

OCTOBER 25, 1965

A regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4545 East Grandview-Douglas Highway, Burnaby 2, B.C., on Monday, October 25, 1965, at 7:30 p.m.

PRESENT: Reeve Emmott in the Chair;
Councillors Blair (7:32 p.m.),
Cafferky, Corsbie, Dailly (7:32 p.m.),
Drummond, Edwards (7:32 p.m.),
Herd and Hicks (7:40 p.m.)

Monseigneur J. E. Brown led in Opening Prayer.

His Worship, Reeve Emmott, proclaimed the period between and including November 1st and November 10, 1965, as Poppy Week.

COUNCILLORS BLAIR, DAILLY AND EDWARDS ARRIVED AT THE MEETING.

His Worship, Reeve Emmott, then introduced a contingency from the First Burnaby Land Rangers and welcomed them to the meeting.

For their benefit and that of everyone else assembled, the Reeve described Democracy and the function of all levels of Government in Canada.

MOVED BY COUNCILLOR CORSBIE, SECONDED BY COUNCILLOR HERD:
"That the Minutes of the meeting held September 20, 1965, be adopted as written and confirmed."

CARRIED UNANIMOUSLY

Mr. and Mrs. W. A. Barker wrote requesting relief from the servicing costs associated with a proposed subdivision of Lot 14 except South 165 feet, Block 6, D.L. 74S½, Plan 1856.

it was mentioned to Council that Mr. Barker wished to address it.

It was also pointed out that Item 8 of the Municipal Manager's report this evening dealt with the matter of concern to Mr. and Mrs. Barker.

MOVED BY COUNCILLOR CAFFERKY, SECONDED BY COUNCILLOR CORSBIE:
"That Mr. Barker be heard and Item 8 of the Municipal Manager's Report No. 74, 1965, be brought forward."

CARRIED UNANIMOUSLY

The Municipal Clerk explained that Mr. Barker was not able to attend at this time but would likely be present later in the evening.

As a result, the Council deferred consideration of the request from Mr. and Mrs. Barker until one of them appeared.

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR DAILLY:
"That all of the below listed correspondence be received."

CARRIED UNANIMOUSLY

Secretary, Local No. 23, Burnaby Civic Employees' Union, submitted a letter advising that the Union wishes to re-open the agreements with the Corporation and the various Divisions of the Union.

MOVED BY COUNCILLOR CORSBIE, SECONDED BY COUNCILLOR HERD:
"That the matter mentioned in the letter from the Burnaby Civic Employees' Union (Local No. 23) be referred to the Municipal Manager to make the necessary arrangements for negotiations with the Union."

CARRIED UNANIMOUSLY

Executive Secretary, Burnaby Community Chest Council, wrote expressing appreciation for the grant of \$1,000.00 which was made to assist the Community Chest Council in a survey of health, welfare and recreation needs in Burnaby.

COUNCILLOR HICKS ARRIVED AT THE MEETING.

Mr. J. B. Nesbitt of the "Totem Motel" submitted a letter expressing an objection to the proposed rezoning of Parcel "C", Reference Plan 15235, except Explanatory Plan 16419, S.D. "B" and 20, Blocks 4/5, D.L. 125, Plans 3347 and 3520, to Multiple Family Residential District One (RMI) because this would make the existing facilities of the parcel (the "Totem Motel") non-conforming and would thereby preclude any expansion of the motel operation.

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR CAFFERKY:
"That action on the request of Mr. Nesbitt be deferred until the amendment to "Burnaby Zoning By-Law 1965" covering the rezoning in question is further considered."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CAFFERKY, SECONDED BY COUNCILLOR EDWARDS:
"That the Council now resolve itself into Committee of the Whole."

CARRIED UNANIMOUSLY

His Worship, Reeve Emmott, submitted a report recommending that Councillor W.A. Blair be appointed as Acting Reeve for the months of November and December, 1965.

