

AUGUST 13, 1962

A Regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4545 East Grandview-Douglas Highway, on Monday, August 13, 1962 at 7:30 p.m.

PRESENT: Reeve Emmott in the Chair;
Councillors Clark, Harper and Hicks

ABSENT: Councillors Prittie, Edwards, Blair, Kalyk and MacSorley

Reeve Emmott mentioned that Inspector J. A. Macdonald was retiring from the R.C.M.P. The Reeve stated that he felt Inspector Macdonald's career had been a remarkable one and he expressed regret at his leaving but hoped that his retirement would be a happy one.

Reeve Emmott introduced Inspector Jeeves as the replacement for Inspector Macdonald.

Inspector Macdonald then spoke and remarked that he had spent eight years as Officer in Charge of the R.C.M.P. for Burnaby. He expressed thanks to everyone with whom he had been associated during this time and remarked that the success of the R.C.M.P. in Burnaby was due to the co-operation extended by the public and also the Municipal Council.

COUNCILLOR A. BLAIR ARRIVED AT THE MEETING.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR CLARK:

"That the Minutes of the meeting held July 30, 1962 be adopted as written and confirmed."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR BLAIR:

"That Councillors Kalyk, MacSorley and Edwards be granted leave of absence from this meeting."

CARRIED UNANIMOUSLY

A Public Hearing was then held on "Burnaby Highway Exchange By-Law No. 2, 1962".

The Municipal Clerk related the cost of the By-law which was to effect the exchange of certain lands owned by the Burnaby School Board for other lands comprising a road allowance lying between Armstrong Avenue and Elks Avenue.

No one appeared in connection with this By-law.

COUNCILLOR R. PRITTIE ARRIVED AT THE MEETING

Mr. T. Rigby, Chairman of the Burnaby Retail Merchants Committee, submitted a letter requesting the opportunity of addressing Council with respect to the matter of closing hours for retail establishments.

Mr. D. Sigler of Sigler, MacLennan & Clarke, also appeared on behalf of the Retail Merchants Association of Canada Incorporated (B. C. Division) to address Council on the same subject.

Mr. R. Edwards of Edwards, Edwards and Edwards, wrote asking that he be given the opportunity of addressing Council on an application to rezone Lot 17 Except Reference Plan 17221, Blocks 1/4 and 6, D. L. 125 to Commercial use.

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR BLAIR:

"That the above three delegations be heard."

CARRIED UNANIMOUSLY

Mr. Rigby appeared and presented a submission on behalf of the Burnaby Retail Merchants Committee urging that Council take no action to alter the hours of closing for retail establishments in Burnaby.

Mr. Rigby contended that a minority of merchants are attempting to impose their views and demands upon the majority of their fellow merchants through the medium of the Municipal Council. In his Brief, Mr. Rigby further contended that any change in existing shopping hours would result in an immediate increase in overhead costs, an increase which would not be compensated for by an increase in business. Mr. Rigby related the circumstances in connection with the operation of retail shops in Burnaby and concluded that an extension of present closing hours was not warranted nor justified.

Mr. D. Sigler next appeared on behalf of the Retail Merchants Association of Canada Incorporated (B. C. Division) and presented a submission on the subject of store closing hours. In his Brief, Mr. Sigler explained the method employed by the Retail Merchants Association in the preparation of its petition and urged that Council take no action to alter the hours of closing for retail establishments in Burnaby. He also asked a number of questions in connection with the presentation made by the Better Consumers Shopping Hours Committee stressing that if answers could be supplied to these questions, it would clarify a great deal of conjecture which has been formulated by the Retail Merchants Committee.

The petition presented by Mr. Sigler also contained a number of general remarks as to a Province-wide survey being conducted by the Association whom he represents, the situation in the Municipality of Surrey, the matter of consumer preference, and the origin and intent of the proponents of extended shopping hours.

Mr. Rigby was then questioned by Members of Council on the subject matter and expressed the view that what his group was requesting was, in effect, restricted free enterprise.

