

## THE CORPORATION OF THE DISTRICT OF BURNABY

26 November, 1965.

REPORT NO. 81, 1965.His Worship, the Reeve,  
and Members of the Council.

Gentlemen:

Your Manager reports as follows:

1. Re: Welfare Institutions Licence Application

Mrs. Pauline Parry, 3915 Pender Street, has made application for a Welfare Institutions Licence to operate a kindergarten for pre-school children at the above address.

The property is in a Residential (R5) Zone, which permits a kindergarten for not more than 5 children as a Home Occupation. The property is also within the area of the Hastings Street Redevelopment Scheme, and is proposed for acquisition.

The Investigating Committee considers the building suitable for a kindergarten of not more than five pre-school children, subject to the following:

- (a) The paper ceiling to be covered with either plywood or plaster board.
- (b) The exterior basement door to open outward and the door from the recreation room to open in direction of outward traffic.
- (c) Additional window opening to provide better light and ventilation is required. The minimum size of this window should be the same as the existing west window.

2. Re: Barnet Beach and  
C. P. R. Right-of-Way Fence

The following report from the Municipal Engineer is provided as directed by Council consequent upon a letter from the Barnet Citizen's Committee, claiming the fence erected is "totally inadequate" and is "vastly different from the six foot chain link fence which was anticipated".

"It is a six strand barb-wire fence approximately 5 ft. high. It is well constructed but any child could get through it without too much difficulty. However, we submit that it is the only practical type of fence that could be constructed on the terrain which is side-hill, broken by predominance of various sizes of water courses. The profile of this fence line then would appear as an extremely jagged line filled with peaks and valleys dictating the use of fencing material of a flexible nature, such as barbed wire. It is our considered opinion that a 6 foot chain-link fence could not be installed as it is markedly inflexible fencing material requiring prepared base lines and considerable pre-grading, such as may be witnessed around Oakalla Prison Farm. The installation of a chain-link fence on the C.P.R. property would be a project of major proportions, probably costing in the area of \$10.00 per lineal foot. The cost of the existing fence would be in the area of \$1.50 per lineal foot. We do not deem it necessary to consider that another type of fence be constructed and we reiterate that the fence is adequate in view of the terrain on which trespass is to be frustrated."

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3. Re: Subdivision Reference #306/64

Attached is a copy of a letter received from the Municipal Planner re Subdivision Reference #306/64.

It is recommended that:

- (a) Council support the stand of the Municipal Planner, that poles should not be placed on streets when there is an easement available which would permit off-street servicing.
- (b) Council agree to the further examination of powers of the Council with respect to underground wiring with the possibility of requesting a change in legislation.

4. Re: Estimates

Submitted herewith for your approval is the Municipal Engineer's report covering Special Estimates of Work in the total amount of \$34,035.

It is recommended that the estimates be approved as submitted.

5. Re: Expenditures

Submitted herewith for your approval is the Municipal Treasurer's report covering Expenditures for the 4-week period ended 31 October, 1965, in the total amount of \$2,980,201.

It is recommended that the expenditures be approved as submitted.

Respectfully submitted,



H. W. Balfour  
MUNICIPAL MANAGER

HWB:gr

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6. Re: Municipal Superannuation Act -  
 Magistrate Andrew D. Johnston

Council recently passed, on recommendation of the Municipal Manager, the following Resolution:

"That the Municipality contribute to the Municipal Superannuation Fund, eight percent of the said Magistrate's salary until he shall have attained the age of 65 years and, thereafter, the Municipality shall contribute four percent, provided the Municipality's contribution shall cease in any event when the said Magistrate shall attain the age of 70 years."

The above Resolution was to bring Magistrate Johnston within the scope of the Municipal Superannuation Act as provided by Section 3 of said Act.

The Commissioner of Municipal Superannuation has drawn attention to the fact that the above Resolution is inconsistent with an arrangement arrived at some years ago respecting Magistrates and the duration of eight per centum contribution. The point in question is the Commissioner's interpretation that the eight per centum contribution should be in effect for 15 years at least or until age 70 is reached if such occurs within the 15 year period.

Since Magistrate Johnston is over age 50, the Resolution passed by Council would not provide him with the period of eight per centum contribution referred to by the Commissioner and the Commissioner has requested reconsideration.

