

JANUARY 13, 1969

A regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4949 Canada Way, Burnaby 2, B.C. on Monday, January 13, 1969, at 7:00 p.m.

PRESENT

Mayor R.W.Prittie - in the Chair,  
Aldermen: Blair, Mercier, McLeah,  
Clark, Drummond, Herd and Ladner  
and Dailly

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That the Minutes of the Public Hearing that was held on December 30, 1968 be adopted as written and confirmed."

CARRIED UNANIMOUSLY

Secretary, Durnaby Rhododendron and Spring Flower Show Society, submitted a letter requesting that a representative of the Society be allowed to address Council in connection with an application for a grant.

His Worship, Mayor Prittie, stated that he had spoken to the president of the Society who had agreed to wait until the Council Meeting on January 20th to make the presentation.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN LADNER:  
"That the request of the Durnaby Rhododendron and Spring Flower Show Society be tabled until the January 20th Council Meeting."

ORIGINAL COMMUNICATIONS CARRIED UNANIMOUSLY

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN HERD:  
"That all of the below listed Original Communications be received."

CARRIED UNANIMOUSLY

President, Canada Safety Council, submitted a letter congratulating Durnaby for winning the Governor-General's Commendation for not having had a single traffic fatality during Safe Driving Week 1968.

Mr. Leonard V. Macht wrote to lodge a protest against a recent policy to require that his premises at 101 S. Hythe Avenue be connected to a water meter and be subjected to commercial charges for garbage collection services because it is used as a day care center.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN LADNER:  
"That consideration of this matter be deferred until receipt of Item 18 of the Municipal Manager's report later this evening."

CARRIED UNANIMOUSLY

Chairman, Durnaby Family Court Committee, wrote and forwarded a report outlining the 1968 activities of the Committee.

Chairman, Durnaby Family Court Committee, submitted another letter requesting that the Corporation contribute \$50.00 to help defray the expenses of the Lower Mainland Family Court Committee.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN LADNER:  
"That the subjects of both submissions from the Durnaby Family Court Committee be tabled until the January 20th Council Meeting.

CARRIED UNANIMOUSLY

Executive Director, Lower Mainland Regional Planning Board, submitted letters pertaining to the future position of the Board and its relationship with Regional Districts.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN HERD:  
"That consideration of the subject of the letters from the Lower Mainland Regional Planning Board be deferred until receipt of Item 12 of the Municipal Manager's Report later this evening.

CARRIED UNANIMOUSLY

Chairman, Fraser River Joint Program Committee, Water Resources Service, submitted a circular letter relating to an Information Guide that was prepared in connection with the Federal-Provincial Agreement to provide flood control protection for the Lower Fraser Valley.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN CLARK:  
"That the submission from the Fraser River Joint Program Committee be referred to the Municipal Manager for examination to determine the effect of the Federal-Provincial agreement in question on Burnaby.

CARRIED UNANIMOUSLY

General Manager, D.C. Aviation Council, forwarded submissions relating to the question of air pollution.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN MCLEAN:  
"That the submissions from the D.C. Aviation Council be referred to the Legal Department for a comparison with other air pollution control measures either in effect, or being considered, in the Lower Mainland area; and further, the Aviation Council be advised that the Municipal Council is interested in the efforts being expended in endeavouring to combat the problem of air pollution and trusts that the concerted efforts of organizations such as the Aviation Council and others directly concerned with the problem will produce effective measures designed to eliminate or minimize the incidence of air pollution."

CARRIED

AGAINST - Aldermen Blair

Chairman, Task Force on Health Resources, United Community Services of the Greater Vancouver Area, submitted a circular letter with which he forwarded a report entitled "A Total Concept of Care - A Critical Examination of Health Resources from Acute Hospital to Home Nursing Care".

Deputy Municipal Clerk stated that he was endeavouring to obtain additional copies of the report from the U.C.S. so that each member of Council could have one for himself.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN LADNER: "That a decision on the subject of the letter from the Task Force on Health Resources be held in abeyance until each member of Council has had an opportunity to examine the report and has determined the action he feels is best in connection with the matter at hand."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER: "That the Council now resolve itself into a Committee of the Whole.

CARRIED UNANIMOUSLY

The following matter was then lifted from the table:

Development proposal of Surrey Motor Hotel Limited for property described as Lot 2, Block 5, D.L. 32, Plan 6123 (4875 Kingsway)

Surrey Motor Hotel Limited submitted a letter reviewing the experiences it has had over the past few months in connection with the subject matter.

The following is the substance of the letter from the Company:

- (a) An application to subdivide the property was submitted on March 25, 1968. This was to create a parcel at the North end approximately 162 feet by 165 feet. It was subsequently learned that the correct size should have been 161 feet by 162 feet.
- (b) Born Construction entered into an agreement to purchase the property and, as a result of meeting with the Planning Department, was asked to apply for RM5 Zoning instead of RM3 because this was in accordance with the future development planned for the area. The Company made such an application.
- (c) On May 7, 1968, a letter was received from the Planning Director. Surrey Motor Hotel Limited engaged K. Wong and Associates, Land Surveyors, to proceed with a survey, as requested in the May 7th letter. Before Mr. Wong could proceed, the Planning Director informed Surrey Motor Hotel Limited that an increased side yard for the existing motel on the South parcel had to be extended to 20 feet instead of the 8 feet which was all the Motel would own after the subdivision. The Company agreed to this requirement and the Planning Director offered a letter that the subdivision could proceed with the balance of the property being rezoned to RM5. The Company felt that verbal assurance in this regard was satisfactory because the matter was being placed before Council shortly.

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- (d) Shortly after submitting the survey plans, the Company was informed by the Planning Department that it would be necessary to dedicate a 20 foot lane along the North side of the North portion of the site, which would have left Surrey Motor Hotel Limited with 21,100 square feet less than originally planned. Visits were made to the site with a representative from the Planning Department to discuss alternatives to the lane requirement but no changes were made.
- (e) Sometime later, rumors were circulating that a syndicate was planning to purchase the Caravan Motel and were obtaining options on other land in the surrounding area for a hotel development. The Planning Director was contacted and he suggested that the Company contact a construction and architectural company because they were the principals involved. It was discovered that this firm had offered the Caravan Motel a price of \$450,000.00 and had taken a 2 year option on the property.
- (f) This prevented the subdivision of the total parcel and Born Construction then cancelled his application for the RM5 rezoning.
- (g) Though Surrey Motor Hotel Limited did not feel that the location was ideal for a Hotel, the idea was accepted and the land offered to the developer for the same price and under the same terms as to Born Construction.
- (h) At no time was there any concrete offer made to the Surrey Motor Hotel Limited and, in approximately 2½ months, the hotel project was abandoned.
- (i) Surrey Motor Hotel Limited then wrote under date of September 24, 1968 to request that the subdivision approval for the property be reopened and that the lane dedication mentioned earlier be waived or an easement be granted.
- (j) Since then, the matter has been tabled by Council a number of times. After the December 16 Council Meeting, a meeting was held with the Planning Director when it was decided that, instead of the 20 foot lane dedication, the Planning Department would be recommending that a 66 foot wide road be created between Nelson Avenue and Miller Avenue through the subject property.
- (k) This would leave Surrey Motor Hotel Limited with a parcel of land approximately 14,600 square feet in size.
- (l) The Planning Director did indicate that the Corporation may purchase this property and use it for off-street parking purposes until the road allowance was actually required or until Miller Avenue was closed to permit full development of all the property, including that occupied by Caravan Motel.
- (m) The last request for the 66 foot road would mean that the Corporation is actually obtaining a parcel of land approximately 26,100 square feet in size.
- (n) The rear part of the Caravan Motel site is zoned residential and there is no need for a 20 ft side yard until the owners request rezoning because they own the 8 feet north of their most northerly cabins.
- (o) If the latest plan is abandoned, Council should approve

