

THE CORPORATION OF THE DISTRICT OF BURNABY

21 October, 1966.

REPORT NO. 59, 1966.

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

Gentlemen:

Your Manager reports as follows:

1. Re: Building Demolition

The Corporation recently acquired Lot 20, Block 40, D.L. 123, Group 1, Plan 1543 for the widening of Willingdon Avenue. It is located at the north-east corner of Willingdon Avenue and Williams Street.

The old dwelling on the property was recently damaged by fire.

It is recommended that the Land Agent be authorized to have the building demolished. The estimated cost is \$150.00.

2. Re: Request of Propane Limited

The above mentioned Company has applied for permission to install a liquid petroleum main on Thunderbird Crescent from a storage yard area to a marketing site at the corner of Brighton Avenue and the Lougheed Highway.

It is recommended that pursuant to Section 24 of the Burnaby Street and Traffic By-law, the request be granted subject to:

- (a) The work be satisfactory to the Municipal Engineer;
- (b) The installation be approved by the Provincial Fire Marshall.

Section 24 reads as follows:

"24. (1) No person shall excavate in, do or construct any works upon, cause a nuisance upon, encumber, obstruct, injure, foul, or damage any portion of a highway or other public place without written permission so to do from the Council and except under such terms and conditions as may be imposed by the Council in such permission.

(2) Any person receiving permission from the Council under subsection (1) shall do all works or things for which such permission is given to the entire satisfaction and specifications in all respects of the Engineer.

(3) Any person who encumbers, fouls or obstructs a highway by allowing materials or things to come thereon from any vehicle or property shall, unless permission to the contrary is given by the Engineer remove same forthwith.

(4) Except as otherwise provided herein no person shall use any highway for any purpose other than the passage thereon of ordinary and normal vehicular and pedestrian traffic.

(5) Notwithstanding anything in this section contained a person may leave or place or cause or suffer to be left or placed on any highway fuel, merchandise or other commodities for the purpose of transferring

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same to or from an adjoining premises, providing that in no case shall such fuel, merchandise or other commodity be permitted to remain on any highway for a longer period than forty eight hours and providing further that such fuel, merchandise or other commodity does not obstruct, injure or damage the highway or drainage or other facility appurtenant thereto.

(6) No person shall hold a Tag Day or otherwise solicit for donations of money or in kind or for material assistance upon any street except with written permission of the Council."

3. Re: Complaint of John and Renate Atkinson  
2790 Noel Drive

Herewith is a report of the Municipal Engineer in connection with this complaint.

"A 10' wide land allowance exists behind Mr. and Mrs. Atkinson's property at the above address. A roadway was constructed on this 10' allowance by Noel Mazzucco Construction Company which developed Sullivan Heights. The roadway has been maintained by Municipal forces and is used by Municipal garbage trucks and service vehicles, to the abutting properties. Garages exist on the abutting properties with access from this lane.

The previous owner undercut the allowance and roadway in the process of landscaping his lot having the effect of producing the steep embankment and increasing a difference in elevation of the roadway and the back of the subject parcel. One of the consequences of this act is minor sluffing of the embankment on the road allowance.

Mr. Atkinson has approached this Department on several occasions demanding the construction of a retaining wall to support the roadway across the back of his property to which a firm and adamant "no" has been given. Such a decision was based on the following points:

1. An additional 10' width is required from the parcel to the east to provide a proper land allowance before the roadway can be properly constructed.
2. The parcel to the east is capable of subdivision and will provide the required allowance when it is so divided.
3. To service that subdivision, a sanitary sewer must go up this lane allowance and we are reluctant to act prematurely doing any basic reconstruction of the existing roadway.
4. Consistent with Council's policy to refuse action on problems that will be resolved by subdivision, we believe this problem to fall into that category and therefore recommend no Municipal participation except in the provision of minor maintenance effort. The situation has existed for a number of years already and we do not believe that it is critical.

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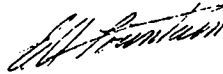
(Item #3 - Re: Complaint of John and Renate Atkinson .... cont.)