It is recommended that:

- a) The former Resolution be rescinded.
- b) The following Resolution be adopted by Council in its stead:

"RESOLVED:

Andrew Due Johnston, a Magistrate in and for the Province of British Columbia, be and is hereby brought within the scope of the Municipal Superannuation Act as provided by Section 3 of the said Act, effective September 6, 1965, subject to the following condition:

That the Municipality contribute to the Municipal Superannuation Fund eight per cent of the said Magistrate's salary for a period of fifteen years and, thereafter, the Municipality shall contribute four per cent, provided the Municipality's contribution shall cease in any event when the said Magistrate shall attain the age of 70 years."

7. Re: Acquisition of Easement - Portion of Lot "C", Block 3, D.L. 136.

An easement is required for storm sewer purposes as follows:

Owner - Marcel Loxterkamp and Therese Loxterkamp,  
 2429 Duthie Avenue, Burnaby 2, B. C.

Property - Portion of Lot "C" as shown outlined on Plan filed in Land Registry Office, Block 3, D.L.136, Group 1, Plan 7333, Save and Except Portion included in Parcel "G" (Ex. Pl. 23472) N.W.D.

Location of Easement - 2429 Duthie Avenue, Burnaby 2, B. C.

Consideration - \$1.00 plus restoration of the easement area.

It is recommended that authority be granted to acquire the above easement, and that the Reeve and Clerk be authorized to execute the easement documents on behalf of the Corporation.

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8. Re: Acquisition of Easements - Sanitary Sewer Projects

Easements are required in connection with the undernoted Sanitary Sewer Projects as follows:

(1) South Slope V Sanitary Sewer Area #6

- (a) Owner - Werner Richter, 7305 - 10th Avenue, Burnaby 3, B. C.  
Property - The Northwesterly 5' of the said lands, being measured perpendicular to the Northwest boundary thereof, and adjoining Lot 7; of Lot 14, Block 8, D.L. 29, Group 1, Plan 3035, N.W.D.  
Location of Easement - 7305 - 10th Avenue, Burnaby 3, B. C.  
Consideration - \$40.00 plus restoration of the easement area.  
Amount includes compensation for loss of one apple tree and one plum tree.
- (b) Owner - Hendrikus Rolof Kinderdyk and Maria Johanna Kinderdyk, 7284 - 11th Avenue, Burnaby 3, B. C.  
Property - Southeasterly 5' of Lot 4, Block 8, D.L. 29, Group 1, Plan 3035, N.W.D.  
Location of Easement - 7284 - 11th Avenue, Burnaby 3, B. C.  
Consideration - \$25.00 plus restoration of the easement area.  
Amount includes compensation for loss of a 20' Dogwood tree.
- (c) Owner - Joseph O'Neill Scales (Deceased) and Rachel Scales, 7249 Stride Avenue, Burnaby 3, B. C.  
Property - The Northwesterly 8' being measured at right angles to the Northwest boundary of the Southerly Half of Lot 7, Block 35, D.L. 53, Group 1, Plan 3037, N.W.D., being all that portion of Lot 7 lying South of a straight line bisecting the Easterly and Westerly boundaries thereof, the said Westerly boundary abutting Lot 6.  
Location of Easement - 7249 - Stride Avenue, Burnaby 3, B. C.  
Consideration - \$10.00 plus restoration of the easement area.  
Amount includes compensation for loss of a Lilac bush.
- (d) Owner - Lief Pauli Elvevoll and Helen Olaug Elvevoll, 7381 - 10th Avenue, Burnaby 3, B. C.  
Property - Portion of Lot 15, as shown outlined in red on Plan filed in Land Registry Office, Block 9, D.L. 29, Group 1, Plan 3035, N.W.D.  
Location of Easement - 7381 - 10th Avenue, Burnaby 3, B.C.  
Consideration - \$1.00 plus restoration of the easement area.
- (e) Owner - Palmer Irwin Enger, 7227 Stride Avenue, Burnaby 3, B. C. and Helen Alice Enger, 1863 Hollywood Crescent, Victoria, B. C.  
Property - Northwesterly 8' of the South Half of Lot 4, Block 35, D.L. 53, Group 1, Plan 3037.  
Location of Easement - 7227 Stride Avenue, Burnaby 3, B. C.  
Consideration - \$1.00 plus restoration of the easement area.
- (f) Owner - Anthony Joseph Madore and Helen Kathleen Madore, 7234 - 16th Avenue, Burnaby 3, B. C.  
Property - The Southeasterly 8' being measured at right angles to the Southeast boundary of the Northerly portion of Lot 5, Block 35, D.L. 53, Group 1, Plan 3037, N.W.D., being that portion of Lot 5 lying North of a straight line bisecting the Easterly and Westerly boundaries thereof.  
Location of Easement - 7234 - 16th Avenue, Burnaby 3, B. C.  
Consideration - \$1.00 plus restoration of the easement area.

