

OCTOBER 31, 1966

A regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4545 East Grandview-Douglas Highway, Burnaby 2, B.C., on Monday, October 31, 1966, at 7:30 p.m.

PRESENT: Reeve Emmott in the Chair;
 Councillors Corsbie, Dailly,
 Drummond, Herd, Hicks and
 McLean

ABSENT: Councillors Blair and Cafferky

Reverend A. R. Waller led in Opening Prayer.

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR HICKS:
"That the Minutes of the meeting held October 17, 1966, be adopted as written and confirmed."

CARRIED UNANIMOUSLY

The following wrote requesting an audience with Council:

- (1) Executive Secretary, Burnaby Chamber of Commerce re grant.
- (2) Mr. A. J. Holloway re rezoning of Blocks 4E½, 5 and 6, D.L. 68, Plan 3431 (Reference RZ #18/66)
- (3) Dowding, Trasov, Deverell and Harrop, Barristers and Solicitors, re use of Parcel "A", Explanatory Plan 10410, S.D. 15/16, Block 6, D.L. 74S½, Plan 1380 - SHISKIN (Reference RZ #49/66)

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR DAILLY:
"That the above three delegations be heard."

CARRIED UNANIMOUSLY

- (1) Mr. R. W. Hassard, President of the Burnaby Chamber of Commerce, appeared and presented a Brief containing a request for a grant in the amount of \$9,000.00 to assist the Chamber in achieving aims designed to promote the Municipality.

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR DRUMMOND:
"That this request be referred to the Grants Committee for consideration and recommendation."

CARRIED UNANIMOUSLY

- (2) Mr. A. J. Holloway, on behalf of Mr. Paul D. Smith, Architect, appeared and advised that he wished to appeal the decision rendered by Council on October 11th to not rezone the above described property to Institutional District (PI).

He also drew attention to a submission dated October 7th, which had been received by Council at the October 11th meeting, dealing with the subject of his appeal.

Mr. Holloway was advised that the October 7th submission received detailed consideration by Council on October 11th and, since no evidence could be adduced that would alter the opinion of Council, it was prepared

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to not reconsider the decision to not approve the application because it felt the reasons for rejecting it were valid.

It was pointed out to Mr. Holloway that, even though Council advanced the rezoning proposal to a Public Hearing some months ago, this was not to be construed as indicating that the rezoning would be effected.

It was also drawn to the attention of Mr. Holloway that a decision to advance a rezoning proposal to a Public Hearing requires only a bare majority of the Council members whereas an amendment to the Zoning By-Law requires the affirmative vote of at least two-thirds of all members. It was stated that, at the October 11th meeting, it was evident to Council that the amendment by-law would not receive the two-thirds and therefore it was defeated.

- (3) Mr. G. Dowding appeared on behalf of Mr. P. Shisken and advised that his client was aggrieved because, in the early part of this year, he had received permits to make eight trailer coach installations on his property but had later been advised that these installations could not be allowed because of zoning regulations.

He suggested that the Trailer Court of Mr. Shisken is located in an area which is most suitable for this type of development and that this use should be permitted by rezoning the property.

Mr. Dowding claimed that the problem lay in the interpretation of the Zoning By-Law, particularly the definition of the word "structure". He stated that the trailer coaches were not truly structures and therefore the use was not non-conforming. Mr. Dowding also mentioned that Mr. Shisken was prepared to make adequate provision for sewage outlets, electric service and other utilities.

After the presentation by Mr. Dowding, it was pointed out by Council that no action should be taken on the appeal because the question to be resolved is one of rezoning the property to a category which would permit the type of use desired by Mr. Shisken. In elaboration, it was explained that application was made to rezone the property to Tourist Commercial (C5) earlier this year and, on May 16, 1966, the Council resolved to not entertain the application because the character of development in the area is residential, except for a number of non-conforming uses in the immediate vicinity.

It was also pointed out that the policy of Council is that rezoning applications not be considered within less than six months from the date they are rejected.

Reference was made to the permits which had been issued by the Building Department to undertake certain electrical and plumbing work in connection with the placement of trailer coaches on the property in question. Though Council chose to not become involved in this matter because of its view that the only question to be considered is one of rezoning, it felt a report should be submitted chronologically explaining all of the events which have transpired with respect to the use of the property over the past two years or so.