MOVED BY COUNCILLOR CAFFERKY, SECONDED BY COUNCILLOR EDWARDS:
"That the recommendation of the Reeve be adopted."

CARRIED UNANIMOUSLY

REPORT OF THE GRANTS COMMITTEE

A report of the Grants Committee, a copy of which will be found attached to and will form part of these Minutes, was dealt with as follows:

(a) Burnaby Art Society

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR DAILLY:
"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

(b) Boy Scouts of Canada (Burnaby Region)

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR EDWARDS:
"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

(c) Burnaby Chamber of Commerce

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR CORSBIE:
"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

(d) Canadian Red Cross Society (Burnaby Branch)

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR CAFFERKY:
"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

(e) Canadian Cancer Society

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR CAFFERKY:
"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

(f) The Salvation Army

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR HERD:
"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

(g) The United Church Home for Girls

During consideration of this item, it was felt that the Home should be given the full amount of the taxes which accrued to its property rather than just a portion of the amount.

MOVED BY COUNCILLOR CAFFERKY, SECONDED BY COUNCILLOR HICKS:
"That a grant in the amount of \$1,471.34, representing the total of the 1965 taxes on the property owned by The United Church Home for Girls, be made to the Home."

CARRIED UNANIMOUSLY

(h) Vancouver Art Gallery

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR HERD:
"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 74, 1965

Report No. 74, 1965 of the Municipal Manager, attached to and forming a part of these Minutes, was dealt with as follows:

(1) Banks acting as Collection Agencies

MOVED BY COUNCILLOR CAFFERKY, SECONDED BY COUNCILLOR HICKS:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(2) Conditions in North-Western sector of the Municipality (BINGHAM)

MOVED BY COUNCILLOR CORSBIE, SECONDED BY COUNCILLOR EDWARDS:
"That the report of the Manager be received and Mr. Bingham be advised of its contents."

CARRIED UNANIMOUSLY

His Worship, Reeve Emmott, stated that a meeting had been arranged for Wednesday, November 10, 1965, at 10:00 a.m., with the Deputy Minister of Municipal Affairs, Mr. J. E. Brown, and the Supervisor of the D.C. Region, Central Mortgage and Housing Corporation, Mr. R. G. Clauson, to discuss the plan of the Municipality involving the redevelopment of the 3800 and 3900 Blocks Hastings Street.

It was understood by Council that the North Burnaby Commerce and Community Bureau would be advised of this meeting.

(3) Application for Welfare Institutions Licence (WARDROP, 3588 Smith Avenue)

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR HICKS:

"That the application be approved on the basis outlined in the report."

CARRIED UNANIMOUSLY

(4) Supplement to Stage 2 of the Local Improvement Programme

MOVED BY COUNCILLOR CAFFERKY, SECONDED BY COUNCILLOR HICKS:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(5) Proposed Group Home for Children (ASHWORTH, 5757 Willingdon Avenue)

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR EDWARDS:

"That the application in question be approved on the basis outlined in the report."

CARRIED UNANIMOUSLY

(6) Buckingham Avenue from Sperling Avenue to Burris Street

While considering the subject matter of the report from the Manager, it was noted that concurrence with the view expressed therein would have the effect of introducing a change in the policy of the Corporation governing Local Improvements.

The Council felt that, due to the rather unusual circumstances involving improvements to the subject portion of Buckingham Avenue, there was justification in instituting the two-thirds/one-third cost sharing arrangement outlined in the report.

It was also the view of Council that, though it may be practical to construct a concrete sidewalk on both the North side of Buckingham Avenue between Sperling Avenue and Burris Street and also the South side of Buckingham Avenue from Sperling Avenue to Hazard Street, it would be inadvisable to do so.

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR CORSBIE:

"That the direction issued by Council on October 4, 1965, involving the construction of a 4-foot wide concrete sidewalk on the North side of Buckingham Avenue between Sperling Avenue and Burris Street as a Local Improvement be amended by requiring that those owners directly abutting the work pay two-thirds of the owners' share of the cost and those on the South side of the Street paying one-third of this cost."