Mr. Sigler also presented a petition signed by some 427 retail merchants in Burnaby requesting that Council not amend its

existing By-law governing the hours of closing of shops in the Municipality.

Mr. R. Edwards next appeared on behalf of the owner of Lot 17 Except Reference Plan 17221, Blocks 1/4 and 6, D. L. 125, Mr. P. Allinger, applying for the rezoning of it to Commercial use.

In support of the application, Mr. Edwards stated that:

- (1) The subject property is almost completely surrounded by Commercial establishments, the only exception being that land abutting the northern part,
- (2) The owner plans to develop his property as a mobile home display lot and he proposes to display these units following their exhibit at the Pacific National Exhibition this month.

Mr. Edwards further stated that no prudent businessman would purchase the subject property for motel purposes and, therefore, the owner felt he was being deprived of the free use of his property.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HARPER:

"That the information conveyed by Mr. Edwards be received and the application be referred to the Planning Department for consideration and report as soon as possible."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR HICKS:

"That all of the below listed correspondence be received."

CARRIED UNANIMOUSLY

Guardian Secretary, International Order of Job's Daughters, Bethel No. 34, wrote applying for permission to conduct a Peanut Drive on the evenings of September 18th to 20th inclusive in North Burnaby.

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR HICKS:

"That permission be granted to this Order to conduct its campaign on the evenings mentioned."

CARRIED UNANIMOUSLY

Secretary, Board of Transport Commissioners for Canada, submitted a copy of a Judgment of the Board relative to an application by the B. C. Telephone Company for an extended-area service plan to its customers in certain of the exchange areas in the Greater Vancouver District.

Mr. G. L. Burnett submitted a letter and an accompanying petition requesting that Richmond Park be properly supervised at all times when it is open to the public.

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR PRITTIE:

"That the letter and petition be received and the request be referred to the Parks and Recreation Commission for attention."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HICKS,
SECONDED BY COUNCILLOR CLARK:

"That the Council now resolve itself into Committee of the Whole."

CARRIED UNANIMOUSLY

Planning Committee submitted a report in connection with the following matters:

- (a) Burnaby Lake Single Authority Proposal
(Burnaby Chamber of Commerce)
- (b) Zoning By-law Procedures

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HICKS:

"That this report be tabled until the next meeting of Council."

CARRIED UNANIMOUSLY

Policy Committee submitted a report advising that it had considered a Brief of the Better Consumers Shopping Hours Committee on August 7th requesting an extension of shopping hours in Burnaby by granting an additional three and one-half hours for shopping on Wednesdays or Thursdays or, alternatively, introducing a general exemption from shops closing regulations.

The Committee also advised that it had dealt with a letter from the Burnaby Retail Merchants Committee requesting an opportunity to present a Brief on behalf of a majority of the merchants in the Municipality, opposing any change in current shopping hours.

The Committee advised that it had discussed the legality of Council complying with the original request and, in this regard, the Legal Department had suggested that Council would be acting ultra vires if such a request for extension of closing hours on another day additional to the present Friday late closing was granted. The Committee pointed out that the Municipal Solicitor had indicated that broadening of exempt classes of shops (as permitted under Section 861(1) of the Municipal Act) could be done to provide a general exemption from closing hours, provided the various classes of shops to

be exempted were properly defined in the By-law.

The Committee recommended that a By-law be introduced pursuant to Section 861 (1) of the Municipal Act to broaden those classes of shops to be exempted from the provision of Sections 858 and 859 of the said Act, in order to give a general exemption of shops closing regulations within the Municipality.

The Committee also recommended that the Burnaby Retail Merchants Committee be invited to present its Brief when the By-law is considered and that representatives from any other group directly interested in this matter be also afforded a like opportunity.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR PRITTIE:

"That the report be received and tabled
for consideration when the appropriate
By-law is being considered."

