

THE CORPORATION OF THE DISTRICT OF BURNABY

26 June 1970.

MANAGER'S REPORT NO. 39, 1970.

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

Gentlemen:

Your Manager reports as follows:

1. Financing through the Greater Vancouver Regional District.

The Greater Vancouver Regional District is now seeking details of financing to be done later this year, in preparation for a debenture issue in the early Fall. To this end security issuing bylaws adopted not later than 15th July, 1970 will be considered.

Burnaby will require capital funds through borrowing for sewers and for Local Improvement works.

On 12th January, 1970, by Bylaw #5634, Council requested the District to borrow for Burnaby the sum of \$700,000. for sewers. The sum has not yet been borrowed.

With the advent of the Municipal Finance Authority of British Columbia, the District must finance for sewer, water, and pollution control purposes through the Authority, and not otherwise. Since Council, on 25th May, 1970 resolved to not opt out of financing through the Authority, it is now recommended that the District be requested to make application to the Authority, on Burnaby's behalf, for financing through Authority the \$700,000. for sewers.

At a later date it may be necessary to repeal Bylaw #5634 and re-enact it in different form to accommodate the changed circumstances.

Last year Burnaby advised the District that Burnaby would require financing for Local Improvements, totalling \$1,940,300. Of this sum only \$1,387,000 will be ready for financing this Fall. Details of this sum are as follows:

Bylaw #5722, in the amount of \$749,000 to be passed by Council, will complete the financing of local improvement works costing a total of \$2,191,440. \$1,442,440 of this has already been financed by the District under Bylaw #5535, leaving \$749,000 as above. The debentures will have a fifteen year term.

Bylaw #5723, is in the amount of \$638,000, representing \$55,259 for lane paving works constructed in 1969, and \$582,741 (being about 80% of the total estimated cost of \$729,250) for lane works being constructed in 1970. The debentures will have a five year term.

It is recommended that Council request the Greater Vancouver Regional District to approve the borrowing for Burnaby of \$1,387,000 from the District, and to pass the necessary bylaws when presented.

2. Re: No. 1 Supplementary Business Tax
Assessment Roll - 1970.

The first 1970 Supplementary Business Tax Roll has now been completed and Assessment Notices have been mailed.

The Roll is comprised of 258 accounts indicating a total annual rental value of \$2,421,910. The rental value for the portion of the year remaining is \$2,338,424 and at 6½% will produce \$151,997. When licence credits are deducted, the additional revenue receivable for 1970 will be approximately \$137,437.

Continued - -

*adopted
29/6/70*

Rec'd.

3. Re: Street Intersections - Beautification.

Council received a letter asking it to consider having two small areas planted with grass or grass and shrubs. The areas were listed as:

- (1) Hythe Avenue; Empire Drive; and Pandora Street.
- (2) Glynde Avenue; Empire Drive and Pandora Street.

The first site mentioned is a traffic island. The second site, according to the records, is a park site.

There is no doubt that both areas would benefit from a clean-up and being grassed. However, since the surrounding streets are not finished with curbs, the work may be lost and may then have to be re-done.

These two areas are typical of many within the Municipality. Council has approved a fair amount of work to improve such areas in the past though there is still much to be done. In many cases the initial improvement is costly and the maintenance certainly is.

It is something, however, which is very desirable and could provide a great improvement in the visual quality of the streets affected. A gradual program of improvement would be the most effective approach.

To this end, the Parks Planning Division is preparing an inventory of all these very small park areas and traffic islands in the Municipality. As time permits a landscape development plan will be made for each one.

When this information becomes available it will be possible to plan a systematic attack on the question within any financial limits imposed through budgets.

Rec'd

4. Re: Attack Warning Siren Agreements - D.N.D.

The Department of National Defence maintains Attack Warning Sirens at the following locations:

- (a) Fell Avenue and Parkcrest Drive
- (b) Stride Avenue and 20th Street.

The agreements covering the locations expire 30th June, 1970, and the Department of National Defence has requested that the Agreements, which are for a five year period, be renewed for another five year term commencing 1st July, 1970.