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the survey plans which have been submitted and consider the RM5 or Comprehensive Development zoning for the property in question, which is in accordance with the long range plan for the area.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN DLAIR:

"That, in order that a more proper and expeditious decision can be made in regard to the request of Surrey Motor Hotel Limited involving the dedication of a portion of its property for lane (road) purposes, the matter be referred to the Liaison with the Planning Department, Alderman H. Ladner, for discussion with the Planning Director, with it being understood that the question of inviting a principal of the Company to the meeting would be left to the discretion of Alderman Ladner.

CARRIED UNANIMOUSLY

His Worship, Mayor Prittie submitted a report advising that the Canadian Federation of Mayors and Municipalities is sponsoring the first Canadian Urban Transportation Conference in Toronto from February 9th to 12th, 1969.

He pointed out that a study group from British Columbia, under the chairmanship of Mr. A. H. Emmott, has prepared a report that will be used as one of the working papers at the Conference.

He suggested that the subject matter is of considerable significance and that one member of Council and perhaps one member of staff - preferably the Planning Director - should be authorized to attend the Conference.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN DAILLY:

"That His Worship, Mayor Prittie and Mr. A. L. Parr, Planning Director, be authorized to attend the first Canadian Urban Transportation Conference in Toronto, Ontario, between February 9th and 12th, 1969.

CARRIED

AGAINST - ALDERMAN MERCIER,  
MCLEAN AND CLARK

His Worship, Mayor Prittie, stated that, as indicated in his Address at the 1969 Inaugural Meeting, Council would be asked to review the procedures it follows when conducting business.

He suggested that members of Council should give consideration to such aspects of the matter as:

- (a) The commencement time for meetings.
- (b) The day of meetings.
- (c) The method of delivering Agendas to Council Members.
- (d) The role of the Acting Mayor and the method of appointing him.

He pointed out that, effective February 1, 1969, the Post Office would not be delivering mail on Saturdays. This, he suggested, would cause difficulties for the Clerk's Office in endeavouring to arrange for the delivery of Agendas.

His Worship also indicated that there were a number of procedural reforms relating to the legislative operation of Council that he felt should be considered.

CLERK'S NOTE:- Following this meeting, I was asked to suggest to Council that the below listed matters be also considered when dealing with the question of procedural reforms:

(1) The method of Council Liaison members reporting on matters referred to them.

(2) The method that should be followed for the handling of matters which are tabled by Council.

A suggestion was made during consideration of the subject presented by His Worship, Mayor Prittie that a Lectern be purchased for delegations appearing before Council.

The Municipal Manager mentioned that consideration was currently been given the questions of providing:

(a) A better type of seats for the public attending Council meetings.

(b) A speaking system in the Council Chambers that will allow all present to hear more clearly what is being said.

It was understood by Council that the Manager would include in the consideration being given the above two matters the question of providing a Lectern.

Alderman Ladner issued a statement ~~rebuking~~ the Burnaby Courier/ Examiner for having printed a story on January 9, 1969 relating to the recommendations of His Worship, Mayor Prittie in his Inaugural Address regarding the selection of Council members for various Boards, Committees, etc.

The following is the substance of the statement by Alderman Ladner:

(1) The implication in the newspaper article was that the recommendations mentioned were politically slanted and unfair.

This is completely unwarranted.

(2) Since reading the article, the appointments have been reviewed by him and has been unable to reconcile the allegations in the articles concerning the appointments.

It may be true, <sup>however,</sup> that some of the appointments are of greater importance than others.

Finance, Parks, Planning and Housing are considered to be four of the most important appointments and Aldermen who were endorsed by the Burnaby Voters Association were appointed to all of these.

Anyone who thought these appointments unimportant must be unknowledgeable in the extreme.

(3) He did not feel ignored, or non-plused, as was indicated in the newspaper.

(4) He saw the Agenda before the meeting and would not have seconded, made or voted for the motions he did had he not thought them proper ones.

(5) It may be that the tradition which has evolved is (that there be no consultation between the Mayor and Aldermen concerning appointments before the Inaugural Meeting) should be reviewed, but any suggestion that he or any other member of Council is "on a string pulled by the Mayor" is irresponsible.

(6) The articles are apparently intended to reflect the attitude of members of Council endorsed by the Burnaby Voters Association.

This is both inaccurate and misleading.

He has spoken to no one from the Examiner since the Inaugural Meeting, except to say that he was quite satisfied with the appointments.

The articles do not reflect his attitude and he entirely disassociate himself from them.

(7) It is his hope that Council will not proceed upon the basis of any party or group division and instead will work together for the benefit of the people of Burnaby.

There is no room for party politics, as that term is commonly used, at the Municipal level.

(8) The Examiner has indulged in inaccurate and irresponsible journalism and owes the Mayor and Council an apology.

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#### REPORT

MUNICIPAL MANAGER submitted report No. 1469 on the matters listed below as Items (1) to (18), either providing the information shown or recommending the courses of action indicated for the reasons given.

##### (1) Glue Sniffing

The Youth Officer for the Burnaby School Board apparently had a meeting with a number of people to discuss the involvement of young children in the dangerous practice of glue sniffing. The most commonly used solvent is toluene, which is found in nail polish remover.

A petition was subsequently received from 14 persons in the Kitchener school area requesting that the problem be brought to the attention of Council along with their concern that the products are so displayed in local stores that they can be easily purchased or pilfered.

The petitioners requested that the Municipality take suitable action to ensure that merchants are aware of the problem and that these merchants be required to shelve these products out of easy reach. They also felt the merchants should not be permitted to sell such products to anyone under 16 unless a note of permission from the parents is produced and filed.

The Municipal Solicitor has advised as follows on the matter:

(a) The Council has not been granted any power to deal specifically with this particular problem.

(b) Any authority would need to be found in general sections of the Municipal Act. For instance, Section 458(M) provides that Council may by by-law regulate the carrying on of business within the Municipality for the purpose of protecting the public or preventing or minimizing nuisances and misleading business practices. Perhaps it could be argued that the suggested regulations are for the protection of the public.

