

MAY 30, 1960

A Regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4545 East Grandview-Douglas Highway, on Monday, May 30, 1960 at 7:30 p.m.

PRESENT:

Reeve Emmott in the Chair;  
Councillors Drummond, Edwards,  
Harper, Jamieson, Mather and  
Prittie.

ABSENT - Councillors Brown and  
MacSorley

Reverend R. S. Faulks led in Opening Prayer.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR DRUMMOND:

"That Councillor MacSorley be granted  
leave of absence for this meeting."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JAMIESON,  
SECONDED BY COUNCILLOR EDWARDS:

"That the Minutes of the meeting held  
May 16th be adopted as written and confirmed."

CARRIED UNANIMOUSLY

Mrs. M. S. MacRae wrote requesting the opportunity to address Council in regard to the proposed construction and operation of an automotive body and paint shop at 1042 Edmonds Street.

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR MATHER:

"That Mrs. MacRae be heard."

CARRIED UNANIMOUSLY

Mrs. MacRae appeared and advised that she and a number of other residents adjacent to property at 1042 Edmonds Street wished to protest the issuance of a building permit for the construction and operation of the type of shop above described. A petition signed by Mrs. MacRae and the residents in question was presented. In it, the petitioners advised that they were objecting to the building proposal in question for the following reasons:

- (1) There is no buffer zone between the property known as 1042 Edmonds Street and the residential property immediately behind it.
- (2) There being no lane, the only means of access to the subject property is from Edmonds Street and since the type of business in question will attract a great amount of vehicular traffic, the traffic situation on Edmonds Street would be aggravated.

- (3) The intrusion of an automotive body and paint shop into what is substantially a commercial district would not only detract from the commercial amenities but would likely serve to stifle future commercial development in the subject area.

Mrs. MacRae concluded by requesting that Council accede to the wishes of the petitioners by exercising whatever means are available to prevent the establishment of the business in question.

It was pointed out to Mrs. MacRae that the present Town Planning By-Law permits the establishment of an auto body shop in a commercial zone.

The Municipal Manager advised that this matter had come to his attention through the legal firm of McGovern and Koole in the form of a letter claiming that the Building Department had erred in not granting a permit for an auto body shop because such use is permitted, under the Town Planning By-law, in a commercial zone. The Manager further advised that the Municipal Solicitor had confirmed this statement by McGovern and Koole and, accordingly, the Building Department subsequently indicated it would issue the permit in question.

It was noted that in the letter from McGovern and Koole, the applicant had indicated that he desired to establish a body repair shop and car storage yard and that he intended to erect the repair shop at a later date.

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR MATHER:

"That the Municipal Manager be requested to obtain an opinion as to whether commercial property can be utilized for the purpose of storing wrecked automobiles."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR MATHER,  
SECONDED BY COUNCILLOR PRITTIE:

"That the delegation be thanked for its presentation."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

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

CARRIED UNANIMOUSLY

ITEM NO. 8 OF REPORT NO. 21 OF THE MUNICIPAL MANAGER dealing with tenders for the hire of trucks was then laid on the table for further consideration by Council.

The Manager once again emphasized that of the trucks to be engaged, ninety percent of them would be tandem axle and be hired on an hourly basis. He also pointed out that these trucks were required for miscellaneous work and not the hauling of gravel, since the latter work would be done by or through the supplier of gravel to the Municipality, Scott Bros. Limited.

MOVED BY COUNCILLOR PRITTE,  
SECONDED BY COUNCILLOR JAMIESON:

"That the recommendation of the Manager,  
as contained in Item No. 8 of Report No. 21,  
to accept the tender of Holman Trucking Co.  
Ltd. for the supply of trucks to the  
Municipality for the period between June 1,  
1960 and May 31, 1961 on the following basis,  
be adopted:

- |                           |             |         |
|---------------------------|-------------|---------|
| (1) <u>Hourly Rate:</u>   |             |         |
|                           | Single Axle | \$ 6.25 |
|                           | Tandem Axle | \$ 8.25 |
| (2) <u>Ton Mile Rate:</u> |             |         |
|                           | Single Axle | .08½    |
|                           | Tandem Axle | .08 "   |

CARRIED UNANIMOUSLY

The Acting Deputy Clerk advised that he had received a number  
of tenders for the purchase of Lots 15 to 17 and Lots 22 to 24  
inclusive, D. L. 129, Plan 19465.

