

THE CORPORATION OF THE DISTRICT OF BURNABY

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7 February 1964.

REPORT NO. 9, 1964.

His Worship, the Reeve,
and Members of the Council.

Gentlemen:

Your Manager reports as follows:

1. Re: Joint Meeting with School Board re 1964 Budget.

Subject to concurrence of Council, the proposed Joint Meeting of the Council and the School Trustees has been arranged for 7.30 p.m., Thursday, 13 February 1964, at the School Board offices.

2. Re: B. C. Aviation Council.

An account for the sum of \$10.00 has been received from the B. C. Aviation Council being the 1964 membership fee.

Submitted for the consideration of Council.

3. Re: Need of Drainage facility to correct situation at Duthie, opposite Edith Street.

Construction of the Local Improvement Sidewalk on Duthie Avenue between Hastings Street and Pandora Street has commenced. On the east side of Duthie Avenue opposite Edith Street, which is half-way between Hastings and Pandora, it has been found that a large open ditch is discharging drainage water onto the Duthie Road allowance. This ditch is draining the greater section of the block bounded by Duthie, Pandora, Phillips and Hastings and the flow has been increased recently as a result of a diversion by the property-owner at 7281 Hastings when he constructed a retaining wall along his East property line and relocated a ditch, which previously had been discharging to Hastings, so that it is now continuing straight west and causing the problem at Edith and Duthie.

It is not considered that the ditch at 7281 Hastings could be classed as a natural watercourse so no action against the owner is suggested as reasonable.

The recommended solution is to construct a drain (combined sewer) over Lot 25, Block 1/2, S. D. 3, D. L. 207, Plan 4032, at 7215 Hastings Street from the existing combined sewer on Hastings as far north as Edith Street at which point a large catch basin would be installed to collect this drainage water and stop it from discharging onto Duthie Avenue.

The estimated cost of this 18" diameter combined sewer, with catch basin, is \$6,000.00 and an easement would be required over 7215 Hastings. The section of drainage proposed to be installed to relieve this problem will be of use in the future when the interior of the block is subdivided and Edith Street is continued to the east towards Duthie Avenue.

It is recommended that Council approve this work, chargeable to the Corporation's share of the Local Improvement project.

4. Re: Acquisition of Easement - Storm Sewer - Sunset St. to Spruce St.

An easement is required, to contain a storm sewer constructed some years ago, over the 0.011 ac. portion of Lot 55, shown outlined in red on plan deposited in Land Registry Office under number 25444, Block 16, District Lot 68, Plan 11700, N.W.D., from Pauline Westby of 3743 Forest Street, Burnaby 1, B. C. The location of the easement is 3743 Forest Street, and the consideration is \$1.00.

It is recommended that authority be granted to acquire the easement and that the Reeve and Clerk be authorized to sign the necessary easement agreements.

(.....2)

5. Re: Acquisition of Easements -
Grassmere Sanitary Sewer Project - Phase 2.

Easements are required in connection with the above sewer project as follows:

- (a) Owners- Allan James Montgomery, Winnifred Mabel Montgomery,
Gordon Lewis Howard and Dorothy Pauline Howard, of
3889 Loraine and 3935 Price Street, Burnaby, B. C.
Property - North 20 feet of Lot 14 of Blocks 17 and 18, D. L. 34, Plan 1355.
Location of easement -3935 Price Street.
Consideration - \$1.00 plus restoration of the easement area.
- (b) Owners - Fennell Dorozio and Eva Sophia Dorozio, 4847 Gilpin Court, Burnaby 1.
Property - North 5 feet of the West 5 feet of Lot 1 of Lot 15, Block 24,
D. L. 34, Group 1, Plan 21309, N.W.D.
Location of easement -4847 Gilpin Court, Burnaby.
Consideration - \$1.00 plus restoration of the easement area.
- (c) Owner - John Quiring, 3876 Fir Street, Burnaby 1, B. C.
Property - West ten feet of Parcel "A" (Expl. Plan 9641) of Lot 1, Block 34,
D. L. 35, Plan 1370, N.W.D.
Location of easement - 3876 Fir Street, Burnaby, B. C.
Consideration - \$1.00 plus restoration of the easement area.
- (d) Owner - Marion Williams, 4678 Smith Avenue, Burnaby 1, B. C.
Property - South 16.5 feet of Parcel "A" (Reference Plan 8354) of Lot 13,
Blocks 34,35 and 36, D. L. 35, Plan 1370, N. W. D.
Location of easement - 4678 Smith Avenue.
Consideration - \$1.00 plus restoration of the easement area.
- (e) Owner - Leon Henry Fus and Noreen Patricia Fus, 4045 Moscrop Street, Burnaby, BC
Property - South 16.5 feet of Lot "A" Block 2, D. L. 35, Plan 7643, N.W.D.
Location - 4045 Moscrop Street.
Consideration - \$200.00 plus restoration of the easement area. This
amount includes compensation for the following which will be
destroyed during construction:
 - 16 cypress trees - 8 years old.
 - 11 cypress trees - 10 years old.
 - 2 oaks
 - 2 blue spruce
 - 1 Japonica
 - 1 Lilac.
 - Miscellaneous Flowers.
- (f) Owner - Frank James and Norma Jean Baker, 4338 MacDonald Avenue, Burnaby, B. C.
Property - East 15 feet of Lot 3, Block 3 of Block 2, DL 39E½, Plan 1436, NWD.
Location of easement - 4338 MacDonald Avenue, Burnaby, B. C.
Consideration - \$1.00 plus restoration of the easement area.