It is recommended that the Agreements be renewed for a further term of five years as requested, and that the Mayor and Clerk be authorized to sign the documents.

*adopted
29/6/70*

5. Re: Bylaw No. 5733.

Bylaw #5733 is a Bylaw to amend Bylaw #3089, being the "Burnaby Trades Licence Bylaw 1950".

At the last session of the Legislature, Section 453 of the Municipal Act was amended to provide for doubling the amount of the maximum fee in cases where a Municipality has adopted a yearly licence fee.

Burnaby has adopted a yearly licence fee and it is recommended that Bylaw #5733 be passed, to increase the maximum fee from \$1,500 to \$3,000.

*adopted
29/6/70*

6. Re: Local Improvement Cost Report -
per Section 601 of the Municipal Act.
Lane Paving.

A petition to pave a portion of lane described as:

Cumberland Street - Endersby Street "T" lane from 16th Avenue
to S.P.L. of Lot 20, Block 14, D.L. 11, Plan 16871

has been certified sufficient by the Clerk.

Submitted herewith the report of the Treasurer pursuant to Section 601 of
the Municipal Act.

"Location of work: Lane in area bounded by Cumberland Street -
Endersby Street "T" lane from 16th Avenue to
S.P.L. of Lot 20, Block 14, D.L. 11, Plan 16871.

Length of work: ~~366'~~ 430'

Estimated cost of work: ~~\$733.00~~ \$860.00

Actual frontage: 733.04'

Taxable frontage: 505.62'

Owners' share of the
cost of the work: \$506.00

Estimated lifetime of
the work: 10 years

Frontage tax levies: 5 annual installments at \$.257 per taxable
front foot. "

appx.

7. Re: Subdivision Reference #301/68
Pcl "A", Ref. Plan 6198 except part on Plan 17776,
Block 46, D.L. 159, Plan 930.

The remainder of Parcel "A" after the above subdivision does not meet the
requirements of Section 712(1) of the Municipal Act that frontage of a lot
must not be less than 10% of the perimeter.

It is recommended that Council exercise its authority under Section 712(2)
of the Municipal Act to waive Section 712(1) with respect to the remainder
of Parcel "A", Ref. Plan 6198 except part on Plan 17776, Block 46, D.L.
159, Plan 930.

Parcel "A" is located at the corner of Byrne Road and Fenwick. Sketch
submitted herewith.

*deleted
29/6/70*

8. Re: 8716 Greenall Avenue,
Lot 1, Block 11, D.L. 161, Plan 1742.

The above property was acquired by the Municipality in connection with the
relocation of Marine Drive.

This lot has an old house on it, which is vacant at present. A survey of
the building was made by the Building Department, which suggests demolition.

It is recommended that authority be granted to demolish the building known
as 8716 Greenall Avenue.

*appx.
29/6/70*

9. Re: Sanitary Sewer Program -
Copley Pump Area #1
Claude Area #3.

The above two projects are included in the approved Sanitary Sewer Program for 1970 within the Capital Improvement Program. They have been estimated as follows:

Copley Pump Area #1	\$400,000
Claude Area #3	<u>46,000</u>
Total	<u>\$446,000</u>

The Copley Pump Area #1 has been redesigned to:

- a) eliminate certain laterals in a section of the area where ultimate subdivision pattern and land use is not finally determined, and
- b) provide for elevation to permit in due course, a pumping station to permit Dominion Bridge to replace its present Boundary Road outfall.

These revisions have resulted in a reduction of the estimated cost from \$400,000 to \$315,000.

To complete this sewer project this year the controlling factor will be the purchase of a pumping station. Associated Engineering Services Limited have examined this requirement and advise that a factory-built pumping station would be about half the cost of one assembled on site. There is only one supplier of such factory-built pumping stations, capable of meeting the required conditions, Smith and Loveless, and this Company has given a quotation of \$37,737 for the supply of a factory-built pumping station involving 125 h.p. 1760 r.p.m. motors with a capability of discharging 1,550 gallons per minute at 143.5 dynamic head.