MOVED BY COUNCILLOR HARPER,  
SECONDED BY COUNCILLOR DRUMMOND:

"That the tenders be opened and tabulated."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 22, 1960.

(1) Bank Collections.

The Manager recommended that the Canadian Bank of Commerce, 8th  
and McBride Branch, 825 McBride Boulevard, New Westminster, B.C.  
be appointed as Agent for the Corporation for the acceptance of  
payments of property taxes, utility accounts, dog tax and other  
such accounts.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR MATHER:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

(2) Sidewalk Crossing Agreement - Lot 9, Block 4, D.L. 32,  
Plan 4525.

The Manager reported that in 1931, the Municipality permitted,  
by written agreement, a crossing over the sidewalk into business  
premises which existed at that time on the property above  
described. He advised that this Lot has since been consolidated  
with other holdings and now forms the site of the Super-Valu  
store adjacent to Simpsons-Sears and is now legally described  
as Lot "H", Block 4, D. L. 32, Plan 14680. He reported that the  
present owner, Bill's Investments Limited, is desirous of  
retaining the agreement and have accordingly requested an  
assignment in their favour. The Manager recommended that  
Council pass a resolution assigning the rights conferred by the  
subject agreement to Bill's Investments Limited and authorize  
the execution of the assignment indenture.

MOVED BY COUNCILLOR PRITTE,  
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

(3) Agreement - Greater Vancouver Water District respecting the  
North Burnaby Water Main.

The Manager recommended that Council authorize the execution of an Agreement between the Corporation and the above named District covering the construction of and apportionment of costs for the proposed new North Burnaby Water Main.

MOVED BY COUNCILLOR JAMIESON,  
SECONDED BY COUNCILLOR EDWARDS:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

(4) Tax Exemption of Elderly Citizens' Housing Properties.

The Manager reported that a 1960 Amendment to the Municipal Act provides, in part, that every building constructed with the assistance of aid granted under the "Elderly Citizens' Housing Aid Tax" owned and used exclusively by a non-profit Corporation for the purpose of providing homes to elderly citizens shall be exempt from taxation. He pointed out that since the Housing Aid Act in question was enacted on March 15, 1955, the aforementioned 1960 Amendment has been construed to mean that buildings constructed before March 15, 1955 would not qualify for the exemption. The Manager advised that the Municipal Assessor had submitted two statements; one setting out the values of land affected by the Elderly Citizens' Housing projects on the basis of a system predicated on Provincial grants irrespective of year, and another setting out the values dictated by using a system based only upon grants received since 1955 pursuant to the Elderly Citizens' Housing Aid Act. The Manager reported that the Assessment Commissioner has accepted the values contained in the latter schedule and our 1960 Assessment Roll has been altered accordingly; the effect for this year being a reduction in taxable land of \$23,075.00 and a reduction in taxable improvements of \$418,050.00. He added that there is a possibility the legislature may make a further Amendment to the Municipal Act during 1961 which may result in other reductions.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR PRITTE:

"That the report of the Municipal Manager  
be received."

CARRIED UNANIMOUSLY

(5) Printing and Stationery.

The Manager reported that the Purchasing Agent has advised that the general stationery supplies required for the current year's operations have already been obtained by quotation but that there is no reason why Royal Printers and Stationers Limited should not be asked to quote on future requirements. He pointed out that this would be done although there is no doubt they will be competing with their own suppliers.

MOVED BY COUNCILLOR JAMIESON,  
SECONDED BY COUNCILLOR EDWARDS:

"That the report of the Municipal Manager  
be received."

CARRIED UNANIMOUSLY

(6) Sounding of Sirens.

The Manager reported that effective 1000 hours, May 19, 1960, the Army will activate the Burnaby Siren System by notifying the No. 1 Fire Hall direct rather than on the order of either the Reeve, the Manager, the Civil Defence Co-Ordinator, or the Deputy Civil Defence Co-Ordinator.

MOVED BY COUNCILLOR HARPER,  
SECONDED BY COUNCILLOR MATHER:

"That the report of the Manager be  
received."

CARRIED UNANIMOUSLY

(7) Civil Defence Publicity.