MOVED BY COUNCILLOR McLEAN, SECONDED BY COUNCILLOR CORSCIE:
"That the Municipal Manager submit a report on the matter just described."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR McLEAN:
"That all of the below listed correspondence be received."

CARRIED UNANIMOUSLY

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Chairman, Local Sponsoring Committee, No. 637 Squadron, Royal Canadian Air Cadets, submitted an invitation to the members of Council to be present at the Annual "Wings" Parade being held at Burnaby Central Senior Secondary School on November 2nd at 8:00 p.m.

It was understood that Councillor J. Dailly would attend the function mentioned.

General Manager, Greater Vancouver Visitors and Convention Bureau, submitted a letter indicating the reaction of those who attended the 34th Annual Convention of the Canadian Tourists' Association.

He also expressed appreciation to Council for the assistance rendered by this Municipality in connection with the Convention.

Deputy Minister of Municipal Affairs wrote advising that Monday, January 2, 1967 has been declared a holiday by the Lieutenant Governor-in-Council pursuant to the "Interpretation Act" and that therefore the statutory meeting of Municipal Councils in the Province will be January 3, 1967.

Administrator, C.K.N.W. Orphans' Fund, submitted a letter applying to stage the C.K.N.W. Orphans' Christmas Fund Tag Day on Saturday, December 3, 1966.

MOVED BY COUNCILLOR CORSDIE, SECONDED BY COUNCILLOR DRUMMOND:
"That permission be granted to the Fund to conduct its Tag Day on the date mentioned."

CARRIED UNANIMOUSLY

Pastor, Westminster Seventh-day Adventist Church, wrote requesting permission to conduct its Annual Ingathering Appeal between December 3rd and 24, 1966.

MOVED BY COUNCILLOR CORSDIE, SECONDED BY COUNCILLOR DRUMMOND:
"That permission be granted to the Church to hold its campaign during the period mentioned."

CARRIED UNANIMOUSLY

Chief Executive Officer, Labour Relations Branch, Department of Labour, submitted a letter advising that the Burnaby Civic Employees' Union (Local 23) has applied for an Order prescribing a provision for the inclusion in the Collective Agreements between the Corporation and the Union to govern the dismissal or suspension of an employee bound by the Agreements.

He also invited the Corporation to submit its views on the application before November 4, 1966.

His Worship, Reeve Emmott, reported verbally that, in a conversation with the Minister of Municipal Affairs, it was indicated that the pertinent provisions of the Municipal Act could be amended to embody the intent of Section 22 (1) and (2) of the Labour Relations Act because the latter is felt to take precedence.

The Assistant Municipal Manager stated that a report was to be submitted by his office on the question of Council enacting a by-law to delegate its powers of dismissal and suspension to the Municipal Manager.

MOVED BY COUNCILLOR CORSDIE, SECONDED BY COUNCILLOR HICKS:
"That the approach outlined by His Worship, Reeve Emmott, be endorsed and no objection to this arrangement being effected be expressed to the Department of Labour."

CARRIED UNANIMOUSLY

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MOVED BY COUNCILLOR CORSDIE, SECONDED BY COUNCILLOR HICKS:
"That the Municipal Manager submit a report on the question of Council delegating its authority to suspend or dismiss an employee."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR DRUMMOND:
"That Councillors Cafferky and Blair be granted leave of absence from this meeting."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR DAILLY, SECONDED BY COUNCILLOR McLEAN:
"That the Council now resolve itself into Committee of the Whole."

CARRIED UNANIMOUSLY

The following matters were then lifted from the table:

- (a) Complaint of Mrs. G. L. Mahhe concerning Local Improvement on Smith Avenue

The Municipal Engineer reported verbally that he had had discussions with Mrs. Mahhe over the past week in regard to the Local Improvement work affecting her property.

He stated that two alternative preferences had been offered which would resolve her complaint but that she had not yet indicated her preference.

MOVED BY COUNCILLOR McLEAN, SECONDED BY COUNCILLOR CORSDIE:
"That no further action be taken on the complaint of Mrs. Mahhe in view of the steps which have been taken by the Engineer to resolve the problem."

CARRIED UNANIMOUSLY

His Worship, Reeve Emmott, recommended that Council authorize the installation of mercury vapour street lights on existing utility poles on Smith Avenue between Kingsway and Moscrop Street.

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR McLEAN:
"That the recommendation of the Reeve be adopted."