It is recommended that:

- appd. 29/6/70*
- a) authority be given to place an order with Smith and Loveless for the factory-built Pumping Station in the quoted amount of \$37,737;
 - appd. 29/6/70*
b) authority be given to call for tenders for the construction of sewers in the amended Copley Area #1 and the Claude Area #3.

Total estimated cost of the two projects is now \$361,000.

10. Re: International Association of Fire Chiefs.

The 97th Annual Conference of the International Association of Fire Chiefs is to be held in Seattle, Washington, on 9th to 13th of August, inclusive.

appd. 29/6/70
Fire Chief L. Auvache has requested permission to attend this Conference and your Municipal Manager so recommends.

Estimated cost is \$185.00.

11. Re: Business Tax Bylaw.

In October 1969 Bylaw No. 5555, a Bylaw to amend Bylaw No. 4732, being burnaby Business Tax Bylaw 1965 was introduced to Council.

Bylaw No. 5555 purported to do two things:

- Rec'd.*
- a) increase the Business Tax rates,
 - b) alter the taxable value of personal property from 1% to .65% to conform with new requirements of the Municipal Act.

11. Re: Business Tax Bylaw. (Cont'd)

Bylaw #5555 was given three readings but was rejected for Reconsideration and Final Adoption because of the inclusion of a) above. At that point in Bylaw procedure it could not be amended so the Bylaw died.

It is now necessary to introduce a new Bylaw to make Bylaw No. 4732 conform to the Municipal Act, by altering the taxable value of personal property from 1% to .65%.

Since the Municipal Act supersedes the Municipal Bylaw in this respect the provisions of the Municipal Act have been applied but Burnaby's Bylaw should be made to conform.

12. Re: Sanitary Sewer Program.

Your Municipal Manager instituted a complete review of the sanitary sewer situation in Burnaby, with particular relation to developed areas which do not have sewer available. A large scale map has been prepared to show this situation, and the density of the unsewered areas.

There are eleven distinct areas, exclusive of the Big Bend Area which is not being considered for purposes of this Report because of its magnitude. In addition to the unsewered areas there is an outstanding program to reconstruct the West Burnaby sewer at an estimated cost of \$250,000. Small scale maps showing these areas have been prepared and are attached hereto.

A summary of the estimate of cost of providing sewer service to these 11 areas and the West Burnaby reconstruction is as follows:

No. of Area	Name of Area	Estimate
1	Copley Pump Area	\$ 315,000.
2	Aubrey Area	100,000.
3	Claude Area	46,000.
<u>4</u>	20th Street Area	35,000.
5	Deer Lake Street Area	10,000.
6	Copley Pump Extension	400,000.
7	Central Valley Pump Area	900,000.
8	Gamma Avenue Area	13,000.
9	Broadway Street Area	30,000.
10	Lougheed Area	35,000.
11	15th Ave./Cariboo Area	<u>90,000.</u>
	Total Estimated Cost	\$1,974,000.
	Reconstruct West Bby.Sewer	<u>250,000.</u>
		<u>\$2,224,000.</u>

The areas are not numbered to show any priority, but #1 and #3 are included in the approved 1970 C.I.P.

Priority can best be established by determination of any particular disposal problems in these areas by the Health Department. The economics of an area can also be a factor i.e. the cost per individual service being provided.

The economics of sewerage in Burnaby are naturally becoming somewhat unrealistic. This is the result of the wise decision of Council to spend its money so far to provide the greatest number of services with the money available. This in turn, deferred the most unrealistic projects and it is this situation which must now be faced.

It is also taken for granted that it would be the wish of Council, within reason of course, and with due regard to ultimate development of the community, to have sanitary sewer service eventually available to every building lot in the Municipality. It is also assumed that in the interests of health and as an anti-pollution measure, that this objective be achieved as quickly as possible, consistent with the financial ability of the Corp-

To get report from Health Dept. re relative priorities.