It is recommended that authority be granted to acquire the above easements and that the Reeve and Clerk be authorized to sign the easement agreements on behalf of the Corporation.

6. Re: Grassmere Sewer Project No. 2.

The following described easements are required for the above mentioned project:

- (a) North 20 feet of Lot 15 of Blocks 17 and 18, D. L. 34, Group 1,
Plan 1355, owned by T. A. and I. Fennell, 3921 Spruce Street.
- (b) East 15 feet of Lot 1, Blocks 3/2, D. L. 39E½, Group 1, Plan 436,
owned by M. C. and M. E. Waechter, 4250 Halley Street.

(.....3)

(Item 6, re Grassmere Sewer Project No. 2, continued)

(c) South 16.5 feet of Parcel "B" (Reference Plan 944) of Lot 35, Group 1, S&E the north 33 feet thereof and S&E part 4 acres more or less owned by Cecil Perkins, 4075 Moscrop Street.

Negotiations for the acquisition of the easements have not been successful but will continue.

In the meantime, it is recommended that an expropriation by-law be passed by Council to facilitate construction of the sanitary sewer in the area.

7. Submitted herewith for your information is the monthly report of the Officer-in-Charge, Burnaby Detachment, R. C. M. P. covering policing of the Municipality for the month of January 1964.
8. Submitted herewith for your information is the monthly construction progress report prepared by the Municipal Engineer covering the month of January, 1964.
9. Re: Estimates.
Submitted herewith for your approval is the Municipal Engineer's report covering Estimates of Work in the total amount of \$4,650.00.

It is recommended the estimates be approved as submitted.
10. Re: Allowances.
Submitted herewith for your approval is a report prepared by the Municipal Treasurer covering applications received for allowance of percentage addition charges under Section 411 of the Municipal Act in the total amount of \$63.83.

It is recommended that the allowances as applied for be granted.
11. Re: Annual Report - Fire Department.
Submitted herewith for your information is the Annual Report of the Fire Chief for the year 1963.

Respectfully submitted,



H. W. Balfour,
MUNICIPAL MANAGER.

12. Re: Pedestrian Right-of-Way through Lot 43, D. L. 80, Group 1.

During the early part of the year 1958 the Corporation acquired the east 68 feet of Lot 43, D. L. 80, Group 1, for the basic purpose of providing a pedestrian walkway eight feet wide between Spruce Street and Kincaid. The creation of the walkway was requested by the Douglas Road P.T.A. to provide a means of school children getting to the Douglas Road School other than using the Grandview-Douglas Highway.

Mr. and Mrs. J. Wood own the property to the west of that acquired by the Corporation and their garden and fruit trees are adjacent to the walkway which are an irresistible attraction to young elementary students. Mr. and Mrs. Wood have requested the Corporation to construct a fence along the west side of the walkway. The estimated cost of constructing a picket fence is \$350.00.

It is recommended that a picket fence be constructed along the west boundary of the walkway at an estimated cost of \$350.00.

13. Re: Grassmere Sewer Project Phase No. 2.

The following described easements are required for the abovementioned project:

- (a) South 20 feet of Lot "A" of Lots 34 and 35, Group 1, Plan 5487 located at 3874 Moscrop Street and owned by Mrs. Jennie McCallum, Lamont, Alta.
- (b) West ten feet of Lot 4 of Blocks 25 and 26, D. L. 34, Group 1, Plan 1355, located at 4036 Price Street and owned by Ian and Tina Taylor, 1429 E. 22nd Avenue, Vancouver, B. C.

Negotiations for the acquisition of these easements have not been successful but will continue.

In the meantime, it is recommended that an expropriation by-law be passed to facilitate construction of the sanitary sewer in the area.