The Manager advised that Radio Station C.K.N.W. had offered to donate its "Fiesta" programme on May 31st between 9:00 a.m. and 11:00 a.m. and also between 2:00 p.m. and 4:00 p.m. for the purpose of publicizing Civil Defence and allowing the public the opportunity of seeking Civil Defence information. The Manager recommended that our Civil Defence Co-Ordinator be authorized to assist Radio Station C.K.N.W. in the provision of factual and accurate Civil Defence information and that Officials of the Station in question be extended a vote of thanks for exhibiting community spirit and placing its facilities at the disposal of local Civil Defence authorities.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

(8) Lot 11, Block 26, D.L. 121, Plan 1054.

The Manager reported that a request has been received from the owners of property adjoining both sides of the above Lot to obtain control of it and thus enable them to maintain the Lot in question in an attractive condition. The Manager recommended that the West half of the subject Lot be leased to Mr. S. B. Hardcastle and the East half to Mr. J. T. Struk for a period of five years for the sum of \$1.00 each annually, subject to the following conditions:

- (a) That provision be made whereby either party (the Corporation or the above mentioned owners) can terminate the lease by giving the other party one year's notice.
- (b) That the Municipality retain a 20 foot easement in the centre of the total lot for purposes of protecting its storm sewer installation.

- (c) That the Municipality retain the right to instal a Sanitary Sewer in the aforementioned easement.
- (d) That the owners be permitted to fence the respective parcels to be leased, with the Corporation retaining the right of entry upon the land, including the right to remove the said fences for the purpose of maintaining the sewers.
- (e) That the owners be required to pay all taxes which will apply to the property under the provisions of Section 334 of the Municipal Act.
- (f) That the owners be not permitted to construct any building on the parcels to be leased and be also required to maintain the said parcels in a reasonable condition.

MOVED BY COUNCILLOR HARPER,  
SECONDED BY COUNCILLOR PRITTIE:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

- (9) Lease - Burnaby Revolver and Rifle Club (portion of Block 10, D.L. 14, Plan 3081.

The Manager reported that the above Club currently has a five year lease on the above mentioned property and that this lease expires on May 31, 1960. He advised that the Club is seeking a renewal for a longer period than five years as it is their intention to improve the structure located on the Range and construct a clubroom for the members. The Manager recommended that the present lease be renewed for a further period of five years as it is considered that this is sufficient time due to the development of the Municipality.

MOVED BY COUNCILLOR MATHER,  
SECONDED BY COUNCILLOR JAMIESON:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

- (10) The Manager submitted the report of the Chief Building Inspector covering the operations of his Department for the period between April 25th and May 20th.
- (11) The Manager submitted the report of the Medical Health Officer covering the activities of his Department for the month of April, 1960.

MOVED BY COUNCILLOR MATHER,  
SECONDED BY COUNCILLOR PRITTIE:

"That the above two reports be received."

CARRIED UNANIMOUSLY

- (12) The Manager submitted the Treasurer's Statement of Expenditures for the period ended May 6, 1960 in the total amount of \$700,902.40 recommending that they be approved.

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

- (13) The Manager submitted the Engineer's Special Estimates of Work in the total amount of \$5,640.00 recommending that they be approved.

MOVED BY COUNCILLOR HARPER,  
SECONDED BY COUNCILLOR JAMIESON:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

The Reeve submitted a report in connection with North Road advising that a meeting was held in New Westminster on May 26th between representatives of the Provincial Government, Coquitlam, New Westminster, and Burnaby to discuss the status and improvement of this street. The Reeve reported that the Minister of Highways had stated that his Government would not consider reclassification of North Road to arterial status but that it would consider a 50-50 cost sharing arrangement for improvements to the road and would also undertake the necessary design work in this connection. The Reeve recommended that the offer of the Provincial Government regarding improvement of North Road be accepted in principle and that the Department of Highways be requested to carry out the necessary design work.

MOVED BY COUNCILLOR HARPER,  
SECONDED BY COUNCILLOR MATHER:

"That the recommendation of the Reeve  
be adopted."

