

JANUARY 22, 1962

An Adjourned meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4545 East Grandview-Douglas Highway on Monday, January 22, 1962 at 7:30 p.m.

PRESENT: Reeve Emmott in the Chair;
Councillors Blair, Clark,
Edwards, Harper, Hicks, Kalyk,
MacSorley and Prittie

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR EDWARDS:

"That all of the below listed correspondence
be received."

CARRIED UNANIMOUSLY

Secretary, Westridge Ratepayers' Association, submitted a letter enclosing a copy of another letter addressed to the Shell Oil Company Limited drawing attention to the oil odours which sometimes prevail in the Westridge area.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR MacSORLEY:

"That the Shell Oil Company Limited be informed that Council is aware of the concern of the residents in the Westridge area with regard to the matter of oil odours and smoke and further, that the Company be requested to furnish Council with a copy of its reply to the letter from the Westridge Ratepayers' Association."

CARRIED UNANIMOUSLY

Secretary, Fraser Valley Municipal Association, submitted advice that the next meeting of the Association would be held in the Municipal Hall, Haney, B. C., on Wednesday, February 14, 1962, at 8:00 p.m.

Secretary, Parkcrest Community Association, submitted a letter thanking Council for responding so promptly to a request of the Association to construct Kensington Avenue between Halifax and Winch Streets.

Campaign Chairman, Mother's March on Polio, Kinsmen Club of South Burnaby, submitted a letter requesting permission to hold the annual "Mother's March on Polio" drive on February 3rd, by means of a house to house canvass commencing at 6:30 p.m. and by soliciting donations in front of the Provincial Government liquor stores on Kingsway during business hours. The Campaign Chairman also advised that the Club intends to use sound trucks during its campaign.

Guardian Secretary, Bethel No. 7, International Order of Job's Daughters, wrote requesting permission to hold a Peanut Drive on March 6th to 8th inclusive between 6:30 p.m. and 9:30 p.m. for the purpose of raising funds for muscular dystrophy work.

Guardian Secretary, Bethel No. 34, International Order of Job's Daughters, wrote seeking permission to hold a door to door Candy Drive on February 6th to 8th inclusive in North Burnaby.

Campaign Chairman, Mother's March on Polio, North Burnaby Kinsmen Club, submitted a letter requesting permission to hold a "Mother's March on Polio" campaign on February 1st between 6:30 p.m. and 7:30 p.m. The Campaign Chairman also advised that it is proposed to use P.A. systems during the campaign.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR MacSORLEY:

"That all of the above noted Groups be granted permission to conduct their respective campaigns and it be pointed out to the two Kinsmen Clubs that the use of sound equipment is prohibited under the Street and Traffic By-Law."

CARRIED UNANIMOUSLY

Executive Secretary, New Brighton Park Site Committee, wrote submitting Briefs prepared by the Committee and the Vancouver Board of Parks and Public Recreation in support of a proposal that New Brighton Park in the City of Vancouver be accepted by the Federal Government as a National Site. The Executive Secretary requested that Council lend its support to this proposal as well.

MOVED BY COUNCILLOR HICKS,
SECONDED BY COUNCILLOR EDWARDS:

"That the proposal outlined in the Brief received be endorsed."

CARRIED UNANIMOUSLY

Chairman, Canadian Peace Research Institute (B. C. Branch), wrote advising that the Institute proposes to stage a nation-wide drive for funds during the month of February and requesting permission to conduct this campaign in this Municipality.

MOVED BY COUNCILLOR HICKS,
SECONDED BY COUNCILLOR BLAIR:

"That permission be granted to the Canadian Peace Research Institute to hold this campaign during the period mentioned."

CARRIED UNANIMOUSLY

Retail Sales Manager, Jersey Farms Limited, submitted a letter conveying the appreciation of several of the staff making milk deliveries in this Municipality for the prompt and efficient efforts of the employees of the Corporation engaged in snow clearing and sanding operations.

MOVED BY COUNCILLOR KALYK,
SECONDED BY COUNCILLOR HARPER:

"That Jersey Farms Limited be thanked for its letter and the employees involved in the operations mentioned be commended for their efforts."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR PRITTE:

"That a Public Hearing be held on Monday, February 5, 1962 at 7:30 p.m. in the Municipal Hall for the purpose of receiving representation for and against a number of proposed rezonings which were dealt with by Council during the past month."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HARPER:

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

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 2, 1962

(1) Provincial Civil Defence Rescue Course No. 10.