CARRIED UNANIMOUSLY

Publicity Committee submitted a report recommending:

- (a) That a contribution of \$200.00 be made to the Auto Courts and Resorts Association of B. C. (District C) to cover an advertisement placed in 80,000 copies of a four-colour Guide of Hotels and Motels
- (b) That a one-half page advertisement be authorized in a Special Progress edition of the Burnaby Courier to be published during the 1962 Burnaby Week at a cost of \$255.00.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR PRITTIE:

"That the first recommendation of the
Committee be adopted."

CARRIED
COUNCILLOR HICKS -
AGAINST

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR HARPER:

"That the second recommendation of the
Committee be adopted."

CARRIED UNANIMOUSLY

Reeve Emmott, as Chairman of the Grants Committee, submitted a letter from the Simon Fraser Connie Mac Baseball League requesting financial assistance to defray expenses incurred by the Championship Baseball Team of the League when travelling to Portland, Oregon on August 10th to 12th, 1962.

The Reeve recommended that a grant of \$100.00 be given to the said League to assist it in defraying the expenses in connection with its entry in Portland on the dates mentioned.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR CLARK:

"That the recommendation of the Reeve
be adopted."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 45, 1962.

(1) Collection Agents - Banks.

The Manager recommended that Council accede to a request of the Bank of Montreal, 6th Avenue and 6th Street, New Westminster, B. C., to be appointed as a Collection Agency for this Corporation.

MOVED BY COUNCILLOR HICKS,
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

(2) Investments.

The Manager reported that the Treasurer had on August 1, 1962 placed for redemption \$694,000.00 worth of B. C. Highway and Toll Authority bonds to permit greater liquidity in the ten accounts holding these bonds.

He advised that the Treasurer then invested \$700,000.00 in B. C. Hydro and Power Authority demand notes from the proceeds received at an interest rate of 5½% per annum maturing October 31, 1962 and cashable on demand.

He emphasized that, at the same time, \$50,000.00 from the Tax Sale Trust Account and \$50,000.00 from the General Trust Account was invested in the notes owned by the B. C. Hydro and Power Authority.

He recommended that the action of the Treasurer in these matters be ratified.

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

(3) Complaint - Zebrowski.

The Manager submitted a report on a letter from Mr. Zebrowski in which he alleged faulty construction of a sidewalk on Mayfield Street, flooding of his property, the ignoring of him by the Engineer's Department, and the wasting of money on Mayfield Street.

The Manager related the circumstances pertaining to the various matters raised by Mr. Zebrowski concluding that, in brief, the

problem is one of a natural watercourse which in all likelihood would be corrected, or at least improved, by the construction of Mayfield Street.

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR HICKS:

"That the report of the Manager be received and its contents conveyed to Mr. Zebrowski."

CARRIED UNANIMOUSLY

- (4) Lots "A" and "B", Block 8, D. L. 121 and also Lot 4, Block 8, D. L. 121 (330 Gilmore Avenue).

The Manager reported that on July 11, 1962, the Building Department received an application for the construction of an office - apartment building on a site comprising the above described property.

He advised that the subject Lots "A" and "B" are zoned for Commercial use but the other Lot is zoned Residential Two-Family Type I.

He pointed out that it was understood by Council that the owner was prepared to consolidate the two parcels and develop them together as a Medical Dental Building but that this had not been done. The Manager advised that an application for a Building Permit has now been received and instead of it showing a building 3,000 square feet in area with building setbacks, the plan indicates that a three-storey building with 26 suites on the two upper floors is proposed. He added that the plan further indicates that a zero setback is shown from Gilmore Avenue, a zero setback is indicated for Albert Street, a ten foot setback is shown for the lane on the south side of the property and a 55 foot rear yard is indicated for use for parking and driveway purposes, and also nine offices are to be established on the subject property.

He pointed out that the commercially zoned portion of the entire site has an area of 12,078 square feet whereas if the property had been zoned Residential Multiple Family Type I, the allowable apartment density would be thirteen suites.

The Manager reported that the subject matter is being referred to Council in view of its present consideration of an Amendment to the "Burnaby Town Planning By-law" involving the construction of apartments in Commercial zones.

