

JUNE 8, 1959

A Regular meeting of the Council was held at the Municipal Hall on Monday, June 8, 1959 at 7:30 p.m.

PRESENT: Acting Reeve G. H. McLean in the Chair; Councillors  
Prittie, Edwards, Brown, Jamieson, MacSorley, Seifner  
and Mather

The meeting opened by Reverend Percy Mallett with prayer.

Councillor Edwards drew attention to an omission in the minutes of the meeting of May 25th in that his name had been incorrectly recorded as voting against motion respecting employment of a veterinary surgeon to inspect and report on Pound premises.

Moved by Councillor Brown, Seconded by Councillor Edwards: "That the minutes be amended accordingly."

CARRIED UNANIMOUSLY

Moved by Councillor MacSorley, Seconded by Councillor Seifner: "That the minutes as amended be adopted and confirmed."

CARRIED UNANIMOUSLY

1  
Mr. Robert Edwards of Edwards, Edwards and Edwards wrote requesting to be heard further on the matter of the application by Mr. Troseth to have property at the intersection of Grange Street and Willingdon Avenue rezoned for Commercial use.

Councillor James Edwards retired during discussion of this matter.

Moved by Councillor Jamieson, Seconded by Councillor MacSorley: "That Mr. Edwards be heard further on this matter."

CARRIED UNANIMOUSLY

Mr. Edwards then further addressed the Council.

Moved by Councillor Jamieson, Seconded by Councillor Prittie: "That Mr. Edwards be requested to submit proposals, as outlined verbally, in writing before Monday next."

CARRIED  
COUNCILLOR BROWN VOTING  
AGAINST

2  
Mr. Edwards then requested to be heard in the matter of the Allinger application for the rezoning of land at the intersection of Holdom Avenue and Lougheed Highway. The Planning Director submitted further report in rebuttal of the arguments submitted by Mr. Edwards at the meeting of May 25th last.

Moved by Councillor Jamieson, Seconded by Councillor MacSorley: "That Mr. Edwards be heard further on this matter."

CARRIED UNANIMOUSLY

Mr. Edwards then addressed the Council further urging support of the application.

Moved by Councillor MacSorley, Seconded by Councillor Seifner: "That the application for the rezoning of this property be approved for further consideration and that public hearing be arranged."

CARRIED  
COUNCILLOR JAMIESON VOTING  
AGAINST

Correspondence was received and dealt with as follows:

3  
B. C. Association of Assessors requesting that members of the Assessment staff be permitted to attend the Annual Convention to be held in Penticton September 9th, 10th and 11th, 1959.

Moved by Councillor Edwards, Seconded by Councillor MacSorley: "That this matter be referred to the Municipal Manager for recommendation."

CARRIED UNANIMOUSLY

F. J. Owens - requesting that consideration be given to compensating him for seven feet on his land taken for the widening of Nelson Avenue when he subdivided his property in the Forest Glen area. 1

Moved by Councillor Prittie, Seconded by Councillor Jamieson: "That this matter be referred to the Municipal Manager for report and recommendation."

CARRIED UNANIMOUSLY

South-East Burnaby Ratepayers Association regarding proposals submitted by certain ratepayers in the East Burnaby area to the City of New Westminster regarding transfer of portion of the Municipality of Burnaby to New Westminster. 2

Mr. Hill requested permission to address the Council on this matter.

Moved by Councillor Jamieson, Seconded by Councillor Edwards: "That the letter from the South-East Burnaby Ratepayers Association be received."

CARRIED UNANIMOUSLY

Moved by Councillor Prittie, Seconded by Councillor Edwards: "That Mr. Hill be heard as a delegate from the South-East Burnaby Ratepayers."

CARRIED UNANIMOUSLY

Mr. Hill then addressed the Council advising that the Association desired all the information possible on this matter and suggesting that the Council should obtain all the facts and information regarding this matter for submission to the ratepayers in the area affected.

Moved by Councillor Jamieson, Seconded by Councillor Prittie: "That a letter be sent to the City of New Westminster expressing the displeasure of this Council at the actions of the City Council of New Westminster in accepting representations from the Burnaby group respecting the proposed amalgamation of the East Burnaby area with New Westminster without making representations to this Council."

MOTION LOST  
VOTING AGAINST - COUNCILLORS  
MATHER, BROWN, MacSORLEY,  
SEIFNER, EDWARDS AND ACTING  
REEVE McLEAN.