The Manager recommended that the Chief Training Officer of the Fire Department, Mr. F. Blake, be authorized to attend the above noted course which is being held between January 29th and February 9th in the City of Vancouver. He added that the cost of this course would be paid by the Provincial Government.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Municipal Manager be adopted."

AGAINST - CARRIED
COUNCILLOR HICKS

(2) Lot 4, Block 28, D. L. 117E $\frac{1}{2}$, Plan 1222.

The Manager reported that bids for the purchase of the above described property had been received from the following in the amounts indicated:

- 1) Anton G. Ebner - \$3,025.00
- 2) T. J. Keinanen - \$2,000.00

The Manager recommended that these bids be rejected and that a previous offer of a Mr. August Linde for the purchase of the subject lot for the sum of \$3,550.00 be accepted, if it is not withdrawn.

The Manager further recommended that if this offer is withdrawn, the lot in question be again placed on the selling list at a minimum price of \$3,800.00.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(3) Tax Payment - Manson Bros. (1959) Ltd.

The Manager submitted a further report in regard to the alleged mailing of a cheque by the above noted Company in payment of 1961 taxes on property owned by it advising that the Department of Municipal Affairs now has suggested that if evidence could be produced that the negligence of a public servant was involved in this matter or that the procedures of the Municipality or public body were the cause of the imposition of the penalty, the Department would be prepared to advance the necessary Minute of Council for consideration. The Manager added that the Department had further advised that the case at hand does not appear to be a proper one to invoke the provisions of Section 217 of the Municipal Act.

The Manager reported that since there is no record of the cheque in question having been received by the Corporation, it is not possible to produce the evidence required by the Department.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR EDWARDS:

"That the report be received and the matter of the Department of Municipal Affairs requiring full documentation of the case be referred to the Reeve to take up with the Department when he is next in Victoria."

CARRIED UNANIMOUSLY

(4) Hings Property (250 North Grosvenor Avenue).

The Manager reported that a request has been received from a Mr. Graham B. Walker that the Municipality endeavour to effect the removal of an antenna from property occupied by Electronic Laboratories of Canada Ltd. at 250 North Grosvenor Avenue.

The Manager outlined the nature of the business conducted by the Company on the subject property and pointed out that the sightliness or unsightliness of an antenna or other electronic device is not the problem to be resolved.

He advised that the situation affecting the operation of the Company is as follows:

- (a) Electronic Laboratories of Canada Ltd. is a private Company and, as such, it should be licenced under the Trades Licence By-Law;
- (b) The operation of this business on this property is a non-conforming use;
- (c) The future existence of the business can only be resolved by means of Council either:
 - (i) Accepting the fact that the Company is a non-conforming use and thereby leaving it to come within the purview of Section 705 of the Municipal Act;
 - (ii) Declaring the Company a non-conforming use at present but, in view of its particular nature and past history, agreeing to recognize it and changing the zoning to bring the property into conformity.

The Manager added that, at the present time, individual Departments have no effective means of dealing with the operation of the Company.

MOVED BY COUNCILLOR MacSORLEY,
SECONDED BY COUNCILLOR KALYK:

"That the report be received and no action be taken by Council on the request to effect the removal of the antenna mentioned."

CARRIED UNANIMOUSLY

(5) Burnaby Local Improvement Financing By-Law No. 1, 1962

The Manager recommended that the above noted By-law be passed to permit financing of Local Improvement works either underway or complete at this date in the total amount of \$452,179.00 from the Local Improvement Fund at an interest rate of 5½%.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(6) Easements - South Slope Sewer Project Phase 3.

The Manager recommended that the following easements be acquired for the considerations noted and that Council also authorize the execution of the easement documents:

- (a) East 15 feet of Lot 6, S.D. "A", Block 47, D. L. 151, Plan 1437 (Taylor) - \$1.00 plus restoration of easement area.
- (b) West 15 feet and the north 15 feet of Lot 16 except the west 15 feet, S.D. "A", Block 47, D. L. 151/3, Plan 1437 (Smith) - \$500.00.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HICKS:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(7) Street Lights.

The Manager submitted the following list of street lights recommending that Council approve the installation of these lights:

- 1) Norland Avenue close to G.I.L.L. Transport
- 2) Mid-block Moscrop - Boundary to Smith
- 3) Mid-block Arthur - Rumble to Clinton
- 4) N/S of Lougheed at Springer

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

(8) Estimates.