The Manager pointed out that the Council could, under Section 707 of the Municipal Act, order that a building permit be withheld for thirty days and, at the expiration of that time, a further sixty days pending final passage of the amending By-law.

The Manager concluded by advising that the Chief Building Inspector has returned the application since the building requires plans prepared by an Architect.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HICKS:

"That the applicant be advised that consideration is being given by Council

to an Amendment to "Burnaby Town Planning By-Law" and that if an application for a building permit is made, it will be withheld for a period of thirty days."

CARRIED UNANIMOUSLY

THE REEVE DECLARED A RECESS AT 9:00 P.M.

THE COUNCIL RECONVENED IN THE COMMITTEE ROOM AT 9:15 P.M.

(5) Account - British American Oil Company.

The Manager reported that during the widening of Hastings Street and the construction of a sidewalk on the south side of this street in front of the Service Station owned by B. A. Oil Company at Beta Avenue, a situation involving differences in elevation of the service station and the sidewalk was created which the Company contends cost \$538.00 to correct.

The Manager pointed out that in October 1956, the Municipality provided the Company with a plan for building grades for the subject site. He mentioned that a check made since the Provincial Government completed its widening programme between Willingdon Avenue and Gamma Avenue shows that had the Company followed the grade information given in October 1956, the difference in elevation would have been negligible.

The Manager further advised that in April 1962, it became necessary for the Corporation to acquire an easement over a portion of property owned by the subject Company located at the north-west corner of Willingdon Avenue and Lougheed Highway, to accommodate the installation of a watermain on the north side of Lougheed Highway.

He advised that the Company is prepared to grant the easement required for a consideration of \$1.00 provided the Corporation pays the full amount of the disputed \$538.00 account.

The Manager recommended:

- (a) That the Corporation pay B. A. Oil Company the sum of \$538.00 in settlement of the disputed account.
- (b) That the Corporation acquire an easement from the said Company over a portion of its property located on the north-west corner of Willingdon Avenue and Lougheed Highway, as shown more particularly on Engineering Department Drawing Number L-163, and that the Reeve and Clerk be authorized to sign the necessary documents.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR BLAIR:

"That the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(6) Investments.

The Manager reported that the Municipal Treasurer on August 6th received \$919,274.44, being the proceeds of the sale of

\$285,000.00 of Parks Board bonds and \$700,000.00 of Local Improvement Debentures.

He advised that as the proceeds were to be used for the reimbursement of current fund advances, the Treasurer invested \$900,000.00 in Provincial Demand notes; which notes pay interest at the rate of 5 3/4% per annum if held up to or after February 4, 1963 and, if cashed prior to that date, 5 1/2%.

The Manager recommended that the action of the Treasurer in this matter be confirmed.

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

- (7) Lot 2B, Blocks 2/4, D. L. 28, Plan 2162, except Parcel "A", Explanatory Plan 10/28 (Molgat Holdings Ltd.)

The Manager reported that eventually the Corporation would require the north seven feet of the above described property for the widening of Wedgewood Street. He advised that the owner is prepared to convey this seven feet for the sum of \$1.00 at this time.

The Manager recommended that the north seven feet of the property in question be acquired for a consideration of \$1.00 and that the Reeve and Clerk be authorized to sign the necessary documents.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR BLAIR:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

- (8) Amendment to "Burnaby Firearm Regulation By-Law 1959" (No. 4067).

The Manager reported that the Game Warden does not possess the authority to grant permits to use firearms in contravention of the above noted By-law but he is of the opinion that the Corporation should have a provision whereby authorization can be given to shoot pests, such as crows and other nuisance birds.

The Manager recommended that "Burnaby Firearm Regulation By-Law 1959" be amended to grant authority to the Officer-in-Charge of the Burnaby Detachment of the R.C.M.P. to issue permits to persons approved by him to discharge firearms for the purpose of controlling pests in the area where firearms can be discharged at the present time, with the authority to be for a specified period indicated on the permit but not to exceed twelve months. The Manager pointed out that the only area in this Municipality where firearms can be discharged is located in the south-west

corner of the Municipality, generally speaking from Marine Drive southward to the north arm of the Fraser River.