12. Re: Sanitary Sewer Program. (Cont'd)

oration to cope with it, together with the speed of development of the unsewered areas.

The Corporation has \$1,000,000 of approved borrowing authority remaining and it is this which will provide the funds for the 1970 program. There is then, a shortfall of over \$1,000,000 to meet the estimated costs of the program listed previously herein.

Council now has authority through the Municipal Act to pass Bylaws for Sewers without a Vote - subject to the approval of the Inspector of Municipalities, and further subject to the possibility of a sufficient petition which would necessitate placing the Bylaw to the owner-electors.

At this point it would be pertinent to recall that when the Inspector of Municipalities last granted approval of a sewer program for Burnaby, he indicated that he hoped that on its completion Burnaby would be able to revise its sewer rates and charges so the utility could become Self-Liquidating. A request at this time for another approval might elicit such a condition to any approval.

This is something the Municipality will have to face up to sooner or later in any event so this possibility should not deter any progression of the sewerage program.

*Approval.
What should
annual sewer
rates be for
self-liquidation?*

In order to ensure that the sewerage of the Municipality can proceed, at least within the suggested limits, it is recommended that authority be sought from the Inspector of Municipalities for \$1,500,000 for Sewers.

13. Re: Petition for Sanitary Sewer -
8800 and 8900 Blocks 15th Avenue
plus 7600 Block Cariboo Road.

The above petition contained eleven signatures requesting sanitary sewer service. Of these one was a tenant and one represented a vacant lot.

Council deferred any action on the Petition pending an expected Report on a Sanitary Sewer Program.

Decide

The Report has now been completed and is another Item on this Report of the Municipal Manager.

14. Section 37(6)(e) of the Assessment Equalization Act
(6607 Royal Oak Avenue - Lowe).

6607 Royal Oak Avenue is owned by Mr. and Mrs. Edmund J. Lowe.

The property is eligible for treatment under Section 37(6)(e) of the Assessment Equalization Act for assessment as residential use of the land instead of the zoned use of the land. In order to bring this Section into action it is necessary to have an application in the hands of the Assessor on or before 1st November of the year prior to the assessment year to which the application applies.

The Assessment Equalization Act places the onus on the owner to submit these application forms. Without the completed form by the statutory date the Assessor can take no action.

*Active decision by
Council to assist
them.
24/1/70.*

Assessment Department records show that this property has been eligible for Section 37(6)(e) application since 1966. In 1967 the application was received too late - 1969 was okay - but no application has been received for 1970. The records also show that an Application Form was mailed to the Lowe's on 7th October, 1969.

14. Re: Section 37(6)(e) of the Assessment Equalization Act
(6607 Royal Oak Avenue - Lowe). (Cont'd)

Everything possible has been done to check out the telephone calls claimed to have been made, without success. It has been confirmed, however, that those people who might be expected to receive such calls are all completely knowledgeable about the Application Form and its importance, and also of Assessment Notices.

If the application had been received, the 1970 taxes would have been \$536.27. They actually were \$626.48, the difference being \$90.21.

There is no action available to Council except a grant to the Lowe's to offset the amount of \$90.21.

15. Re: Subdivision Reference #148/69.

This subdivision is of three large parcels located on Winston and Piper.

In order to finalize the subdivision a drainage easement is required as shown on the attached sketches.

The following information applies:

A. LEGAL DESCRIPTIONS

1. Block 5 and Block "A", E.P. 7035, D.L. 42, Plan 3055
2. Block 6 Except E.P. 7085, D.L. 42, Plan 3055

B/C DETAILS OF OWNERSHIP

1. Blocks 5 and "A"

Yorkshire Financial Corporation Limited
of 900 West Pender Street
Vancouver 1, B. C.

2. Block 6

Registered Owner

Joseph Gordon Chutter -- retired
of 2130 Southwest Marine Drive
Vancouver 14, B. C.

Agreement for Sale Held by

Burnaby Lake Estates
of 1060 - 777 Hornby Street
Vancouver 1, B. C.

