried Unanimously.

Moved by Councillor Brown, seconded by Councillor Wilson "That "Burnaby Land Sale By-law No.2, 1958" 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 Jamieson, seconded by Councillor Wilson "That "Burnaby Road Closing By-law 1958 be now reconsidered."
Carried Unanimously.

Moved by Councillor Jamieson, seconded by Councillor Wilson "That "Burnaby Road Closing By-law 1958" 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 McLean, seconded by Councillor Wilson "That the Reeve and Clerk be and are hereby authorized and empowered to petition the Lieutenant Governor in Council to abandon those portions of Napier Street and Aubrey Street, being highways within the Municipality of Burnaby, more particularly described in By-law No. 3929 being the "Burnaby Road Closing By-law 1958" and to vest title thereto in The Corporation of the District of Burnaby."
Carried Unanimously.

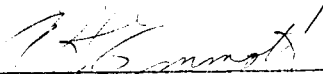
Moved by Councillor Jamieson, seconded by Councillor Cafferky "That "Burnaby Local Improvement Sidewalk Construction By-law No.1,1956, Amendment By-law 1958", be now reconsidered."
Carried Unanimously.

Moved by Councillor Jamieson, seconded by Councillor Cafferky "That "Burnaby Local Improvement Sidewalk Construction By-law No.1,1956, Amendment By-law 1958" 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.

The meeting then adjourned.

Confirmed:


CLERK


REEVE