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR CLARK:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

- (9) Easements - (a) West 10 feet of Lot 17, Block 1, D. L. 149, Plan 1373 (Christensen)
(b) South 10 feet of Lot 3, Block 1, D. L. 149, Plan 1351 (Bathgate)
(c) West 10 feet of Lot 1, S.D. 22/23, Block 1, D. L. 149, Plan 9328 (Wate)

The Manager recommended that Council authorize the acquisition of the above described easements for the following considerations:

- (a) Christensen - \$25.00 plus restoration of the easement area.
(b) Bathgate - \$ 1.00 plus restoration of the easement area.
(c) Wate - \$ 1.00 plus restoration of the easement area and a sewer connection to the dwelling.

He also recommended that Council authorize the execution of the necessary documents.

MOVED BY COUNCILLOR HICKS,
SECONDED BY COUNCILLOR CLARK:

"That the recommendation of the
Manager be adopted."

CARRIED UNANIMOUSLY

- (10) The Manager submitted a report of the Fire Chief covering the activities of his Department during the month of July 1962.
- (11) The Manager submitted a report of the R.C.M.P. covering policing activities during the month of July 1962.
- (12) The Manager submitted a report of the Chief Licence Inspector covering the operations of his Department during the month of July 1962.
- (13) The Manager submitted a report of the Social Service Administrator covering disbursements and caseloads for select months in 1961, as compared with the same months in 1962.

- (14) The Manager submitted a report of the Municipal Engineer covering construction progress during the month of July 1962.

MOVED BY COUNCILLOR HICKS,
SECONDED BY COUNCILLOR BLAIR:

"That the above five reports be received."

CARRIED UNANIMOUSLY

(15) Street Lights.

The Manager submitted a report of the Municipal Engineer covering the installation of the following street light:

At the Dead-end of Buchanan West of Holdom

The Manager recommended that Council approve this installation.

Reeve Emmott reported verbally that there seemed to be a need for a street light installation on Buller Avenue between Kingsway and the B. C. Electric tracks.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR HICKS:

"That the recommendation of the Manager be adopted and further, that the matter outlined by the Reeve be referred to the Municipal Engineer for investigation and, if necessary, action as deemed appropriate."

CARRIED UNANIMOUSLY

(16) Estimates.

The Manager submitted a report of the Municipal Engineer covering Special Estimates of Work in the total amount of \$6,550.00 recommending that they be approved.

MOVED BY COUNCILLOR HICKS,
SECONDED BY COUNCILLOR PRITTIE:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(17) Allowances.

The Manager submitted a report of the Municipal Treasurer covering applications received for allowance of percentage addition charges under Section 411 of the Municipal Act in the total amount of \$60.46, as follows, recommending that they be approved:

62-16	D.L. 121, Blk. 19, Lot 22, Pl. 1054 Code 4020034	Sidney H. Hawkins, 4359 E. Georgia St., Burnaby 2, B.C. 1962 Penalty		\$ 2.00
62-17	D.L. 11, Blk. 6, Sk. 11924, Plan 3045 Code 1005830	R. & C.B. Newport, 7629 Coldicott St., Burnaby 3, B. C. 1962 Penalty		\$ 2.93
62-18	D.L. 151/3, Blk. 13, Lot 21, Plan 2660 Code 5043638	B.M. Seaton, 6107 Cassie Avenue Burnaby 1, B.C. 1960 Penalty 1961 Arrears Interest 1961 Penalty 1962 Arrears Interest	\$12.00 4.19 19.50 4.97	\$ 40.66
62-19	D.L. 95N, Blk. 1/3, S.D. 34/38, Lot 79SE $\frac{1}{2}$, Sk. 1975, Pl. 1152 Code 3026550	W.L.M. Hirst, 7165 -16th Avenue, Burnaby 3, B. C. 1960 Penalty 1961 Arrears Interest 1962 Delinquent Interest	\$10.06 3.37 1.44	\$ 14.87
				<hr/> \$ 60.46 <hr/>

MOVED BY COUNCILLOR PRITTE,
SECONDED BY COUNCILLOR CLARK:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

(18) Proposed Land Sale - Shreve and Department of Veterans
Affairs.