Sub-Agreement for Sale held by

Chapman Transport Limited
of 760 Vaughn Avenue
Kelowna, B. C.

D. DESCRIPTION OF EASEMENT

The easement is twenty feet wide and is located on the southerly ten feet of Blocks 5 and "A" and on the northerly ten feet of Block 6 between the future road and Piper Avenue as shown on the attached sketch.

E/F The easement is required for drainage works and is to be provided at no cost to the Corporation.

SJK.
29/6/70

15. Re: Subdivision Reference #148/69. (Cont'd)

G. The property is located on the southwest corner of the intersection of Winston Street and Piper Avenue.

The developer will be submitting a right-of-way plan to support the easement agreement shortly.

Council authority to execute and accept this easement is recommended.

16. Re: Pcl. "A" (Expl. Plan 7300) Blk. 2,
N½ of the SW¼ of D.L. 175, Plan 3668 (Papke).

This report item is supplied with reference to a letter to Council from the legal firm of Spring, Gilmour, Roberts, Spring, Brammall and Ladner concerning the property of Mr. Kurt M. Papke situated on Marine Drive between Boundary Road and Joffre Avenue.

The letter referred to admits that an offer of \$8,561.00 was made to Mr. Papke by letter dated 27th January, 1970, which has not been answered by Mr. Papke, unless this Solicitor's letter is to be construed as an answer. It is interesting to note also that this property is on the Multiple Listings (8-5004) for \$24,500.

It is a fact that the Corporation is interested in this property for Park purposes. Two parcels of land were accepted by the Corporation for \$1.00 each from the subdivider of the adjoining land to the west. The offer made to Mr. Papke was that authorized by the Parks and Recreation Commission at its meeting held 21st January, 1970.

Mr. Papke had written to the Planning Director offering the property for \$36,000. He also visited Mayor Prittle about the property and the Mayor wrote to the Parks and Recreation Commission suggesting that if indeed the land is desired for park he could see no reason why we should wait for a formal subdivision application if we know now that we want it and asking if the Corporation is now prepared to negotiate with Mr. Papke. All this resulted in the decision of the Parks and Recreation Commission to authorize the offer to Mr. Papke - to which there was no response.

The land in question is part of the South Slope ravine park system, but acquisition at this time does not have high priority in view of other requirements for park land. The Commission however, did proceed to authorize the offer made.

Planning has outlined its position in this transaction in a memorandum to the Municipal Manager. Copies of this memorandum, and sketches, are attached.

In conclusion, the Land Department has been properly authorized and is available to continue negotiations for this property.

17. Re: Application to Rezone - RZ Ref. #16/70.

Rezoning Reference No. 16/70 is an application to rezone a portion of D.L. 151/153, lying between Grange Street and Kingsway, east of Chaffey Avenue, from C3 and R5 to C.D. Comprehensive Development.

The purpose is to permit an integrated development to allow restaurants, an office building, and an apartment tower.

Submitted herewith is a report of the Planner with respect to this rezoning proposal, for the consideration of Council.

*Go to P.H.
has many
a copy in
conclusions*

18. Re: Town Planning Institute of Canada.

The Town Planning Institute of Canada is holding its 1970 Conference and Annual General Meeting in Edmonton, July 19 to 22.

The theme of the meeting is "Goals for Canadian Environment" and special speakers include the Honourable Robert Andras, Minister Responsible for Housing, and the Honourable F. C. Colborne, Minister of Municipal Affairs in Alberta, dealing with Federal and Provincial goals on such matters as urban development, pollution, open space policies, etc.

Mr. Parr has requested permission to attend this Conference and Annual Meeting and your Municipal Manager so recommends.

Estimated cost is \$200.00

Offd 29/6/70

19. Re: New Vista Society
Rezoning Reference #8/70.

With respect to the above rezoning application for a proposed Senior Citizen's Project, the submitted plans received are sufficiently developed to recommend that the application be forwarded for further consideration and that the date be set for a Public Hearing.