CARRIED UNANIMOUSLY

The Manager reported that tenders for the purchase of those lots mentioned earlier in the meeting had been tabulated and, as a result, it was being recommended that the following tenders be accepted:

(1) For Lot 15 - M. M. Handford -	\$ 4,500.00
(2) For Lot 16 - H. Heichert -	\$ 4,400.00
(3) For Lot 22 - A.B.C. Holdings Ltd.	\$ 4,635.00
(4) For Lot 23 - A. J. Appel -	\$ 4,600.00
(5) For Lot 24 - E. W. Nyholm -	\$ 5,236.75

The Manager further recommended that as no bids were received on Lot 17, this parcel be placed at a minimum price of \$4,400.00 on the list of properties for sale.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

"That the report of the Committee be now adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR JAMIESON:

"That the rights conferred by sidewalk crossing agreement between the Corporation and William Webb and Vera Frances Webb, dated September 24, 1931, covering Lot 9, Block 4, D. L. 32, Plan 4525, be assigned to Bill's Investments Limited, covering Lot "H", Block 4, D. L. 32, Plan 14680, and that authority be granted to the Reeve and Clerk to execute an Assignment Indenture accordingly."

CARRIED UNANIMOUSLY

The Chairman of the Public Utilities Committee inquired as to when a report could be expected from the Municipal Engineer relative to the condition of those roads mentioned by the Transportation Committee in its report on transit facilities for the Municipality.

The Municipal Manager advised that he had just received this information late this afternoon and that he desired to examine it before presenting a report to Council. In this latter connection, he stated that he would submit the subject report to Council next Monday evening.

MOVED BY COUNCILLOR JAMIESON,  
SECONDED BY COUNCILLOR EDWARDS:

"That "BURNABY ROAD CLOSING BY-LAW NO. 3, 1960"  
"BURNABY TOWN PLANNING BY-LAW 1948, AMENDMENT  
BY-LAW NO. 3, 1960"  
"BURNABY STREET LIGHTING FRONTAGE TAX BY-LAW, 1960"  
"BURNABY LOCAL IMPROVEMENT FRONTAGE TAX BY-LAW, 1960"

be now reconsidered."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JAMIESON,  
SECONDED BY COUNCILLOR EDWARDS:

"That "BURNABY ROAD CLOSING BY-LAW NO. 3, 1960"  
"BURNABY TOWN PLANNING BY-LAW 1948, AMENDMENT  
BY-LAW NO. 3, 1960"  
"BURNABY STREET LIGHTING FRONTAGE TAX BY-LAW, 1960"  
"BURNABY LOCAL IMPROVEMENT FRONTAGE TAX BY-LAW, 1960"

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

CARRIED UNANIMOUSLY



A discussion then took place as to the matter of marauding or uncontrolled dogs in the Municipality. It was contended that there has been an increase in the numbers of such dogs and that the problems caused by them have correspondingly increased. It was suggested that the By-law in effect governing the control of dogs be amended to permit the poundkeeper, or some other authorized person, to enter upon private property for purposes of apprehending uncontrolled dogs.

The Municipal Manager reported verbally that this matter was receiving study and that he was in the process of having a By-law prepared which would provide the necessary legislation needed to effectively curtail the activities of dogs.

MOVED BY COUNCILLOR JAMIESON,  
SECONDED BY COUNCILLOR PRITTEE:

"That an investigation be made into the general matter of controlling all animals in the Municipality with a view to eliminating the problems caused by them during their forays."

CARRIED UNANIMOUSLY

The Council then held an "In Camera" session.

Municipal Manager submitted a report relative to a claim of A. J. Kiloh for damages resulting from flooding to his property on December 14, 1959 advising that the claimant's insurance company had paid him the sum of \$128.48 and that the insurance company is now seeking this amount from the Municipality. The Manager recommended that the claim be settled as follows:

Insurance Company --	\$128.48
A. J. Kiloh --	<u>\$185.00</u>
Total --	<u>\$313.48</u>

MOVED BY COUNCILLOR JAMIESON,  
SECONDED BY COUNCILLOR EDWARDS:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

Municipal Manager reported verbally on a similar claim of A. W. Bell advising that this one has been pending for some three years. He recommended that this claim be settled in the amount of \$200.00.

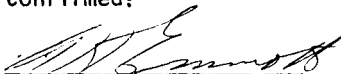
MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That authority be granted to offer \$200.00 to the claimant as settlement of his claim."

CARRIED UNANIMOUSLY

The meeting then adjourned to Tuesday, May 31st, 1960 at 7:00 p.m.

Confirmed:

  
REEVE

  
CLERK