CARRIED UNANIMOUSLY

- (b) Proposed Amendment to Zoning By-Law re sideyard requirement in RM2 and RM3 zones

- (d) Detector Check Valves

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR HERD:
"That the above two items be tabled for a further week."

CARRIED UNANIMOUSLY

- (c) Agreement with Architect for Centennial Project

Councillor McLean stated that the Parks and Recreation Commission was not equipped to design the landscaping for the Centennial Project site but it is prepared to undertake the necessary plantings which may be required.

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR HICKS:
"That the recommendation contained in the report of the Manager which was submitted to Council at its last meeting be adopted."

CARRIED UNANIMOUSLY

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- (e) Application to rezone Lot 19, S.D. 12, Block 1, D.L. 120, Plan 9413 from Neighbourhood Commercial District (C1) to Multiple Family Residential District Three (RM3) - Reference RZ 93/66
(Located on the West side of Madison Avenue between William Street and Charles Street).

Municipal Clerk read a letter from the Planning Director in which answers were provided to the following two questions which were raised in Council on October 17th:

- (i) Are any long-term leases being enjoyed by the tenants of the stores on the property?
- (ii) What is the intention of the person who proposes to develop the property for apartment purposes?

The response of the Planning Director in connection with these two questions was:

- (i) Since the opening of Drentwood, there has been an increased turnover in the occupants of the commercial premises on the property such that it is difficult to maintain more than 60% occupancy, despite a decrease in rents. There is only one long-term lease which covers a period of six months.
- (ii) If the property is rezoned, the applicant would demolish all structures within six months of rezoning and erect apartments on the site.

The Planning Director reiterated the point made in his initial report on the application that the land is properly zoned because it provides local stores to serve the needs of the surrounding apartment and residential area. He added that, while Drentwood may be close enough to serve some of the neighbourhood needs during regular hours, it is expected applications for commercial zoning in the immediate area would be made to replace the existing facilities if the subject property is rezoned.

MOVED BY COUNCILLOR CORSDIE, SECONDED BY COUNCILLOR DRUMMOND:

"That the rezoning of Lot 19, S.D. 12, Block 1, D.L. 120, Plan 9413 from Neighbourhood Commercial District (C1) to Multiple Family Residential District Three (RM3) be approved for further consideration and advanced to a Public Hearing."

CARRIED UNANIMOUSLY

- (f) Proposed rezoning of Lots 41 to 45 inclusive, Block 1, D.L. 28, Plan 24032 from Residential District Five (R5) to Institutional District (I1)
(Reference RZ #120/66)
(Located on the North side of 12th Avenue 134.3 feet East of Grandview-Douglas Highway)

Municipal Clerk explained that the applicant now wishes four of the five lots to be rezoned, they being Lots 42 to 45 inclusive. He mentioned that the fifth lot has an encroachment on it.

The Clerk also mentioned that the Planning Department agrees with this "four-lot" rezoning proposal because it still provides sufficient area to accommodate the church planned by the applicant.

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR CORSDIE:

"That the rezoning of Lots 42 to 45 inclusive, Block 1, D.L. 28, Plan 24032, be approved for further consideration and advanced to a Public Hearing."

CARRIED UNANIMOUSLY

HIS WORSHIP, REEVE EMMOTT DECLARED A RECESS AT 9:05 P.M.

THE COMMITTEE RECONVENED AT 9:20 P.M.

COUNCILLOR DAILLY WAS ABSENT.

HIS WORSHIP, REEVE EMMOTT, recommended that Councillor J. D. Drummond be appointed as Acting Reeve for the months of November and December, 1966.

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR CORSDIE:
"That the recommendation of the Reeve be adopted."

CARRIED UNANIMOUSLY

HIS WORSHIP, REEVE EMMOTT, as Chairman of the Grants Committee, recommended that Council authorize a grant in the amount of \$500.00 to assist the Vancouver 1966 Grey Cup Festival Committee in undertaking the activities planned during the Grey Cup Festival Week.

MOVED BY COUNCILLOR CORSDIE, SECONDED BY COUNCILLOR HERD:
"That the recommendation of the Grants Committee be adopted."

CARRIED UNANIMOUSLY

COUNCILLOR DAILLY RETURNED TO THE MEETING.

An enquiry was made as to when the Discotheque By-Law can be expected.