These recommendations are subject to the following aspects which have been discussed with the project architects and have been agreed to:

1. The submittal of a detailed landscape and developed usable open space plan.
2. The submittal of a revised parking plan, for the entire project, based on one space for each ten units.
3. An adjustment to the location of Building "A" to allow for a larger setback off Mary Avenue (approximately 40 to 45 feet).

In addition to the points set out in Report Item #20 on this same subject, the following would be prerequisites to be satisfied:

1. The consolidation of the entire site and the resubdivision into two lots for Stage 1 of the project, with an ultimate subdivision into four lots.
2. The deposit of funds to cover the cost of extending the storm sewer at Rosewood and Mary to serve Stage 1 of the project

Advise to PA with addition of 2.

undertaking from the site - subject to sufficient

20. Re: New Vista Society Proposed Senior Citizens' Project.

On 15th June, 1970, Council accepted a report by the Planner, dated 15th June, 1970, in which the conditions under which favourable consideration of the project could be given, were outlined.

Council's decision was relayed to the Society's Architect by letter of the Municipal Clerk, dated 15th June, 1970.

Further action is now necessary on some of the points covered in the Clerk's letter:

a) Acquisition of Lot 11, Block 22, D.L. 30, Plan 3036.

The responsibility for the acquisition of this lot has not been formalized, and direction is necessary.

M.M. Comment - It is understood that informally it was agreed that the Corporation should purchase this lot.

As it is to become a road for access purposes, there is no legal difficulty in either purchase or expropriation.

Enter into negotiation

20. Re: New Vista Society Proposed Senior Citizens' Project. (Cont'd)

b) Vista Crescent Closure.

Council authority to initiate a road closing bylaw is necessary.

All legal and survey costs should be borne by the Society, who should also provide the consent of one private owner (Lot 16, Block 13, D.L. 30, Plan 3036).

c) Acquisition of Lot 16, Blk. 13, D.L. 30, Plan 3036.

Direction is required on the nature of the commitment which Council will require to ensure the ultimate inclusion of this lot in the project. General guidelines from Council would permit Planning to evaluate any commitment forthcoming from the Society.

M.M. Comment - The power of the Corporation cannot be applied in the case of this lot, as Council would have no right of expropriation as there is no Municipal use involved.

d) Walkway Easement.

This easement can be provided in conjunction with the ultimate consolidation plan.

e)f) Development Plans.

The Architect's plans have been examined. Under separate cover, a report is submitted recommending that a Public Hearing be held.

While many of these points can be tied down as prerequisites related to the Public Hearing, the overall time involved in processing this application can be shortened by further direction on points a), b), and c).

21. Re: Lake City Industrial Corporation Limited
Parcel "E", D.L. 69, Plan 29572
Grandview Highway.

The Corporation holds an easement over Parcel "E". The shape of the easement area is an arc created by the radius of Gilmore Diversion and a line drawn from the intersection of Gilmore Diversion and Grandview to a point 210' north on the diversion. The area of the easement is 2507 Square feet or 0.058 acres.

In 1967 Council approved a proposal whereby the Corporation obtained property in exchange for other property.

In order to avoid the ancillary rights pertaining to the Easement being carried forward to the newly-created consolidated lot, authority must be obtained from Council to execute a release.

A form of release has been prepared.

It is recommended that the Release be approved and the Mayor and Municipal Clerk authorized to execute the document.

22. Re: Letter of T. Lesosky,
6054 Malvern Avenue.

Mr. Lesosky has written to Council asking for an opportunity to speak to Council concerning his inability to obtain subdivision approval for his property as he desires.

Continued - -

*Concur
27/6/70*

*Include in Corp.
pe - zoning
See to provide on
municipal use
- consultation to
Council to
approve to future*

Concur

*20/7/70
7:30 p.m.*

*Approved
21/9/70*

Approved

*Write Mr
Lesosky
officers*

22. Re: Letter of T. Lesosky,
6054 Malvern Avenue. (Cont'd)

Mr. Lesosky owns an L-shaped lot facing Malvern, with the rear lot line on what would be the extension of the east boundary of the existing 33' allowance for Humphries. The length of the rear lot line is 125.4'. He wishes to subdivide the rear portion of the lot into two lots.