The Manager submitted a report of the Municipal Engineer covering Special Estimates of Work in the total amount of \$103,726.00 recommending that they be approved.

MOVED BY COUNCILLOR MacSORLEY,
SECONDED BY COUNCILLOR HICKS:

"That the recommendation of the
Manager be adopted."

CARRIED UNANIMOUSLY

(9) Fallout Reporting Post.

The Manager reported that a proposal has been received to instal a Fallout Reporting Post and, though it was originally proposed to construct this structure in either the basement of the Police Station or underground on the site of the Police Station, it is felt that the Post should be placed in an outside concourse on the site of the New Headquarters Library Building in conjunction with the construction of this building. He pointed out that this Post would be built in accordance with plans and specifications prepared by the Architect for the Library Building and that there would be no additional expense involved to the Corporation and further, the appearance of the Library would in no way be affected.

The Manager recommended that Council authorize the construction of this Fallout Reporting Post in the outside concourse on the site of the New Library Headquarters Building in conjunction with the construction of this building, with the Post to be built in accordance with plans and specifications of the Architect for the Library building, on the undertaking that the Canadian Army will assume all additional costs resulting from the construction of the Post.

He also recommended that Council authorize the execution of an Agreement with Her Majesty the Queen relative to the construction of the Fallout Reporting Post.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

(10) Proposed Private Hospital - Block 21, D. L. 83, Plan 1267 (5068 Gilling Street).

The Manager reported that an application has been received to construct a Private Hospital on the above described property. He advised that the Health Department has granted approval in principle to the location insofar as sewage control is concerned provided,

- (a) The occupancy of the building is limited to a total of 15 patients;
- (b) Should the private sewage system operate to the fullest satisfaction for one year, then consideration would be given to permitting the addition of five patients.

The Manager also reported that the Planning Department is opposed to the application because:

- (a) The development proposed would tend to impede the orderly transition of the adjoining area from a Small Holdings use to a sound residential neighbourhood;
- (b) The type of land use requested should be located either in a Public Use zone or on the fringe of a residential zone adjacent a commercial district where it would be reasonably close to public transportation and commercial services;
- (c) The site in question does not possess any particular locational features or services;
- (d) An increase in the facilities from the currently planned 15 beds would not be possible until sewer service was available;
- (e) The subdivision of the property, as tentatively suggested by the applicant, would tend to frustrate normal subdivision of neighbouring property when sewerage makes this otherwise feasible;
- (f) The introduction of a semi-commercial use into the area (which is predominately acreage property) would encourage other owners to exploit their land for non-residential use;
- (g) A school site and school are planned on the north side of Gilpin Street in this general area.

The Manager pointed out that though it is considered the arguments against the granting of permission are quite conclusive, if Council should not agree, he was recommending that the proposal be referred to the Planning Department and the applicant to resolve the matter of using a portion of the subject property as a Private Hospital and, coincidentally, to provide for the protection of the future subdivision potential and pattern of the area on the south side of Gilpin Street, including provision for any necessary street and lane options.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HICKS:

"That the application to construct a Private Hospital on the property in question be rejected."

CARRIED UNANIMOUSLY

(11) Armoury.

The Manager submitted a further report in regard to the matter of the Municipality making a site available at Sperling Avenue and Spratt Street for the purpose of accommodating an Armoury advising that the site selected appears to be acceptable to the Department of National Defence. He mentioned that the

Deputy Minister of National Defence has asked that the Municipality confirm the offer to transfer the property to the Federal Government for the sum of \$1.00, adding that if soil tests prove to be satisfactory, the Department of Justice will be asked to appoint an agent to complete the necessary details to acquire the site.

The Manager further advised that the site and orientation of the building, parade square, and other features, as shown on a plan prepared by a Mr. Alan Gray, Architect, dated December 7, 1961, is in accord with preliminary discussions held between Municipal Officials, Architects, and representatives of the Department of National Defence. He pointed out that one slight modification has been made to the plan; it being the shifting of the relocated Auckland Street allowance 25 feet westward so that the site now measures approximately 500 feet along Sperling Avenue and 302 feet westward.