(c) Section 634 (1) (a) of the Act provides that, subject to the Health Act, the Council may by by-law regulate persons, their premises and their activities to further the care, protection, promotion and preservation of the health of the inhabitants of the Municipality.

(d) If regulations can validly be enacted, there may be some problems. For example, what is meant by placing nail polish remover "out of easy reach"? In a self-service store, there will be much objection to such a requirement. Also, would the requirement of forbidding the sale of nail polish remover to anyone under the age of 16 be effective? There is a Federal statute known as the Tobacco Restraint Act which is still in force and which makes it an offence to directly or indirectly sell, give, or furnish to a person under 16 any cigarettes or cigarette papers whether for his own use or not. This statute does not seem to have been sufficient to prevent those under 16 from obtaining cigarettes.

(e) I am not convinced that glue sniffing is such a widespread problem that it requires special legislation by Council.

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN CLARK:  
"That Council, in concert with possibly the Chamber of Commerce and the Licence Department, send retailers a letter of information in order that they may be aware of the problem of glue sniffing ; and further, these retailers be asked to exert pressure on the manufacturers of products containing the agent in glue which causes the problem (toluene) and attempt to have these manufacturers substitute that product with another that has no serious effect when breathed.

IN FAVOUR - ALDERMEN MCLEAN  
AND CLARK

AGAINST - MAYOR PRITTIE,  
ALDERMEN CLAIR,  
MERCIER, DRUMMOND,  
HERD AND LADNER  
AND DAILY

MOTION LOST

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN DRUMMOND:  
"That the Liaison with the Justice Department, Alderman D.M. Herd, consider the matter of creating a special citizens committee to deal with the question of glue sniffing and other youth problems and, when he reports his conclusions on the matter of establishing the committee, the substance of the motion that was just defeated be returned to Council for reconsideration.

CARRIED UNANIMOUSLY



(2) Sidewalks - Eglinton Street  
SUBDIVISION REFERENCE #16/68

On September 23, 1968, the Council approved a cost-sharing arrangement for the construction of concrete curb sidewalks 5' wide on Moreland Drive and on Monarch Street.

The contractor (Arthon Construction Limited) constructing the north half of Eglinton Street, which is part of the same subdivision that created the other two streets, has now proposed the same type of sidewalk treatment for a distance of 295' on the north side of Eglinton Street.

It was being recommended that the Corporation contribute \$355.00 toward the construction of such a facility, which is at the rate of \$1.20 per lineal foot for the 295' mentioned.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN MERCIER:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(3) Easement Cancellations - Lots 2 and 3, Block 11  
D.L. 96, Plan 4220

Because a storm sewer in an easement over the above described property has been abandoned, it was being recommended that the easement itself be cancelled and that authority be granted to execute the necessary documents.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(4) Cumberland Community Hall

The Parks and Recreation Commission has received a report on the condition of the above building.

The Commission has decided that the expenditure which would be required to acceptably recondition the building could not be justified and therefore was requesting Council to discontinue the use of the building as soon as possible.

The impact of this action on the activities of the Ratepayers Association in the area is of concern to the Commission. It has directed that all possible assistance be rendered to the Association in relocating its activities to several schools in the area.

By way of background information, the Cumberland Community Hall was built some time in the 1920's on park land.

Though the Corporation's files do not contain a lease of the site to the Ratepayers Association, a letter written in 1957 makes reference to a leasing arrangement.

In view of that, the matter could likely be resolved by Council authorizing the serving of a notice to vacate the building.

His Worship, Mayor Prittie stated that he had discussed the matter with the Secretary-Treasurer of the South-East Burnaby Ratepayers Association and, because she accepted the situation respecting the condition of the Cumberland Community Hall, the Association will be informing all those who rent

the building through the Association that this practice would need to cease because the building can no longer be used.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN BLAIR:  
"That Authority be granted to demolish the Cumberland Community Hall, with it being understood that the Parks and Recreation Commission will render all possible assistance to the South-East Burnaby Ratepayers Association in relocating its activities to other appropriate buildings in the area."

CARRIED UNANIMOUSLY

(5) Contract - Generating Units for the Capitol Hill Pumping Station

Delivery date for the supply of diesel generating units for the Capitol Hill Pumping Station was November 30, 1968. The Contractors, Simson Maxwell Limited, notified Burnaby that they would be unable to meet this date because of difficulties in receiving components from suppliers.

It is now expected that the units will not be tested, delivered and ready for use until the week of January 13, 1969.

The Contract with Simson-Maxwell Limited provides for a payment of \$10.00 per day liquidated damages on failure to deliver. December 15, 1968 was the earliest possible date the pumping station would have been ready for the installation of the generating units so the effective date of the penalty clause has been determined to be that date.

The contract contains a clause permitting the Company to apply for an extension, which the Company has done.

It was being recommended that the Contract with Simson-Maxwell Limited be extended to January 13, 1969, with the liquidated damages of \$10.00 per day being payable for every day beyond December 15, 1968.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN HERD:  
"That the recommendation of the Manager be adopted.

CARRIED UNANIMOUSLY

(6) Public Housing Site FP-1F (15th Avenue)

The Council has authorized the execution of an agreement between the Federal Government, the Provincial Government and the Municipality respecting the above housing project.

The Council was made aware that the land price of \$1,742.00 was for serviced land and it would be necessary to make some arrangement respecting the local improvement charges on this land.

The partnership agreed to purchase Lot 57, D.L. 53, Plan 33863, from the Corporation at a mutually acceptable price - \$156,780.00 for the entire site. The basis for the calculation included servicing costs, some of which were incurred as local improvements. The specific type of work was concrete curb and gutter and pavement to a width of 44 feet. A frontage tax of \$8,628.32 will apply against Lot 57 for each of the years 1969 to 1984 inclusive.

Section 304 of the Municipal Act requires that all monies received from the sale of tax sale properties be deposited in the Tax Sale Monies Reserve. This Section outlines a number of expenditures that may be made from this reserve but the payment of Local Improvement charges, or the commutation thereof, is not one of them.

Since the partnership is already paying the cash cost of the services, it cannot be expected to pay for them again by means of Local Improvement charges.

Because it was necessary to find some way to delete the Local Improvement charge against Lot 57, a discussion was held with the Deputy Inspector of Municipalities. He suggested that Council petition the Provincial Government to give it special powers pursuant to Section 217 of the Municipal Act to delete the \$8,628.32 levied against Lot 57 from the Tax Roll and charge this amount to the Municipality at large.

The sale price of the land will be placed in reserve to be used in the future for some capital purpose and the Local Improvement against Lot 57 will be paid annually from the general revenue of the Municipality.