Moved by Councillor Prittie, Seconded by Councillor Jamieson: "That Mr. Hill be thanked for his presentation of this matter."

CARRIED UNANIMOUSLY

Mrs. Nora M. Grant - protesting against increase in her taxes on property at 539 - 15th Avenue. 3

The Municipal Manager explained the increase was due to her property being reassessed in the year 1958 in accordance with the provisions of the Assessment Equalization Act and as a result of the increase in School rate and General rate.

Moved by Councillor Brown, Seconded by Councillor Prittie: "That the letter be received and that a suitable reply be made to Mrs. Grant."

CARRIED UNANIMOUSLY

The following wrote in connection with the proposals for the rezoning, etc. of the Government Road area:

John A. McClean: Northern Asbestos & Building Supplies (B.C.) Ltd. - Requesting information as to the proposed road parallel to the Great Northern Railway right-of-way between Bainbridge Avenue and Sperling Avenue. 4

Moved by Councillor Edwards, Seconded by Councillor MacSorley: "That this letter be received and be referred to the Municipal Manager for report."

CARRIED UNANIMOUSLY

F. Brown-John - amending his application for the rezoning of his property (Parcel "B" of Lot 5 of Lots 59/136/137) to Commercial.

Moved by Councillor Prittie, Seconded by Councillor Jamieson: "That this letter be referred to the Director of Planning for his information."

CARRIED UNANIMOUSLY

R. A. Pitre, Sierra Development Ltd. - generally supporting the proposals submitted in the supplementary report of the Director of Planning but urging that the matter be treated as expeditiously as possible.

Moved by Councillor Mather, Seconded by Councillor Seifner: "That the letter be received and filed."

CARRIED UNANIMOUSLY

The meeting then adjourned at 9:05 p.m. to reconvene in the Committee Room at 9:15 p.m.

Following the recess a Motion was Moved by Councillor Mather, Seconded by Councillor Edwards: "That the Council resolve into a Committee of the Whole."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 22, 1959

1. Submitted for information of Council is the monthly report of the Fire Chief covering Departmental activities for May, 1959 and (2) the monthly report of the Officer in Charge, Burnaby Detachment, R.C.M.P. covering policing activities for the month of April, 1959.

Moved by Councillor Mather, Seconded by Councillor Edwards: "That the reports be received."

CARRIED UNANIMOUSLY

- 3 and 4: Municipal Treasurer's Statement of Expenditures submitted for the two week period ended May 29th in the total amount of \$366,291.19 recommended for approval.

Parks Board report submitted covering Parks expenditures for the two week period ended May 29th in the total amount of \$11,394.04 recommended for approval.

Moved by Councillor MacSorley, Seconded by Councillor Seifner: "That the recommendations of the Manager be adopted".

CARRIED UNANIMOUSLY

5. Estimates - Water Works. This item was withdrawn.

6. Re: Estimates

Submitted herewith are the Municipal Engineer's Estimates of work covering special works required in connection with the alteration of the carpenter shop to a Dog Pound, and the construction of water mains on Stanley Street and Lakeview Avenue, in the total amount of \$8,173.00. Recommending that these estimates be approved.

Moved by Councillor Edwards, Seconded by Councillor Jamieson: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

7. Parksite - Deer Lake Crest Area.

The Manager submitted a letter from Secretary of the Burnaby Parks and Recreation Commission with reference to a study of Parksite requirements in the subject area submitting that the land roughly described "remainder of V in D.L. 92 did not adequately provide for the needs of the area since completion of the road servicing in the area would create two separate neighbourhoods, one without park facilities." The Commission recommended Lots 42, 43, 44 and E of Blocks 16 - 20, D.L. 93 comprising 4.5 acres, be acquired and dedicated for park purposes. Due to central location adequacy for neighbourhood use, topographical suitability to economic development and conformity in size and location to recommendations of the parksite needs report of the Director of Planning. The Manager recommended consideration of this proposal be deferred pending consideration of the parksite needs report by Council.

Moved by Councillor Edwards, Seconded by Councillor Seifner: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

It was tentatively arranged that a joint Park and Recreation Commission - Council meeting be held on the evening of June 24, 1959.