The Manager reported that on July 3rd this year, Council placed Lots 16 and 17, Block 1, D. L. 76, Plan 1885, in a sale position at the request of the Department of Veterans Affairs to assist Mr. R. E. Shreve to qualify for assistance from that Department.

He advised that a letter has now been received from the District Solicitor for the Department indicating that it has been found impossible to purchase the balance of the land required for an establishment and, as a result, the Department cannot take advantage of the offer of the Municipality.

The Manager recommended that Council rescind its motion of July 3rd which authorized the sale of the subject two lots on certain conditions.

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR CLARK:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

(19) Apprenticeships.

The Manager reported that it is considered that training and developing tradesmen for the Municipal work force, through the Apprentice Branch of the Department of Labour, has considerable merit.

He advised that the Apprenticeship programme would enable the Municipality to recruit and train young men who, at the end of the four year training programme, would be able to qualify as journeymen and, in addition, have the added advantage of being familiar with our procedures, methods and equipment.

The Manager explained that the training programme is for a four year period and the apprentice is required to attend night school classes between October and March each year or, alternatively, attend day school training classes approved by the Department of Labour, with board and lodging allowances being paid by the Senior Government to those required to attend day schools.

The Manager advised that the Director of Apprenticeships is prepared to approve an apprenticeship training programme for Painters, Heavy Duty Mechanics, Carpenters and Gardeners and has approved the following scale of wages to apply during the apprenticeship period:

<u>Period</u>	<u>Gardener</u>	<u>Mechanic & Painter</u>
1st 6 months	.85	.95
2nd 6 months	.95	1.05
3rd 6 months	1.05	1.20
4th 6 months	1.15	1.35
5th 6 months	1.30	1.50
6th 6 months	1.50	1.70
7th 6 months	1.75	1.95
8th 6 months	2.00	2.20

The Manager advised that Mr. Brian Bidwell, who is presently on staff as a Rodman, has been selected and desires to enter the apprenticeship programme as a Heavy Duty Mechanic.

The Manager recommended that he be authorized to sign the necessary agreement on behalf of the Corporation.

MOVED BY COUNCILLOR HICKS,
SECONDED BY COUNCILLOR PRITTIE:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

(20) Claim - Templeman.

The Manager reported that the above noted claim in the amount of \$178.25 resulted from a clerical error wherein the location of a sewer connection to property at 5521 Hastings Street was misrepresented.

He advised that this error resulted in the owner having a sewer contractor dig at the wrong side of the lot and partially construct a trench diagonally across the front yard.

The Manager advised that the Municipal Engineer has recommended settlement in the amount of \$100.00 but, in view of the circumstances, he was recommending payment of the claim submitted.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR CLARK:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

- (21) Amendment to "Burnaby Town Planning By-Law" (Apartments over Commercial Premises) and submission of Westminster County Real Estate Board.

The Manager submitted a report of the Planning Director relative to a Brief of the above noted Board in connection with the Amendment noted.

In his submission, the Planning Director supplied answers to the various questions asked by the Board and also expressed a number of comments relative to the submission of the Board and other related matters.

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR BLAIR:

"That the report of the Planning Director
be received and tabled until consideration
of the subject By-law."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR HICKS:

"That the Committee now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR HICKS:

"That the report of the Committee be
now adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HARPER:

"That leave be given to introduce
"BURNABY HIGHWAY EXPROPRIATION BY-LAW
NO. 3, 1962"
and that it be read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HICKS:

"That the By-law be read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HARPER:

"That the Council resolve into Committee
of the Whole to consider the By-law."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HARPER:

"That the Committee rise and report
the By-law complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HICKS:

"That the report of the Committee
be adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HICKS:

"That "BURNABY HIGHWAY EXPROPRIATION
BY-LAW NO. 3, 1962"
be now read a Third Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR BLAIR:

"That "BURNABY HIGHWAY EXCHANGE BY-LAW
NO. 2, 1962"
"BURNABY WATERWORKS CONSTRUCTION & LOAN
BY-LAW 1958, AMENDMENT BY-LAW 1962"
"BURNABY ROAD ACQUISITION & DEDICATION
BY-LAW NO. 11, 1962"
be now reconsidered."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR BLAIR:

"That "BURNABY HIGHWAY EXCHANGE BY-LAW
NO. 2, 1962"
"BURNABY WATERWORKS CONSTRUCTION & LOAN
BY-LAW 1958, AMENDMENT BY-LAW 1962"
"BURNABY ROAD ACQUISITION & DEDICATION
BY-LAW NO. 11, 1962"
be now finally adopted, signed by the Reeve
and Clerk and the Corporate Seal be affixed
thereto."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR HARPER:

"That leave be given to introduce
"BURNABY SHOPS CLOSING EXEMPTION
BY-LAW, 1962"
and that it be read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR HARPER:

"That the By-law be read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR HARPER:

"That the Council resolve into Committee
of the Whole to consider the By-Law."

CARRIED UNANIMOUSLY

The Clerk read the By-law in question and also the report of the Policy Committee in connection with the subject matter.

Letters were also received from:

- (a) The Junior Chamber of Commerce
- (b) The Chamber of Commerce
- (c) The Amalgamated Meat Cutters and Butcher Workmen of North America

Indicating their respective views on the By-law under consideration.

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR HARPER:

"That the Committee rise and report progress."

CARRIED
COUNCILLOR HICKS -
AGAINST

The Council then considered a report of the Policy Committee which advised that the Committee had dealt with a report on the delineation of the Central Burnaby High School Site from the Site of the Municipal Hall and the proposed acquisition of private lands within the complex.

The Committee advised that the proposed delineation would result in 17.8 acres of land being allotted for the Municipal Hall Site and 17.5 acres for School purposes. It added that Percival Street would be diverted to meet Norland Avenue at the Grandview-Douglas Highway and the remainder of Percival Street would be transformed into a cul-de-sac and would eliminate a hazardous condition at Spruce Street and Grandview-Douglas Highway.

The Committee advised that the report in question dealt with the mechanics of rounding out the proposal and the possibility

of immediately acquiring the following lands:

- (1) Remnants of Lots 17 and 18, D. L. 83 (situated on Gilpin Street) by the Burnaby School Board from Mr. John C. Hoare.
- (2) Lots 1 and 2, Block 7, D. L. 79 by both the School Board and the Corporation from the owner, Mr. C. Carras.
- (3) Lot 10, Block 7, D. L. 79 by both the Corporation and the Provincial Department of Highways from Mr. R. L. Pontifex. The Committee added that a portion of this land is required by the Highways Department for the diversion of Gilpin Street at Grandview-Douglas Highway.

The Committee recommended that:

- (a) The Burnaby School Board be requested to approve the proposed ultimate site objective shown on Planning Department Plan Numbered C-1401 dated June 13, 1962, for the Central Burnaby High School
- (b) Authority be granted to:
 - (1) Enter into negotiations to purchase from Mr. C. Carras the Lots 1 and 2 above described jointly with the School Board, as and when approval is granted by the Board to the overall proposal.
 - (2) Enter into negotiations jointly with the Department of Highways to purchase the above described Lot 10.
 - (3) Ask the School Board to consider the acquisition of the above described Lots 17 and 18.

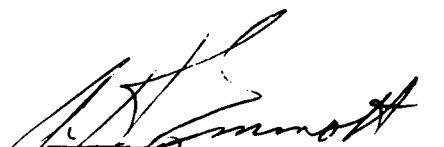
MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR BLAIR:

"That the recommendations of the
Committee be adopted."

CARRIED UNANIMOUSLY

The meeting then adjourned.

Confirmed:


REEVE

Certified Correct:


CLERK