It was being recommended that Council petition the Province of British Columbia for power to delete the Local Improvement charge in the amount of \$8,628.32 annually in the years 1969 to 1984 inclusive against Lot 57, D.L. 53, Plan 33863 from the Municipality's Tax Rolls, and that the charges so deleted be transferred against the general Municipal budget.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN MERCIER:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN MCLEAN:  
"That Item 18 of the Municipal Manager's Report, which deals with the subject of Day Care Centers, be brought forward and Mr. Macht, who submitted a letter to Council earlier this evening, be allowed to speak on the subject."

CARRIED UNANIMOUSLY

(18) Day Care Centers

Mr. Macht has been notified by the Engineering Department that, in compliance with Section 15 of the Water Works Regulation By-law, he would need to install a water meter to his property at 101 South Hythe Avenue.

A similar notice was sent to all Day Care Centers in Burnaby which are subject to Business Tax. This Tax is applicable where five or more children are accommodated for Day Care and the operation is not a non-profit one.

There are eight such centers in the Municipality

Because of changes in legislation, a previous exemption for Kindergartens or Day Care centers had to be rescinded and the eight just mentioned are liable for Business Tax in 1969.

This is what brings the Centers within the aforementioned Section 15 of the Water Works Regulation By-law, which gives the Engineer discretion in requiring water meters, among other services, on any service used for commercial or industrial purposes.

The Municipal Manager is concerned about the full impact of commercial application on the few private day care centers.

In addition to the water meter situation, there is the question of garbage collection. Out of some 40 kindergartens in possession of Welfare Licences, only these few (8) are affected.

It was being recommended that Council defer action for a further report.

Mr. Macht then spoke and explained why he felt it was unfair for the Municipality to not only install a water meter on his property but charge commercial rates for the garbage collection service. In that regard, Mr. Macht stated that:

(a) He only has a normal bathroom (i.e. sink, toilet and bathtub) and uses no more water than a normal family.

(b) The only refuse deposited by those accommodated at the Day Care Center on his property is unused paper and paper products.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN MERCIER:  
"That action on the matters of requiring water meters and levying commercial garbage rates for Day Care Centers be deferred to permit a review of the policies."

CARRIED UNANIMOUSLY

(7) Ingleton Avenue North of Canada Way

Waterman Holdings Limited own Lots 7 to 10 inclusive, Block 45, D.L. 69, Plan 1321, which are located on the north side of Canada Way west of Ingleton Avenue.

The Company wishes to extend its development but does not have sufficient space to do so without acquiring additional land for parking purposes.

The unopened portion of Ingleton Avenue adjacent to Lot 7 can be abandoned. Half of this allowance could be consolidated with the Lot 7 mentioned and the balance could be consolidated with Lot 12, which is park land.

The Land Agent considers the value of the portion to be consolidated with Lot 7 to be \$5,000.00. It was being recommended that:

(a) The portion of Ingleton Avenue between the afore described Lots 7 and 12 be abandoned.

(b) The west half of the abandoned allowance be placed in a sale position, subject to consolidation with Lot 7 and a minimum price of \$5,000.00.

(c) The east half of the abandoned allowance be retained for park purposes.

(d) The Corporation retain an easement, for sanitary sewer purposes, 10 feet by 15 feet over the north westerly corner of the portion to be sold and consolidated with Lot 7.

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MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN MERCIER:  
"That action on the recommendations in the report of the Manager be deferred and he submit a further report indicating the merits of leasing the road allowance in question instead of selling it; and further, he give consideration to the question of also abandoning that part of Ingleton Avenue North of the subject portion up to Norfolk Street."

CARRIED UNANIMOUSLY

HIS WORSHIP MAYOR PRITTE DECLARED A RECESS AT 9:00 PM

THE COMMITTEE RECONVENED AT 9:00 PM

(8) East Durnaby

Mr. Thomas K. Fisher, Barrister and Solicitor, appeared before Council on October 28, 1968 to present a petition on behalf of a committee of property owners in the Municipality signifying their desire to secede from the Municipality and amalgamate with the City of New Westminster. The petition purports to have 3,200 signatures.

The heading of the petition read:

"The undersigned property owners of East Durnaby in the area bounded by Edmonds from the North Arm of the Fraser River to Brunette Creek on the West, to the boundaries of the City of New Westminster on the East, wish to amalgamate with the City of New Westminster."

The Council referred this submission for a full report on the legal and financial ramifications of the proposal, and to determine the position which has been taken so far by the City of New Westminster in connection with the matter, so that Council can evaluate the merits of placing a referendum to its citizens on the proposed secession.

The subject was discussed with the Chief Administrator for the City and it was learned that the only action taken by the City to date has been to receive the petition.

The legalities were checked by the Chief Administrator and his Council was advised to suggest that the petitioners present their request to the Durnaby Council.

New Westminster has made no commitment whatever to the Petitioners.

Any significant examination of the financial ramifications of losing the subject part of Durnaby would be very time consuming.

It has been possible to provide certain basic information, other than financial, which is indicated below:

(a) The proposed secession area involves some 3,426 acres, representing about 13.8% of the total area of the municipality.

(b) The predominant land use is residential. Large blocks of vacant land, many of which are Corporation-owned, are in the Western portion of the area which extends from the 19th-20th Street Diversion to Marine Drive and beyond into the Big Bend Area.

Industrial development has recurred along the D.C. Hydro and Power Authority Rail Line and the 19th-20th Diversion while Commercial development has occurred around the Edmonds-Kingsway Intersection and along these two streets and 6th Street.

(c) The estimated population of the area at June 1st, 1968 was approximately 15,000, or about 12.6% of the total population of Burnaby.

At the same date it was estimated that the area contained 459 apartment units plus 3,955 single and 2-Family units, which represent approximately 12.0% of the total for the Municipality.

(d) The area contains six elementary schools and two junior high schools. The catchment areas of many of these, particularly the junior high schools (Cariboo Hill and Edmonds) extend well beyond the boundaries of the proposed secession area.

The Municipal Solicitor has given the following opinion:

"The only way in which a part of the area of one municipality may be added to an adjacent municipality is by using the powers set out in section 25 of the Municipal Act. This Section makes it abundantly clear that this may only be done by the Lieutenant-Governor in Council after receipt of petitions from the Councils of each of the two adjoining municipalities.

Unless the Burnaby Council wishes to act on the Petition and endorse it by forwarding the submission to the Lieutenant-Governor in Council with a similar petition from the New Westminster Council, the change in boundaries cannot be effected.

If the Burnaby Council wishes to take no action on the petition, it need not do so."

Since Council has the right of refusal to take action on the petition, the Municipal Manager was recommending that this decision be made first.

If Council decides to examine the petition favourably, the financial implications and other ramifications will be examined and reported upon.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:

"That no action be taken at this time on the request from a number of property owners in the municipality to secede and amalgamate with the City of New Westminster, with it being understood that the matter will be returned for further consideration when deliberations are held on the question of Burnaby amalgamating with the City of Vancouver.

CARRIED

AGAINST - ALDERMAN DRUMMOND  
AND CLARK

(9) Tax Rates

From time to time, the Council has approved rebates of penalties and interest on taxes owing by Veterans of World Wars I and II and the Korean War, or their widows, pursuant to Section 411 of the Municipal Act.