14. Re: Acquisitions of Easements - Service to Ford Motor Co. Plant - Lake City.

The following described easements are required to provide sewer and water services to the Ford Motor plant in Lake City:

- (a) A 0.177 ac. ptn. of Lot 9 of Lot 10, Group 1, Plan 3054, lying to the south of Arterial Highway shown on Plan 4829 as outlined on plan 25876 owned by Brunette Investments Ltd.
The consideration is \$1.00.
- (b) A 1.088 ac. ptn. of Block "A" of Lots 4, 6, 8, 10, 56, 57, 58 and 148, Group 1, Plan 22462 as outlined on Plan 25876 owned by Lake City Industrial Corporation Ltd. The consideration is \$1.00.

It is recommended that the easements be acquired and that the Reeve and Clerk be authorized to sign the necessary documents.

15. Re: Lane east of Howard Avenue and north of Cambridge Street.

The above mentioned lane is 20 feet wide and runs north from Cambridge Street, immediately east of Howard Avenue for about 330 feet at which point it turns a 45° angle to the west and continues in a north-westerly direction until it terminates in Howard Avenue. In order to facilitate the turning at the 45° angle,

(Item 15., re lane east of Howard Avenue and north of Cambridge Street...continued)

the Municipal Engineer considers the Corporation should acquire the following truncations;

(a) a 50 square foot portion of Lot 1 of Lot 1, Block 44, of Lot 189, Group 1, Plan 9006 owned by D. P. and A. D. Hings.

(b) A 40 square foot portion of Lot 2, Block 44 of Lot 189, Group 1, Plan 4953 owned by B. F. and D. C. Player.

The consideration for each parcel is \$1.00.

It is recommended the truncations, as described above, be acquired for \$1.00 and that the Reeve and Clerk be authorized to sign the necessary documents.

16. Re: Acquisition of Easement
-Grassmere Sanitary Sewer Project - Phase No.2.

The following easement is required for the abovementioned project:

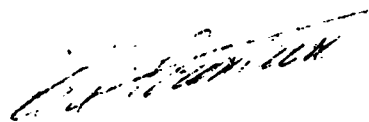
The east 15 feet of Lot "A" Block 17/18, D. L. 34, Group 1, Plan 11209 located at 3954 Gilpin Street, owned by D & M McKenzie, Fort Langley, B. C.

This is a flankage easement and the owners are prepared to grant the easement and the use of an additional five feet of working space during construction for \$150.00 plus restoration of the easement area. There is a large aviary which is partly located on the easement area. In the event it is damaged during construction the repairs will be the responsibility of the Corporation.

The Land Agent considers the requests of the owners reasonable.

It is recommended that the easement be acquired for \$150.00 and that the Reeve and Clerk be authorized to sign the necessary documents.

Respectfully submitted,



E. A. Fountain,
EXECUTIVE ASSISTANT
TO MUNICIPAL MANAGER.

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17. The last time Council was directly involved in this complaint Mr. Scratchley intimated that he had an idea which might provide the answer to the problem. Council directed that staff meet with Mr. Scratchley and investigate any proposal Mr. Scratchley might put forward.

Mr. Scratchley did suggest that Burnaby could follow the lead of Salem, Oregon, and amend its by-law affecting Dog Kennels by requiring that the dogs be fitted with an Anti-barking muzzle when the dogs are allowed out of the kennel in the exercise run.

It proved difficult to get any answer out of Salem authorities but eventually one was obtained. In the meantime, enquiries were made of veterinarians in this area to obtain their opinion on Anti-barking muzzles.

The reply received from Salem states:

"We do have dog ordinances, city and county. The City ordinance covers only the usual things, licencing and keeping them home. The new County regulations go far there in that dogs not on their own premises or accompanied by the owner shall be muzzled, however the District Attorney has found this one to be non-enforceable due to several technicalities. There has never been any thought here of muzzling to control barking. I guess these regulations are dead to the point that I have been unable to get a copy of them either from the County Clerk or State Offices."

Three veterinarians contacted gave the opinion that such an "Anti-barking" muzzle would prove unsatisfactory as the muzzled dog would be capable of some barking, could still whine and growl, and in some cases where the muzzle worried, the animal would exert all effort to remove it. The matter of vocal chord surgery was also taken up with the veterinary surgeons. Opinion was somewhat divided on some aspects of this but unanimous that it is not too successful inasmuch as the animal is still capable of emitting some noise (whining and low bark) and furthermore, the vocal chords in many cases grow again.

The Health Department expressed the opinion that anti-barking muzzles are not successful in the control of barking and certainly could cause the concerned animal discomfort.

Assuming that the muzzles are not the answer, the suggestion by Mr. Scratchley does nothing to solve his problem. He is not satisfied to leave the matter in this state and was advised that this report would be provided for Council.

Respectfully submitted,



H. W. Balfour,
MUNICIPAL MANAGER.