The Manager reported that it is considered the following conditions should be a part of any transfer of the subject property to the Department of National Defence:

- (a) If the Armoury is not constructed within an agreed period, the site should revert to the Municipality;
- (b) The Department of National Defence should give assurance that the architectural design of the Armoury will be conceived so that it will best relate to the arena and the swimming pool structures and further, that landscaping and grounds development will be reconciled to the building group and its central plaza;
- (c) If the Armoury is to be developed before the arena, the Department of National Defence should consider undertaking the rough grading of the area between the Armoury site and the swimming pool site; otherwise, the Armoury will face an embankment of over 10 feet on its south side and grading for the area will be somewhat more difficult at a later date;
- (d) The Department of National Defence should be aware that construction of the adjacent portions of the new major street on the west and Laurel Street on the north is not scheduled at present; therefore, if construction of the Armoury is to proceed soon (as is hoped), the Department of National Defence should construct these portions (perhaps to an interim standard) or, alternatively, provide an interim access scheme using Sperling Avenue;
- (e) In the event of the early construction of the Armoury, it will be necessary for either the Corporation or the Department of National Defence to assume responsibility for the extension of water service to the site because the Corporation does not consider that water service to the property is an imminent requirement;
- (f) The Department of National Defence should be advised of the scheduled construction of the sanitary sewer along Sperling Avenue and cautioned that the facility is not designed to handle storm water.

The Manager recommended that Council pass the necessary resolution making available the site in question, as more particularly shown in Red on Sheet 1 of the plan prepared by the aforementioned Mr. Gray, to the Crown for a nominal sum of \$1.00 for the purpose of accommodating an Armoury and further, that the conditions related above form part of the advice to the Department of National Defence.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR CLARK:

"That an area of land situated in a portion of Block 6, D. L. 77, Plan 3051, as shown on Sheet 1 of a plan prepared by Mr. Alan Gray, Architect, dated December 7, 1961, and as amended by the Planning Department of this Corporation, be conveyed by this Corporation to the Crown Federal for the sum of \$1.00 for the purpose of constructing an Armoury thereon; subject to the following conditions:

- (1) If the Armoury is not constructed within an agreed period, the site is to revert to the Municipality;
- (2) That the Department of National Defence give assurance that the architectural design of the Armoury be conceived so that it will best relate to the proposed arena and swimming pool structures and further, that landscaping and grounds development will be reconciled to the building group and its central plaza;
- (3) If the Armoury is to be developed before the arena, the Department of National Defence consider undertaking the rough grading of the area between the Armoury site and the swimming pool site.
- (4) Because construction of adjacent portions of a new major street on the west and Laurel Street on the north is not scheduled at present, the Department of National Defence is to construct these portions of streets (perhaps to an interim standard) or, alternatively, develop an interim access scheme using Sperling Avenue; provided, construction of the Armoury is to proceed soon;
- (5) In the event of early construction of the Armoury either the Corporation or Department of National Defence would assume responsibility for the extension of water service to the site."

CARRIED

AGAINST - COUNCILLORS PRITT,
AND HICKS

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR CLARK:

"That the Committee now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR CLARK,
SECONDED BY COUNCILLOR EDWARDS:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HARPER:

"That leave be given to introduce
"BURNABY TAX ABATEMENT BY-LAW, 1961"
"BURNABY LOCAL IMPROVEMENT FINANCING
BY-LAW NO. 1, 1962"
and that they be read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HARPER:

"That the By-laws be read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HARPER:

"That the Council resolve into Committee
of the Whole to consider the By-laws."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HARPER:

"That the Committee rise and report
the By-laws complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HARPER:

"That the report of the Committee be adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HARPER:

"That "BURNABY TAX ABATEMENT BY-LAW, 1961"
"BURNABY LOCAL IMPROVEMENT FINANCING
BY-LAW NO. 1, 1962"
be now read a Third Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR MacSORLEY,
SECONDED BY COUNCILLOR PRITTE:

"That "BURNABY ROAD ACQUISITION AND
DEDICATION BY-LAW NO. 1, 1962"
be now reconsidered."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR MacSORLEY,
SECONDED BY COUNCILLOR CLARK:

"That "BURNABY ROAD ACQUISITION AND
DEDICATION BY-LAW NO. 1, 1962"
be now finally adopted, signed by the
Reeve and Clerk and the Corporate Seal
be affixed thereto."

CARRIED UNANIMOUSLY

THE REEVE DECLARED A RECESS AT 9:15 P.M.

THE COUNCIL RECONVENED AT 9:25 P.M.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR PRITTE:

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

CARRIED UNANIMOUSLY