At the end of each year, it is necessary for Council to pass a By-law to formalize its actions.

This By-law appears on the Agenda this evening.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN LADNER:  
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(10) 1969 Assessment Roll

In view of the number of questions that have been received from property owners regarding the 1969 Assessments, His Worship the Mayor has decided that it would be useful to have the Municipal Assessor present a written explanation of the factors influencing these assessments.

The Assessor has prepared a report, which is being submitted herewith, and will be present this evening to answer any question which may be raised.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN LADNER:  
"That the reports from the Manager and Assessor be received."

CARRIED UNANIMOUSLY

With the leave of the Chair, the Municipal Assessor, Mr. N.J. Goode, made the following statements:

(a) Great difficulty is experienced in endeavouring to keep up to date in assessing property and buildings.

(b) If present trends continue, it would likely be necessary to increase assessments next year.

(c) Some thought had been given to the use of data processing equipment but this has been discarded because of the problems which would be encountered.

(d) A land sale analysis system is what is required to more effectively establish assessments.

(e) It is quite difficult to precisely define areas of the municipality where uniform increases should be applied.

During the discussion on the foregoing matter, Alderman Dailly suggested that industrial and commercial properties plus those occupied by expensive homes should be required to pay higher taxes than ordinary residential properties. He added that the municipality should obtain legislation which will allow Council to provide this type of arrangement.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN BLAIR:  
"That the information conveyed this evening by the Municipal Assessor be received."

CARRIED UNANIMOUSLY

(11) Part of Lot 10, D.L. 135, Plan 3234  
SUBDIVISION REFERENCE #201/68

The above property is located on Sherlock Avenue and an application has been made to subdivide a lot measuring 52½ feet by 122 feet from the parcel.

This would mean that the remainder of the parcel would not conform with the requirements/Section 712(1) of the Municipal Act in that it would not have a frontage of less than 10% of its perimeter.

It was therefore being recommended that Council waive the requirements of Section 712 (1) of the Municipal Act in respect of the subdivision in question in order to exempt the subdivider from being required to provide the amount of land prescribed by that sub-section for highway purposes.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:

"That the owner of Part of Lot 10, D.L. 135, Plan 3234 be exempted from the provisions of Section 712 of the Municipal Act, R.S.D.C. 1960, Chapter 255 in respect of a subdivision of the property described, as shown on a survey plan prepared by Kenneth K. Wong, D.C. Land Surveyor, and sworn the 23rd day of December, 1968."

CARRIED UNANIMOUSLY

(12) Lower Mainland Regional Planning Board and Regional Districts

An Order-in-Council which provides for:

- (a) The orderly dissolution of the Lower Mainland Regional Planning Board.
- (b) The transfer of the duties and responsibilities of the Board to Regional Districts.
- (c) The continuity of the planning programmes currently underway.

has been received.

The following are the particulars of the Order-in-Council:

(1) The Lower Mainland Regional Planning Board and the Lower Mainland Regional Planning Area, as declared by the Minister of Municipal Affairs on June 21, 1949, are dissolved effective March 31, 1969.

(2) The provisions of the Municipal Act with respect to membership on the Board does not apply after December 31, 1968.

(3) The present members of the executive committee of the Board now have all powers of the Board during the period between January 1, 1969 and March 31, 1969.

(4) In addition, the executive committee shall have the power to:

(a) Assign any contract of employment or any contract for planning services to any one of the four regional districts or to any one of the four Regional Districts or to a municipality which is a member of the board.

(b) Without limiting the foregoing, to do such other things as are necessary to conclude the affairs of the Board.

(c) Requisition on the same basis as formerly, from the member municipalities of the Board, such sums of money as are required to meet the costs of the Board during the transition period.



Any matters not so dealt with shall be concluded by the Greater Vancouver Regional District as Trustee for the member municipalities represented by the four Regional Boards.

(5) A Lower Mainland Planning Review Panel is established, which consists of the Chairman and one other Director of each of the Regional Districts assisted by the Senior Planning Officer of each such Regional District or such other official as the Regional Board may appoint.

(6) The Review Panels must deal with any proposed amendment to the Official Regional Plan before such amendment or alteration is made to the Plan.

(7) The Panel may determine its own procedures and shall select a chairman from amongst its members.

(8) Costs incidental to the Review Panel shall be apportioned amongst the Regional Districts on the basis of the population of each such District.

Supplementary Letters Patent make the provisions of Sections 795 to 798D inclusive of the Municipal Act apply to the four Regional Districts and make regional planning a function of each Regional District.

That portion of the official regional plan applicable to each regional district shall be the official regional plan for that District.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:  
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(13) Estimates

It was being recommended that a report of the Municipal Engineer covering special estimates of work in the total amount of \$53,400.00 be approved.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN DLAIR:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(14) Monthly Report of Building Department

A report of the Chief Building Inspector covering the operations of his Department for the period between December 2 and 31, 1968 was being submitted.

(15) Monthly Report of R.C.M.P.

A report of the R.C.M.P. covering policing activities in the Municipality during the month of December, 1968 was being submitted.

MOVED BY ALDERMAN DLAIR, SECONDED BY ALDERMAN HERD:  
"That the above two reports be received."

CARRIED UNANIMOUSLY

(16) Miscellaneous Rezoning Applications

Reports from the Planning Department on the following applications to rezone properties were being submitted:

(1) Reference RZ #107/68

Lot 1  $\frac{1}{2}$  and Lot 2, Block 42 and 43, D.L.'s 151/3, Plan 1566

(Located on the South-East corner of Telford Avenue and Beresford Street)

The Planning Department recommended that the application to rezone the above described properties to Multiple Family Residential District Three (RM3), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The submission of a suitable plan of development.
- (b) The consolidation of the two lots into one site.
- (c) The submission of an undertaking to remove all existing improvements within six months of the rezoning being effected.

(2) Reference RZ #110/68

Lots 12, 13 and 14, Block 2, D.L. 95, Plan 1796

(Located on the North-East corner of Arcola Street and Hall Avenue)

The Planning Department recommended that the application to rezone the above described properties to Multiple Family Residential District Three (RM3), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The deposit of monies to cover the cost of providing a storm sewer on Arcola Street.
- (b) The consolidation of the properties into one site.
- (c) The submission of a suitable plan of development.
- (d) The submission of an undertaking to remove all existing improvements within six months of the rezoning being effected.

(3) Reference RZ #111/68

Lots 2, 3, 4 and 5, and 26 to 29, Block 42, D.L. 30, Plan 3036; W52' of Lot "F", Block 42, D.L. 30, Plan 11519

(These properties form a through site between 19th Avenue and Edmonds Street 331 feet West of Humphries Avenue)

The Planning Department recommended that the application to rezone the above described properties to Multiple Family Residential District Three (RM3), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The purchase of Lots 5 and 28 from the Corporation for inclusion in the site.