8. Re: Dueck on Broadway Ltd. - request for exemption under Section 869, Municipal Act.

The Manager reported this firm was erecting buildings at 5400 Kingsway where it was intended to carry on general car sales and garage business, including the sale of gasoline, oil, tires, accessories, etcetera, all of which would divide their operation into six categories. The Company was requesting an opportunity to operate their gasoline service station on a 24-hour, seven day a week basis with the car, truck and part sales divisions closing at 10:00 p.m. on each week day (save Sunday). Further that the Licence Inspector be authorized upon application for special reason to extend such time to 12:00 midnight. It was submitted the Municipal Solicitor ruled that the Council's powers as contained in Section 869(1) were sufficient to allow for a partial exemption of Sections 866 and 867 with regard to closing hours. It was further submitted that the Chief Licence Inspector was of the opinion a 24-hour permit under the present By-law for the Service Station and Garage operations would suffice. The Manager reviewed briefly the existing circumstances of operation by companies engaged in the sale of used and new cars and trucks pointing out that at present numerous places of business were not adhering to the 6:00 o'clock closing and it was suggested that these businesses be exempted completely from the provisions of Sections 866 and 867 of the Municipal Act, thus eliminating the possibility of any requests for extended hours as indicated by the application of Dueck on Broadway Ltd.

It was recommended that the Shops Closing By-law be amended to exempt the class or classes of the businesses of new and used truck and car sales from the provisions of Sections 866 and 867 of the Municipal Act as permitted by Section 869(1) of the Municipal Act.

Moved by Councillor MacSorley, Seconded by Councillor Brown: "That the recommendation of the Manager be adopted and that the necessary By-law be prepared."

CARRIED UNANIMOUSLY

9. Re: Easement - Part Block 9, D.L. 13

The Manager referred to the authority by Council to execute an Easement in favour of the B. C. Electric Railway Company over part of the subject property and in order to effect registration it was necessary to pass a formal Resolution dealing with the erection of workings of the Company on the Easement right-of-way and the fixing of compensation to the Corporation for merchantable timber and crops which may be damaged during the course of construction.

Moved by Councillor Edwards, Seconded by Councillor Jamieson: "That the Reeve and Clerk be and are hereby authorized to sign and affix the Corporate Seal of the Corporation to an Indenture of Easement between the Corporation of the District of Burnaby and British Columbia Electric Railway Company Limited, granting to the Company the right to from time to time construct, erect, string, operate and maintain towers and poles with guy wires, brackets, cross arms, insulators, transformers, anchors and their several attachments, and one or more lines of wire for the transmission and distribution of electrical energy and for telephone purposes upon all that portion of the land more particularly known and described as the Westerly 10.0 feet of Block 9, District Lot 13, containing by calculation 0.248 of an acre as shown on plan attached to said Indenture and thereon outlined in Red colour subject to the following conditions, viz:

- (a) That the said Company compensate the Corporation for all merchantable timber cut down by the Company on land elsewhere than on the right-of-way.
- (b) That Company will compensate the Corporation for any damage caused to crops and improvements situate on the land elsewhere than on the right-of-way by reason of the Company's exercise of its rights.
- (c) That the Company will not construct, erect, operate or maintain any pole within a distance of 18 inches from the north-east boundary of the right-of-way and that the Company will not construct, erect, operate or maintain any pole on that part of the right-of-way between Armstrong Avenue and the northerly boundary of the first lane south of Armstrong Avenue or on that part of the right-of-way between 10th Avenue and the southerly boundary of the first lane north of 10th Avenue."

CARRIED UNANIMOUSLY

10. Re: Appointment of Municipal Clerk.

The Manager reported that Mr. C. B. Brown retired from service of the Municipality on June 18, 1959 following 48 years in the employ of Burnaby leaving vacancy for the Municipal Clerk's position since it was not proposed to fill the Chief Administrative Office position. It was recommended Mr. J. H. Shaw be appointed Municipal Clerk for the Corporation of the District of Burnaby effective June 19, 1959.

Moved by Councillor Brown, Seconded by Councillor Seifner: "That the recommendation of the Manager be adopted and that a warm expression of appreciation be extended to Mr. Brown on his retirement."

CARRIED UNANIMOUSLY

#### 11. Re Storm Sewer Connections.

The Manager reported on an inquiry raised by Councillor Seifner at the June 1st meeting relative to storm sewer connection charges advising that by resolution of the Council on February 24, 1958 the Council had adopted a flat \$60.00 storm sewer connection fee and that such fee plus \$1.00 for inspection and permit is presently in effect.

Moved by Councillor Jamieson, Seconded by Councillor Prittie: "That the report be received."