The rear portion of Mr. Lesosky's property is planned into Phase 3 of the development of D.L. 36, with the standard 30 foot lot width to pertain. This development will require either acquisition of the rear portions by the Corporation or co-operation of the owners in subdivision and servicing.

To subdivide in accordance with Mr. Lesosky's desire would require the extension of Humphries. In the over-all plan Humphries would be cancelled out as it is only 33' in width through its present length and widening to 55' is a practical impossibility.

Access to the rear of the Lesosky property would be by a cul-de-sac'ed road roughly on the Humphries alignment were it to be extended. The recent subdivision and construction which occurred on Humphries just off Burris took the eventual plan into account. The lots are the proper size and will be fronted on the end of the cul-de-sac when this is achieved.

For these reasons Mr. Lesosky's application has been rejected as premature.

23. Re: Due Date of Taxes - 3rd July.

This year, the last date taxes will be accepted without penalty, will be Friday, 3 July. Payments mailed up to and including this date will be accepted without penalty, even though they may be received in the tax office at a later date.

Also this year, stoppages of postal service are occurring from time to time, area by area throughout Canada, without the stoppages being Province wide, or Nation wide. Occurrences of this nature anywhere in Canada on the 3 July, will cause the postmark on mail deposited in post office receptacles, to be marked on the 4th or later date.

It is respectfully suggested that the Municipal Treasurer be given authority to deal with individual cases, should they arise, in the best interests of the tax payers, commensurate with the circumstances that may pertain.

24. Re: Estimates.

*adp
21/7/70*
Submitted herewith for your approval is the Municipal Engineer's report covering Special Estimates of Work in the total amount of \$64,500.

25. Re: Revenue & Expenditures.

*adp
21/7/70*
Submitted herewith for your approval is the Municipal Treasurer's report covering Revenue and Expenditures for the period 1 January to 7 June, 1970.

It is recommended that the expenditures be approved as submitted.

26. Re: Allowances.

*adp
21/7/70*
Submitted herewith for your approval is the Municipal Treasurer's report covering applications received under Section 411 of the Municipal Act in the total amount of \$23,500.

27. Building Department.

Submitted herewith for your information is the report of the Chief Building Inspector covering the operations of his Department for the period May 25 to June 19, 1970.

28. Re: Fire Department.

Submitted herewith for your information is the report of the Fire Chief covering the activities of his Department for the month of May 1970.

29. Re: Medical Health.

Submitted herewith for your information is the report of the Medical Health Officer covering the activities of his Department for the Month of May 1970.

30. Re: R.C.M.P.

Submitted herewith for your information is the report of the Officer in Charge, Burnaby Detachment, R.C.M.P., covering the policing of the Municipality for the month of May 1970.

31. Re: Personnel Report.

Submitted herewith for the information of Council is the Report of the Personnel Director.

Respectfully submitted,



H. W. Balfour,
MUNICIPAL MANAGER.

HE:ep

Attach.

32. Re: Local Improvement Cost Report per Section 601 Municipal Act -
Lane Paving.

Submitted herewith in accordance with Section 601 of the Municipal Act is the cost report of the Treasurer with respect to a Lane Paving Project for the lane South of Marine Drive between 12th and 10th Avenues.

Location of Work: Lane south of Marine Drive between
Twelfth and Tenth Avenues.

Length of Work: 650'

Estimated Cost of Work: \$1,300.00

Actual Frontage: 1,243.70'

Taxable frontage: 753.20'

Owners' share of the
cost of the work: \$ 753.20

Estimated lifetime of
the work: 10 years

Frontage tax levies: 5 annual installments at \$.257 per taxable
front foot.

33. Re: Contract for Earth Work - 10th Avenue Reservoir.
Carper's Service Limited

Work on this contract has been stopped by a labour dispute. The site is being picketed and the stated reason is the contractor's association with the Construction Labor Relations Association.