- (b) The consolidation of all the properties into one site.
- (c) The submission of a suitable plan of development.
- (d) The deposit of monies to cover the cost of providing storm sewer services on 19th Avenue to serve the proposed site.
- (e) The submission of an undertaking to remove all existing improvements from the site within six months of the date of rezoning.

(4) Reference RZ #116/68

Lot 3 except Plan 6177 except Parcel "C", Ref. Plan 10610 except part on plan with by-law 30078, D.L. 97, Plan 824

(Located on the North-East corner of Kingsway and Waltham Avenue)

The Planning Department recommended that the application to rezone the above described property to Multiple Family Residential District Three (RM3), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The submission of an undertaking to remove all existing improvements within six months of rezoning.
- (b) The dedication of the East 20 feet of the property from Imperial Street on the North to a point approximately 270' South of Imperial Street for lane purposes.
- (c) The deposit of monies to cover the cost of constructing and paving the above described lane.
- (d) The submission of a suitable plan of development.

(5) Reference RZ #122/68

Parcel "A", Explanatory Plan 10410, Block 6, S.D. 15 and 16, D.L. 74S $\frac{1}{2}$ , Plan 1380

(Located on the North side of Canada Way 165 feet West of Dundonald Avenue)

The Planning Department recommended that the application to rezone the above described property to Tourist Commercial District (C5), not be approved because the current zoning is appropriate inasmuch as the character of the area in which the property is located is predominantly residential.

(6) Reference RZ #123/68

Lots 1 and 2, except part on By-law 30078, S.D. "C", Blocks 2 and 3, D.L. 96N, Plan 1349

(Located between Balmoral Street and Kingsway on the East side of Colborne Avenue)

The Planning Department recommended that the rezoning of the North 20 feet of the above described properties to Residential District Five (R5) and the remainder of the site to Service Commercial District (C4), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The submission of a plan of development showing the suitable landscaping of the North 20 feet of the site, with screening 20 feet South of the North boundary extending the full width of the site.
- (b) No access to the site be taken from Balmoral Street.
- (c) The submission of an undertaking to remove all existing structures within six months of rezoning.
- (d) The consolidation of the two lots into one property.

(7) Reference RZ #125/68

lots 11 to 14 inclusive, Block 49, D.L.'s 151/3, Plan 1936

(Located on the North-West corner of Imperial Street and McKay Avenue)

The Planning Department recommended that the application to rezone the above described properties to Multiple Family Residential District Three (RM3), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The North 5.7 feet of the property be dedicated for lane purposes.
- (b) The North-South lane to the West of the property be cancelled and consolidated with the proposed site.
- (c) The four parcels be consolidated into one site.
- (d) A suitable plan of development for the properties be submitted.
- (e) A sum be deposited to cover the cost of constructing and paving the East-West lane to municipal standards.
- (f) An undertaking be given that all existing structures on the property will be removed within six months of the rezoning being completed.

(8) Reference RZ #92/68

Lot 1 N 70 ft., Lot 1 S 50 ft., Lot 2N½, Lot 4N½, Lot 5N½, all of Block 34, D.L. 34, Plan 1355

(Located at the South-East corner of Barker Avenue and Sardis Street)

The Planning Department recommended that the application to rezone the above described properties to Multiple Family Residential District Three (RM3), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The five lots be consolidated into one site.
- (b) An undertaking be given that all existing structures on the property will be removed within six months of the rezoning being completed.
- (c) A suitable plan of development for the property be submitted reflecting the continued residential use of land North of Sardis Street.

(9) Reference RZ #115/68

Lots 1 and 2, Block 1, D.L.'s 121/187, Plan 1354

(Located at the South-East corner of Gilmore Avenue and Pandora Street)

The Planning Department recommended that the application to rezone the above described properties to Multiple Family Residential District Three (RM3) or General Commercial District (C3), not be approved because the subject properties are located outside of any proposed commercial or apartment areas.

(10) Reference RZ #103/68

- (a) Parcel "H", Expl. Plan 12417 of Lot 8, D.L. 4, Plan 845
- (b) Lot 54, D.L. 4, Plan 31308

(Located on the South side of Cameron Street approximately 175 feet East of Erickson Drive)

The Planning Department recommended that the application to rezone the above described properties to General Commercial District (C3) be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The use of the site for the purpose originally indicated when consideration was being given the rezoning of adjacent lands be confirmed by the submission of a suitable plan of development.
- (b) The subject properties be consolidated with Lot 55, Reference Plan 7895, D.L. 4, Plan 31308 and Lot 51, D.L. 4, Plan 31308.
- (c) An undertaking be given that all existing structures on the property will be removed within six months of the rezoning being effected.

(11) Reference RZ #120/68

Lots 37 to 41 inclusive, D.L. 4, Plan 24746

(Located on the South-East corner of Cameron Street and Bell Avenue)

The Planning Department recommended that the application to rezone the above described properties to Multiple Family Residential District Three (RM3), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The five lots be consolidated into one site.
- (b) A suitable plan of development for the properties be submitted.
- (c) An undertaking be given that all existing structures on the property will be removed within six months of the rezoning being completed.
- (d) Adequate storm drainage facilities be provided.

Jan/13/1969

(12) Reference RZ #127/68

Lots 13 to 15 inclusive, Block 8, D.L.'s 151/3, Plan 2155

(Located on the South-East corner of Kingsway and Olive Avenue)

The Planning Department recommended that the application to rezone the above described properties to General Commercial District (C3), not be approved because the property in question is designated for future high-density apartment use and this is considered appropriate for the site.

(13) Reference RZ #117/68

Lot 3, Block 1, 2 and 24 pt., D.L. 6, Plan 4155

Reference RZ #118/68

Lot 4 except Ref. Plan 33125, Block 1, D.L. 6, Plan 4155

Reference RZ #119/68

Lot 10, Block 2, D.L. 6, Plan 4155

(The properties front on North Road and Sullivan Street in the block between Cameron Street and Sullivan Street)

The Planning Department recommended that the applications to rezone the above described properties to Multiple Family Residential District Three (RM3), not be approved because the allowing of an extension of the apartment development to the South into the area where these properties are located is considered premature.

(14) Reference RZ #129/68

Lot 1 except W. 221 feet, Blocks 1/2 and 24, D.L. 6, Plan 4155

(Located on the South-West corner of North Road and Sullivan Street)

Reference RZ #130/68

Lot 5 except W. 82 feet, Blocks 1/2 and 25, D.L. 6, Plan 4155

(Located on the North-West corner of Cameron Street and North Road)

The Planning Department recommended that the applications to rezone the above described properties to Service Commercial District (C4), not be approved because of the policy to await more complete development of land to the South of Cameron Street before considering any redevelopment of the area to the North.