CARRIED UNANIMOUSLY

(7) Buller Avenue between Kingsway and Beresford Street

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR CAFFERKY:

"That the recommendations of the Manager be adopted."

CARRIED UNANIMOUSLY

(8) Servicing Costs related to the proposed subdivision of Lot 14 except South 165 feet, Block 6, D.L. 74S $\frac{1}{2}$, Plan 5816 (BARKER)

It was noted that Mr. Barker was now in attendance and, in accordance with the resolution passed by Council earlier this evening, he was granted permission to speak.

Mr. Barker stated that he had been before Council on past occasions with respect to his protest against the subdivision servicing costs related to the subject property and had not met with success.

He pointed out that he felt the costs involved were excessive and that Council should ask the Approving Officer to reduce them.

Mr. Barker mentioned that permits were issued a few years ago to construct two homes on the property in question and that this act should be treated by Council as implying it was aware the property would likely be subdivided at some time in the future.

He advised that the Approving Officer has indicated that the costs of constructing roads, lanes and a water supply in connection with the subdivision were \$4,200.00, which figure is for 330 feet of road. Mr. Barker contended that, since only 172 feet of his frontage will be served by the road, he should only need to pay for this length. He also pointed out that it is planned for the future to create a cul-de-sac at the end of the street which is now proposed to be established.

With respect to the comment in the report of the Municipal Manager concerning Mr. Justice MacLean dismissing the appeal of Mr. Barker in 1960 against the decision of the Approving Officer to not approve a subdivision plan of the subject property unless the then servicing costs were deposited with the Municipality, Mr. Barker claimed that his lawyer had informed him the appeal was never heard because it was out of time.

It was pointed out to Council in discussion that, apart from the fact that acceding to the request of Mr. Barker would establish a precedent that might prove costly to the Municipality in the future, the Corporation really only has two alternatives, they being:

- (a) to either lower the standard of services to the property involved, or
- (b) the Municipality itself accepting part of the servicing costs.

The remark was made that the first alternative was virtually impossible because only a minimum standard of services is being required, while the second would be imprudent because it would in effect mean that the tax payers of Burnaby would be subsidizing the cost of Mr. Barker servicing his property.

Executive Assistant to the Municipal Manager reported verbally that information had just been received that the area in which the property of Mr. Barker is located is due to be served by sewer and storm drainage facilities, with the result the total servicing costs against the subdivision at hand will be \$4,200.00 at this time rather than \$6,000.00 - the amount indicated in the report of the Manager.

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR DAILLY:
"That the request of Mr. Barker for relief from the servicing costs associated with a proposed subdivision of the subject Lot 14 not be entertained because it is felt this would establish a precedent which might prove costly to the Municipality in the future."

CARRIED UNANIMOUSLY

COUNCILLOR HICKS LEFT THE MEETING.

(9) Estimates

MOVED BY COUNCILLOR CAFFERKY, SECONDED BY COUNCILLOR DRUMMOND:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(10) Expenditures

MOVED BY COUNCILLOR CORSBIE, SECONDED BY COUNCILLOR CAFFERKY:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(11) Report of Chief Building Inspector

MOVED BY COUNCILLOR CAFFERKY, SECONDED BY COUNCILLOR BLAIR:
"That the report be received."

CARRIED UNANIMOUSLY

(12) Supplementary 1965 Local Improvement Initiative Programme
(Underhill Avenue and Gilpin Street)

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR BLAIR:
"That the Certificate of Sufficiency of the Municipal Clerk covering the
Local Improvement projects for:

- (a) both sides of Underhill Avenue from Loughheed Highway
to Broadway;
- (b) the North side of Gilpin Street from Grandview-Douglas
Highway to Royal Oak Avenue

be received and Local Improvement Construction By-laws be prepared
covering these works."

CARRIED UNANIMOUSLY

COUNCILLOR HICKS RETURNED TO THE MEETING.