The contractor was to have this project completed on 29th June, 1970, but work was stopped on the 23rd June, 1970. The contract calls for a penalty of \$100 per day liquidated damages for every day the work is incompleted after 21 days from execution of the agreement. He has asked that the penalty be waived because of the labor dispute.

The present labour situation has also led the Municipality to hold up tender call for the construction of the water tank. Because of this, the failure to complete the earth-moving work on time is not of consequence.

It is recommended that the Council grant an extension of time to Carper's Service Limited without imposing the \$100 per day liquidated damages until the firm has settled its labour problems and is able to resume work.

At that time the Engineer would re-establish a completion date.

34. Re: Temporary Access Road -
Lot 67, D.L. 188, Plan 28468.

Standard Oil submitted a request to Council for relaxation of the By-law to permit construction of a temporary access to the above property - located north of Penzance Drive near the foot of Gamma Avenue.

The existing road allowance is undeveloped and it is proposed that a portion be graded and paved. Standard Oil proposes to construct a training facility and the road requested would provide road access.

34. Re: Temporary Access Road - Lot 67, D.L.188, Pl. 28468 --- Continued ---

Standard Oil is prepared to guarantee that they will reconstruct this same portion, including curb and gutter, to Burnaby standards, at their expense, should the road allowance be opened in future.

Inasmuch as there are no plans at present for the development of this portion of road, and direct access to the proposed building site would be difficult because of grade conditions, it is recommended that approval be given for Standard Oil to construct a temporary access road on the 66' road allowance.

*App'd.
29/6/70*

35. Re: Egler vs. Burnaby.

The Plaintiff's application for a Writ of Mandamus to compel the issuing of a building permit was heard on June 26th, 1970 in Supreme Court at Vancouver by Mr. Justice Wootton and dismissed.

Mr. Maskall, who acted for the Plaintiff, indicated to the Municipal Solicitor that he would likely be appealing this decision to the Court of Appeal.

Rec'd

36. Re: X-Kalay vs. Burnaby.

The case of X-Kalay vs. Burnaby regarding Seton Academy and the Burnaby Zoning By-law was heard by Mr. Justice Gregory on June 22nd, 1970.

Mr. Justice Gregory dismissed the action with costs if requested.

Rec'd

37. Re: Lower Mainland St. Leonard's Society.

The Lower Mainland St. Leonard's Society have a lease with Burnaby for 6375 Roberts Street.

The Society has now requested that the lease, which expires August 31st, 1970, be extended for one year from September 1st, 1970, on the same terms and conditions.

This request for extension does not meet the 90-day notice in the Lease but this is not considered to be any reason why the extension cannot be considered.

It is recommended that the request of the Society for an extension of the Lease on 6375 Roberts Street for a period of one year from September 1st, 1970, on the same terms and conditions as the present lease, be approved.

*App'd.
29/6/70*

38. Re: 6650 Halifax Street - Lot 230, Block 13, D.L. 131, Plan 33619.
S.D. Reference No. 30/69.

Council received a petition asking Council to take the necessary steps to require that the owner of 6650 Halifax Street demolish the buildings in accordance with the conditions which were a prerequisite to the subdivision of the land.

Council was advised that strikes in Mr. Olljum's construction business had prevented him from carrying out the demolition but Council directed that a permit be obtained to remove the dwellings within 30 days and that Mr. Olljum deposit a bond to ensure demolition.

38. Re: 6650 Halifax Street --- Continued ---

Mr. Clijum has now written to guarantee that he will demolish the building within two months if a Permit is issued on or around July 2nd, 1970. He wants 60-days because he has decided to demolish by hand and salvage the bricks and other useable material.

He is unable to furnish a bond as his cash is all tied up in an apartment project at White Rock. If the bond is required before a Demolition Permit is issued, he cannot do so until some time in September, 1970.

He asked that his position be presented to Council at this time.

Respectfully submitted,



H. W. Balfour
MUNICIPAL MANAGER

HB:mc

*affd.
SA 1/2/70*