(15) Reference RZ #114/68

Lot 3 except Parcel "A", Expl. Plan 12790, Block 17, D.L. 29, Plan 9850

(Located on the North side of 12th Avenue, 173 feet East of Kingsway)

The Planning Department recommended that the rezoning of the above described property to Multiple Family Residential District One (RM1), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) A suitable plan of development for the property be submitted.
- (b) The East 10 feet of the property be dedicated for lane purposes.
- (c) A sum be deposited to cover the cost of constructing the North-South lane to the East of the property to a paved standard.
- (d) An undertaking be given that all existing structures on the property will be removed within six months of the rezoning being effected.

(16) Reference RZ #126/68

- (a) Lot 1, Exc. Part on filing 65298, Block 25, D.L. 152, Pl. 2000
- (b) Lot 2, Exc. Parcel "C", Expl. Pl. 9064, Blk. 25, D.L. 152, Pl. 2000
- (c) Lot "C", Expl. Pl. 9064, Blk. 25, D.L.'s 151/3, Plan 20-0
- (d) Lot "A", Blk. 25, D.L. 151/3, Plan 2000

(Located on the South corner of Nelson and Lily Avenues)

The Planning Department recommended that the application to rezone the above described properties to Multiple Family Residential District Three (RM3), not be approved because the area in which the lots are located is considered suitable for a more comprehensive redevelopment compatible with the commercial core evolving from the Simpsons-Sears centre.

(17) Reference RZ #132/68

Lot 1, Block 3, D.L. 127 E $\frac{1}{2}$ , Plan 1342

(Located on the South-East corner of Hastings Street and Ellesmere Avenue)

The Planning Department indicated that the Corporation has begun negotiations to acquire the North 20 feet of this property for the widening of Hastings Street and this acquisition will result in the destruction of some of the building on the property. The Department added that, as a part of the negotiations, consideration has been given the matter of allowing the owner-applicant to rebuild similar accommodation. This, it was pointed out, is not possible under the existing C2 zoning designation because this category does not permit living quarters.

The Planning Department suggested that the following two alternatives were possible:

- (a) rezone the property to C1 to allow a dual commercial-residential use.

This would restrict the size of the development because the yard requirements are greater in the C1 zoning.

The Board of Variance could conceivably become involved in this problem.

- (b) maintain the existing C2 zoning. If this was done, the Council would need to decide whether or not it is prepared to accept the proposed development without complying with all requirements of the Zoning By-law.

If Council agreed with this approach, the Board of Variance could be asked to consider the appeal.

(18) Reference RZ #1/69

Lot 6, Block 7, D.L.'s 116/186, Plan 1236

(Located on the South side of Albert Street 200 feet West of Ingleton Avenue)

The Planning Department recommended that the application to rezone the above described property to Multiple Family Residential District Three (RM3), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The subject property be consolidated with Lots 7 to 9 Inclusive, Block 7, D.L.'s 116/186, Plan 1236
- (b) A suitable plan of development for the property be submitted.
- (c) An undertaking be given that all existing structures on the property will be removed within six months of the rezoning being effected.

(19) Reference RZ #T33/68

Lot "A" North 132 feet and Lot 3, S.D. 25, Blocks 1 and 3, D.L. 95N, Plan 4901

(Located on the South-East corner of the Kingway and Salisbury Intersection)

The Planning Department recommended that the rezoning of the above described properties to Service Commercial District (C4) be approved for further consideration.

(20) Reference RZ #128/68

Lots 1 to 5 inclusive and Lots 17 to 20 Inclusive, Block 6, D.L.'s 116/186, Plan 1236

(Located between Hastings Street and Albert Street on the East side of Ingleton Avenue)

The Planning Department recommended that the application to rezone the above described properties to Comprehensive Development (CD), be approved for further consideration and, as prerequisite to the rezoning being effected, the following be undertaken:

- (a) The submission of a suitable comprehensive plan of development for the site.
- (b) The cancellation of that portion of the East-West lane separating the Lots 1 to 4 from the Lots 17 to 20 described in caption.
- (c) The consolidation of all the properties, plus the part of the lane mentioned in (b) above, into one site.
- (d) The dedication of the East 20 feet of Lot 5 for lane purposes.
- (e) The depositing of a sum with the Corporation to cover the cost of constructing the lane referred to under (d) above to a paved standard.
- (f) The submission of an undertaking to remove all existing improvements from the total site within six months of rezoning being completed.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN DRUMMOND:

"That the rezoning of the property covered by Item 6 (Reference RZ #123/68) to Service Commercial District (C4) be approved for further consideration and the prerequisites recommended by the Planning Department in its report be established in connection with this rezoning proposal."



MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:  
"That the recommendations of the Planning Department covering items 1,2,3,4,6,7,8,10,11,15,18,19 and 20, with the one covering item 6 being amended in accordance with the last motion, be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN McLEAN:  
"That the meeting extend beyond the hour of 10:00 p.m. "

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN McLEAN:  
"That the recommendation of the Planning Department covering item 5 be adopted."

CARRIED

AGAINST -- ALDERMEN HERD AND CLARK

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN DRUMMOND:  
"That the reports of the Planning Department covering items 9, 12, 13, 14, 16 and 17 be tabled."

IN FAVOUR -- ALDERMEN DAILLY, DRUMMOND

AGAINST -- ALDERMEN HERD, BLAIR, CLARK, LADNER, McLEAN AND MERCIER

MOTION LOST

MOVED BY ALDERMAN McLEAN, SECONDED BY ALDERMAN MERCIER:  
"That the recommendation of the Planning Department covering item 9 be adopted."  
ALDERMAN LADNER LEFT THE MEETING.

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN HERD:  
"That the recommendation of the Planning Department covering item 12 be adopted."

CARRIED

AGAINST -- ALDERMEN CLARK, McLEAN AND DRUMMOND

ALDERMAN LADNER RETURNED TO THE MEETING.

ALDERMAN DAILLY LEFT THE MEETING.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN McLEAN:  
"That the recommendations of the Planning Department covering items 13 and 14 be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN BLAIR:  
"That the recommendation of the Planning Department covering item 16 be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN McLEAN , SECONDED BY ALDERMAN HERD:  
"That the rezoning of the property covered by Item 17 to Neighbourhood Commercial District (C1) be approved for further consideration."

CARRIED UNANIMOUSLY

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(17) Proposed Office and Maintenance Base for Transwest Helicopters on Lot 4, S.D. "B", Block 1, D.L. 75, Plan 4147

Transwest Helicopters has submitted plans for a proposed Office and Maintenance Base for its helicopters on the captioned property, which is located on the North side of Norland Avenue about 500 feet East of Douglas Road. The property has dimensions of 100 feet on Norland Avenue, 147 feet along the rear property line, 432 feet along the Westerly line and 500 feet along the Easterly line. The area is 1.377 acres.

The Department of Transport has supplied a plan showing the flight paths the Department would be prepared to approve. No approach is provided from the West. The suggested North approach is from Barnet over the Burnaby Mountain Centennial Park and joins the East approach near the "Colleen-Chutter" area. This proposed East approach is where Brunette Creek crosses North Road and proceeds in a direct line to the site.