(13) Easement - Portion of Lot "F", Block 2, D.L. 75, Plan 3219 (PRATT)

(14) Miscellaneous Easements (South Slope V Sanitary Sewer Project and
Douglas Sanitary Sewer Project)

(15) Miscellaneous Easements (Sussex-Forglen Sanitary Sewer Project)

MOVED BY COUNCILLOR CAFFERKY, SECONDED BY COUNCILLOR HERD:
"That the recommendations of the Manager covering Items 13 to 15 inclusive
be adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR CAFFERKY:
"That the Committee now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR CAFFERKY:
"That the report of the Committee be now adopted."

CARRIED UNANIMOUSLY

"BURNABY EXPROPRIATION BY-LAW NO. 15, 1965", which was shown on the Agenda, was withdrawn.

COUNCILLOR CAFFERKY LEFT THE MEETING.

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR DAILLY:
"That leave be given to introduce "BURNABY HIGHWAY EXPROPRIATION BY-LAW 1965" and
"BURNABY HIGHWAY EXPROPRIATION BY-LAW NO. 2, 1965",
and that they be now read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR DAILLY:
"That the By-Laws be now read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR DAILLY:
"That the Council now resolve into Committee of the Whole to consider and report on the By-Laws."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR DAILLY:
"That further consideration of these two By-Laws be deferred until the next meeting and greater details in connection with each be provided then."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR CORSBIE:
"That leave be given to introduce "BURNABY BUILDING BY-LAW 1964, AMENDMENT BY-LAW NO. 1, 1965" and that it be now read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR CORSBIE:
"That the By-Law be now read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR CORSBIE:
"That the Council now resolve into Committee of the Whole to consider and report on the By-Law."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR CORSBIE:
"That the Committee now rise and report the By-Law complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR CORSBIE:
"That the report of the Committee be now adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR CORSBIE:
"That "BURNABY BUILDING BY-LAW 1964, AMENDMENT BY-LAW NO. 1, 1965"
be now read a Third Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR BLAIR:
"That "BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 22, 1965",
"BURNABY ROAD CLOSING BY-LAW NO. 5, 1965" and
"BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 8, 1965"
be now reconsidered."

CARRIED UNANIMOUSLY

"BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 8, 1965"
provides for the following rezoning:

FROM RESIDENTIAL DISTRICT FIVE (R5) TO MULTIPLE FAMILY
RESIDENTIAL DISTRICT THREE (RM3)

Lot "G", S.D. "B", "C" and "D", Block 45, D.L's 151/3, Plan 12529

(Located on the North side of Imperial Street approximately 346 feet
East of Dow Avenue)

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR EDWARDS:
"That "BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 22, 1965",
"BURNABY ROAD CLOSING BY-LAW NO. 5, 1965" and
"BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 8, 1965"
be now finally adopted, signed by the Reeve and Clerk and the
Corporate Seal affixed thereto."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR DAILLY:
"That leave be given to introduce "BURNABY EXPROPRIATION BY-LAW
NO. 17, 1965" and that it be now read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR DAILLY:
"That the By-Law be now read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR DAILLY:
"That the Council now resolve into Committee of the Whole to consider
and report on the By-Law."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

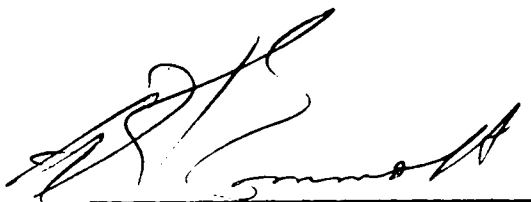
MOVED BY COUNCILLOR EDWARDS, SECONDED BY COUNCILLOR DAILLY:
"That "BURNABY EXPROPRIATION BY-LAW NO. 17, 1965" be now read a
Third Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR HICKS:
"That the meeting now adjourn until Monday, November 1, 1965, at
7:30 p.m."

CARRIED UNANIMOUSLY

Confirmed:


REEVE

Certified correct:


CLERK