CARRIED UNANIMOUSLY

The meeting was advised that the \$60.00 connection fee is charged only where the installation of the storm sewer was complete and a subsequent application for connection was made. It was not made ordinarily where connections to the storm sewers were made during the course of construction and where drainage outlets from the individual properties were evident. It was submitted by Councillor Seifner that during the course of construction of a storm drain on the South side of Aubrey Street residents had been charged the \$60.00 connection fee.

Moved by Councillor MacSorley, Seconded by Councillor Prittie: "That information as to the location of storm drain connections along the south side of Aubrey Street be submitted to the Engineer for investigation and report."

CARRIED UNANIMOUSLY

#### 12. Re: Investments.

The following investment has been acquired for idle funds of the Municipality:

<u>Par</u>	<u>Security</u>	<u>Gross Price</u>	<u>Fund</u>
\$435,000.	Government of Canada Treasury Bills due 10 June 1960 Yield: 5.45%	\$412,569.20	\$235,000. Tax Sale a/c \$200,000. Trust a/c

It is recommended that the action taken in making these investments be confirmed by Council.

Moved by Councillor Edwards, Seconded by Councillor Brown: "That the recommendation be adopted."

CARRIED UNANIMOUSLY

#### 13. Re: Hastings Street Widening.

The following settlements for property required for Hastings Street Widening have been achieved:

North 20 ft. of Lot 9, Blk. 11, D.L. 122 - Haskins Bulldozing ---	\$ 400.00
North 20 ft. of Lots 16, 17, 18, Blk. 10, D.L. 122 - Tara Singh Siddoo	1000.00
	\$ 1400.00

These settlements are within the estimates submitted to Council on the acquisition costs of property and it is recommended that Council authorize payments as above.

Moved by Councillor Mather, Seconded by Councillor Brown: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

#### 14. Re Drainage problem - General

During the first half of the year, a list of drainage problems has built up as these problems have been noted by the Works Engineer. Provision was made in the budget of \$110,000.00 for General Drainage and \$40,000.00 for Emergency Drainage expenditures. Of the \$110,000.00 for General Drainage, only about \$12,000.00 was earmarked for special drainage works, with the balance for normal items such as culvert renewals and repairs.

Item No. 14 (continued)

The proposed drainage works with estimated costs are as follows:

- |  |             |
|--|-------------|
| 1. A 10" diameter drain over an easement on the easterly 5' of Lot 3, Blk. 39/40, D.L. 157 from the lane south of Carson Street to Marine Drive                        | \$ 1,800.00 |
| 2. 280' of 15" diameter storm sewer on Beresford from Gilley Avenue to the new 24" storm sewer east of Gilley Avenue   | 2,050.00    |
| 3. 251' of 15" and 692' of 12" diameter storm drain on Casewell Avenue from Willoughby to Pritchard  | 6,500.00    |
| 4. 1100' of 30" diameter storm sewer along the 10' lane to the east of Remainder Block 2, D.L. 136 from Broadway to Paulus Crescent to the lane north of Gibson Street | 14,800.00   |

Moved by Councillor Edwards, Seconded by Councillor MacSorley: "That the Committee do now rise and report."

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor MacSorley: "That the Committee's report be adopted."

CARRIED UNANIMOUSLY

Moved by Councillor Mather, Seconded by Councillor Edwards: "That

"BURNABY BUILDING BY-LAW, 1926, AMENDMENT BY-LAW, 1959"

"BURNABY TOWN PLANNING BY-LAW, 1948, AMENDMENT BY-LAW NO. 5, 1959"

be now reconsidered."

CARRIED UNANIMOUSLY

Moved by Councillor Mather, Seconded by Councillor Edwards: "That

"BURNABY BUILDING BY-LAW, 1926, AMENDMENT BY-LAW, 1959"

"BURNABY TOWN PLANNING BY-LAW, 1948, AMENDMENT BY-LAW NO. 5, 1959"

be now finally adopted and signed by the Acting Reeve and Clerk and that the Corporate Seal be affixed thereto."

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor Brown: "That a Public Hearing into an amendment to "Burnaby Town Planning By-Law 1948 " involving three rezoning applications in D.L. 53, D.L's 57/58 and D.L. 125 be held on June 29, 1959 at 7:00 p.m."

CARRIED UNANIMOUSLY

The meeting then adjourned to 7:30 p.m. Monday, June 15, 1959.

Confirmed:

J. H. M. P.  
ACTING REEVE

W. J. P.  
CLERK