The Planning Department has examined the plans for compliance with the Zoning By-law and indicates that, with some minor revisions to the parking and landscaping regulations, the plans are in order.

The Department of Transport is not prepared to issue any approval until the Council approve the flight path.

The Planning and Building Departments have discussed possible building height restrictions which would result through the flight paths and have determined that, with the 1000 foot minimum height for the various flight paths and the fact the area required for vertical descent could be contained within close proximity of the site itself, there would be little or no restriction on future building in the area.

The Planning Department is of the opinion that the proposed development is acceptable and recommends that the proposal of Transwest Helicopters be placed before Council.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN LADNER:  
"That the report of the Manager be tabled until the January 20th Council Meeting in order to allow for the production of a plan of the proposal and for an answer to the question of whether the base is to be a repair shop or whether it will provide shuttle service."

CARRIED UNANIMOUSLY

(18) Day Care Centers

(This Item was dealt with previously in the meeting)

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That the Committee now rise and report."

THE COUNCIL RECONVENED.

CARRIED UNANIMOUSLY

ALDERMAN McLEAN LEFT THE MEETING.

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

\* CARRIED UNANIMOUSLY

B Y - L A W S

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That leave be given to introduce "BURNABY ZONING BY-LAW 1965,  
AMENDMENT BY-LAW NO. 83, 1968" #5467 and that it now be read a  
First Time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That the By-law be now read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That the Council do now resolve into a Committee of the Whole to  
consider and report on the By-law."

CARRIED UNANIMOUSLY

This By-law provides for the following rezoning:

Reference RZ #31/68

FROM RESIDENTIAL DISTRICT FIVE (R5) TO MULTIPLE FAMILY RESIDENTIAL  
DISTRICT TWO (RM2)

Lot 10, Block 18, D.L. 29, Plan 10745

(7469 - 13th Avenue -- Located on the Northerly side of  
13th Avenue from a point 150 feet Westerly from Mary Avenue  
Westerly a distance of 50 feet)

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That the Committee do now rise and report progress on the By-law."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

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

CARRIED UNANIMOUSLY

\*

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That leave be given to introduce:  
"BURNABY TAX ABATEMENT BY-LAW 1969" #5469  
"BURNABY ROAD ACQUISITION BY-LAW NO. 1, 1969" #5470  
and that they now be read a First Time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That the By-laws be now read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That the Council do now resolve into a Committee of the Whole to consider and report on the By-laws."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That the Committee do now rise and report the By-laws complete."

THE COUNCIL RECONVENED. CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN BLAIR:  
"That:  
"BURNABY TAX ABATEMENT BY-LAW 1969"  
"BURNABY ROAD ACQUISITION BY-LAW NO. 1, 1969"  
be now read a Third Time."

CARRIED UNANIMOUSLY

\*

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN McLEAN:  
"That the Council do now resolve into a Committee of the Whole to consider and report on:  
"BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 3, 1968" #5291  
"BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 52, 1968" #5394  
"BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 79, 1968" #5450

CARRIED UNANIMOUSLY

BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 3, 1968 provides for the following rezoning:

Reference RZ #17/68

FROM RESIDENTIAL DISTRICT FOUR (R4) TO MULTIPLE FAMILY RESIDENTIAL DISTRICT THREE (RM3)

Lots 2/3 except South 15 feet, Block "P", D.L. 127 W3/4, Plan 1254

(5220 and 5232 Hastings Street - Located on the South side of Hastings Street from a point 83 feet East of Springer Avenue Eastward a distance of 186 feet)

Deputy Municipal Clerk stated that the prerequisites established by Council in connection with this rezoning proposal are in the process of being satisfied.

BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 52, 1968" provides for the following rezoning:

Reference RZ #33/68

FROM RESIDENTIAL DISTRICT FIVE (R5) AND SERVICE COMMERCIAL DISTRICT (C4) TO COMMUNITY COMMERCIAL DISTRICT (C2)

(a) Lot 8, Block 6, D.L. 29, Plan 3035

(b) Lots 9, 10 and 11, Ex. E. 16½ feet, Block 6, D.L. 29, Plan 3035

(Vacant - Located on the South-West corner of 12th Avenue and Kingsway)

Deputy Municipal Clerk stated that the prerequisites established by Council in connection with this rezoning proposal have now been satisfied.

BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 79, 1968 provides for the following rezoning :

Reference RZ #45/68

FROM SPECIAL INDUSTRIAL DISTRICT (M4)  
TO COMMUNITY COMMERCIAL DISTRICT (C2)

Lot "C" except Parcel 1, Ref. Plan 5269, Block 19, D.L. 97, Plan 3412

(7239 - 7285 Gilley Avenue and 7244/7260 Randolph Avenue -- Located on the North side of Beresford Street between Gilley Avenue and Randolph Avenue, having an area of 1.65 acres)

Deputy Municipal Clerk stated that the prerequisites established by Council in connection with this rezoning proposal have now been satisfied.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN McLEAN:  
That the Committee do now rise and report the By-law complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN McLEAN:

"That:  
"BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 3, 1968"  
"BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 52, 1968"  
"BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 79, 1968"  
be now read a Third Time."

CARRIED UNANIMOUSLY

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MOVED BY ALDERMAN McLEAN, SECONDED BY ALDERMAN HERD:

"That:  
"BURNABY ROAD ACQUISITION AND DEDICATION BY-LAW NO. 12, 1968 AMENDMENT BY-LAW 1968" #5464  
"BURNABY SEWERAGE AND DRAINAGE FINANCING BY-LAW 1964, AMENDMENT BY-LAW NO. 2, 1968" #5458  
be now reconsidered."

CARRIED UNANIMOUSLY

Deputy Municipal Clerk stated that advice had been received that "Burnaby Sewerage and Drainage Financing By-law 1964, Amendment By-law No. 2, 1968" received the approval of the Deputy Inspector of Municipalities on January 8, 1969 and it is therefore in order to Finally Adopt the By-law.

Jan/13/69

MOVED BY ALDERMAN McLEAN, SECONDED BY ALDERMAN HERD:

"That:

"BURNABY ROAD ACQUISITION AND DEDICATION BY-LAW NO. 12, 1968  
AMENDMENT BY-LAW 1968"

"BURNABY SEWERAGE AND DRAINAGE FINANCING BY-LAW 1964, AMENDMENT  
BY-LAW NO. 2, 1968"

be now finally adopted, signed by the Mayor and Clerk and the Corporate  
Seal affixed thereto."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN MERCIER:

"That a Public Hearing be held on Tuesday, February 4, 1969 commencing  
at 7:30 p.m. in the Council Chambers to receive representations  
in connection with those rezoning proposals which have been advanced  
for further consideration over the past few weeks, including the  
proposed rezoning of the site at Darnley Street and Norland Avenue  
to permit its development as an Animal Shelter."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN HERD:

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

CARRIED UNANIMOUSLY