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- (g) Owner - Ada Hanson, 7255 Stride Avenue, Burnaby 3, B. C.  
Property - The Northwesterly 8' being measured at right angles to the Northwest boundary of the Southerly portion of Lot 8, Block 35, D.L. 53, Group 1, Plan 3037, N.W.D., being all that portion of Lot 8 lying Southerly of a straight line bisecting the Westerly and Easterly boundaries thereof, said Easterly boundary being also the boundary of 15th Street.  
Location of Easement - 7255 Stride Avenue, Burnaby 3, B. C.  
Consideration - \$1.00 plus restoration of the easement area.
- (h) Owner - Fredrick Zapotichny and Jenny Zapotichny,  
7204 - 16th Avenue, Burnaby 3, B. C.  
Property - Southeasterly 8' of the North Half of Lot 1, Block 35, D.L. 53, Group 1, Plan 3037, N.W.D.  
Location of Easement - 7204 - 16th Avenue, Burnaby 3, B. C.  
Consideration - \$1.00 plus restoration of the easement area.
- (i) Owner - Arthur Alexander Whitehead, 7309 - 10th Avenue, Burnaby 3, B.C.  
and  
Donald Wrigley, 7805 Allman Avenue, Burnaby 1, B. C.  
Property - Northwesterly 5' of Lot 13, Block 8 of D.L. 29, Group 1, Plan 3035,  
Location of Easement - 7309 - 10th Avenue, Burnaby 3, B. C.  
Consideration - \$1.00 plus restoration of the easement area.

(ii) Buckingham-Sperling Sanitary Sewer Area #8

- (a) Owner - Robert Walter Harrington and Ethel Elizabeth Harrington,  
7565 Whelen Court, Burnaby 2, B. C.  
Property - Southeasterly 10' of Lot "O", D.L. 86, Group 1, Plan 23211,  
Location of Easement - 7565 Whelen Court, Burnaby 2, B. C. N.W.D.  
Consideration - \$1.00 plus restoration of the easement area.
- (b) Owner - Alois Marinschek and Liliza Marinschek,  
4951 Claude Avenue, Burnaby 2, B. C.  
Property - East 10' of North half of Lot "C" as shown outlined in red on plan filed in Land Registry Office, Block 13, D.L. 85, Plan 5201, being all that portion lying to the North of a straight line bisecting the East and West boundaries of said Lot "C", N.W.D.  
Location of Easement - 4951 Claude Avenue, Burnaby 2, B. C.  
Consideration - \$1.00 plus restoration of the easement area.

(iii) Gilpin - Grandview Sanitary Sewer Area #10/11

- (a) Owner - James Henderson Scott, 4086 Norland Avenue, Burnaby 2, B. C.  
Property - East 10' of Lot 21, D.L. 79, Group 1, Plan 24553, N.W.D.  
Location of Easement - 4086 Norland Avenue, Burnaby 2, B. C.  
Consideration - \$1.00 plus restoration of the easement area.
- (b) Owner - Robert Collingwood Taylor,  
4276 Norland Avenue, Burnaby 2, B. C.  
Property - East 10' of Lot 16, Blocks 12 and 13, D.L. 79, Group 1, Plan 2298, N.W.D.  
Location of Easement - 4276 Norland Avenue, Burnaby 2, B. C.  
Consideration - \$1.00 plus restoration of the easement area.

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(iv) Royal Oak - Douglas Sanitary Sewer Area #12/13

Owner - Board of School Trustees of School District No. 41 (Burnaby)  
Property - West 8' of Lot 13, D.L. 80N $\frac{1}{2}$ , Group 1, Plan 10063, N.W.D.  
Location of Easement - West of 5325 Kincaid Street, Burnaby 2, 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 execute the easement documents on behalf of the Corporation.

Respectfully submitted,



H. W. Baird  
MUNICIPAL MANAGER

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