Mr. Atkinson has come forward with another proposal to cost share in the construction of a retaining wall which he would provide. We feel that it is impractical for us to enter into such an agreement as we would be in no position to enforce Municipal requirements and standards of construction for the subject wall as we believe that it is his intent to carry out this work on a long-term homeimprovement project, working on week-ends and at such times as he so desires.

It has been brought to our attention in the investigation of this problem that a B.C. Hydro easement exists on the back of Mr. Atkinson's lot which adds complications to the problem of proceeding without further investigation."

This problem is referred to Council at the request of Councillor Cafferky.

Respectfully submitted,



E.A. Fountain,  
ASSISTANT MUNICIPAL MANAGER

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4. Re: Proposed Amendment to the Water Boundary  
of the District of North Vancouver

The Department of Municipal Affairs has advised that the District of North Vancouver has applied for an amendment to the Water Boundary of the District. Copy of a map outlining the proposal is attached.

The Department of Municipal Affairs advises as follows:

"Initially, it was hoped that this amendment could be coupled with amendments to boundaries of other municipalities and the whole problem of boundaries could be resolved at one time. The amendments were submitted to the Legal Surveys and as several problems have arisen which relate to portions of other boundaries, it has been decided that the amendment to the water boundaries of the District of North Vancouver should be dealt with on its own merits.

As the proposed boundary could adjoin the water boundary of your municipality in the waters of Burrard Inlet, should Council decide to extend the jurisdiction of the municipality to the middle line, your comments on the proposal of the District of North Vancouver would be appreciated."

Before making any decision to change the Burnaby boundary we should clarify our responsibility with respect to firefighting on ships in the inlet.

It is recommended that the Department of Municipal Affairs be advised that Burnaby has no objection to the request of the District of North Vancouver with the understanding there is to be no change in the Burnaby boundary at this time.

5. Re: 4100 and 4200 Blocks Rumble Street

Submitted herewith is the report of the Municipal Engineer as requested by Council.

"As requested by Council on 11 October, 1966, that further consideration be given to providing some form of walkway on Rumble Street without removal of the existing maple trees, we would report as follows.

An asphalt curb has been placed along the edge of the Rumble St. pavement about 30" from the subject maple trees. The area between the trees will be levelled off and gravelled for use as a walkway.

This solution is a slight improvement over what did exist, but we feel that only by removal of the trees (which, incidentally, will come out under any local improvement scheme) can we provide a reasonably safe pedestrian walk."

6. Re: Centennial Project

On August 22, 1966 Council approved the appointment of Mr. Frank W. Musson as Architect for the Centennial Project.

An agreement has now been prepared between the Architect and the Corporation. The agreement contains the following provisions:

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(Item #6 - Re: Centennial Project .... cont.)

- a) The Architect agrees that the total cost of creating and constructing the Burnaby Centennial Centre, including all fees as specified in Article V, shall not exceed the sum of \$135,000.00.
- b) Article V provides for the Architect to be paid 10% on the cost of the remodelling work and 6% on all new work.
- c) For Special Engineering Services the Architect's fee shall be increased as follows:
  - (i) 6% in the case of remodelling work
  - (ii) 3% in the case of new work for the following consultants
    - Mechanical
    - Electrical
    - Structural
- d) "Coordinating Fees. The client shall pay the architect a 1% coordinating fee on the cost of the landscaping contract price, plus 9.2% on the cost of the landscaping for the landscaping architect. The latter figure may be revised in accordance with the B.C. Society of Landscape Architects schedule of fees, depending on the actual landscaping contract price."
- e) If the lowest tender for the creation and construction of the Burnaby Centennial Centre exceeds the sum of \$135,000.00 less the said fees, the Architect will, at his own cost and expense, revise the contract documents, including the plans and specifications, to make the cost come within the said sum of \$135,000.00 less the said fees.

It is recommended that the Reeve and Clerk be authorized to execute the agreement on behalf of the Corporation.

7. Re: Detector Check Valves

On October 17th 1966, Council determined to review the policy in connection with the installation of Detector Check Valves being required in certain water services and requested a report.

The report is being prepared and will be available for Council on October 31st.

Respectfully submitted,



E.A. Fountain,  
ASSISTANT MUNICIPAL MANAGER

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