MOVED BY COUNCILLOR McLEAN, SECONDED BY COUNCILLOR DAILLY:
"That the Legal Department expedite the preparation of the Discotheque By-Law so that Council can consider it as soon as possible."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 61, 1966

Report No. 61, 1966 of the Municipal Manager, attached to and forming a part of these Minutes, was dealt with as follows:

(1) Improvements to Bus Stop Areas

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR HICKS:
"That the work outlined in the report of the Manager be authorized to be undertaken."

CARRIED UNANIMOUSLY

(2) Complaint - DELAERE (6867 Aubrey Street) concerning subdivision servicing costs

(Municipal Clerk read the letter from Mr. Delaere in which he described the basis for his complaint).

MOVED BY COUNCILLOR McLEAN, SECONDED BY COUNCILLOR HERD:
"That this item be tabled in order to obtain clarification as to the status of the Subdivision Control By-Law, especially that part of it pertaining to lane pavings."

CARRIED UNANIMOUSLY

(3) 4800, 4940 & 4950 Grandview-Douglas Highway and 4867 Sperling Avenue

MOVED BY COUNCILLOR McLEAN, SECONDED BY COUNCILLOR DAILLY:
"That the recommendation of the Manager respecting 4940 Grandview-Douglas Highway be deleted and the recommendation, as amended, be adopted."

CARRIED UNANIMOUSLY

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(4) Demolition of buildings at 1520 Willingdon Avenue, 4777 East Grandview-
Douglas Highway, 8175 Patterson Avenue and 1160 Willingdon Avenue

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR CORSBIE:
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(5) Refrigerated Tank Construction of Trans Mountain Oil Pipeline Company

MOVED BY COUNCILLOR McLEAN, SECONDED BY COUNCILLOR DAILLY:
"That the Board of Transport Commissioners for Canada be asked to issue
an Order to Trans Mountain Oil Pipeline Company to paint the tanks in
question dark green in view of:

- (a) the apparent lack of application of the regulation recited
in the report of the Manager;
- (b) the desire of the people in the Westridge area that some
colour other than brown be painted on the tanks."

CARRIED UNANIMOUSLY

(6) Ceperly House

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR HERD:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(7) Comparison of Taxable Values of Real Property

MOVED BY COUNCILLOR CORSBIE, SECONDED BY COUNCILLOR DRUMMOND:
"That the report be received."

CARRIED UNANIMOUSLY

(8) 1966 Budget Recast

The letter of transmittal from the Municipal Treasurer on this matter
was read.

MOVED BY COUNCILLOR CORSBIE, SECONDED BY COUNCILLOR HERD:
"That the 1966 Budget Recast, as prepared by the Municipal Treasurer,
be amended by increasing the item under Code 187-49 from \$600,000.00 to
\$780,000.00 and the Recast, with this one amendment, be approved."

CARRIED UNANIMOUSLY

His Worship, Reeve Emmott, pointed out that the Parks and Recreation
Commission will eventually be assuming responsibility for the activities
planned in the buildings on the Centennial Project site. He added that
this responsibility would involve expenditures on the part of the Commission.

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR HICKS:
"That the Parks and Recreation Commission be asked to prepare itself for
the eventuality of assuming responsibility for the activities planned
in the buildings on the Centennial Project site by including in its
1967 estimates an approximation of the anticipated costs of these activities."

CARRIED UNANIMOUSLY

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(9) Estimates

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR McLEAN:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(10) Monthly Report of Chief Licence Inspector

(11) Monthly Report of Medical Health Officer

MOVED BY COUNCILLOR CORSDIE, SECONDED BY COUNCILLOR DRUMMOND:
"That the above two reports be received."

CARRIED UNANIMOUSLY

(12) Christmas Donuses (Social Service Recipients)

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR CORSDIE:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(13) Easement - Portion of Lot 21, Block 1, D.L. 160, Plan 4133 (RANCO)

(14) Easement - Portions of Lots "C" and "D", S.D. 3, Block 11, D.L. 129, Plan 21817 (MARSDEN)

MOVED BY COUNCILLOR CORSDIE, SECONDED BY COUNCILLOR DRUMMOND:
"That the recommendations of the Manager covering the above two items be adopted."

CARRIED UNANIMOUSLY

(15) Application to rezone Lots 12 to 14 inclusive, Blocks 55/58, D.L. 33, Plan 1325 (Reference RZ #08/65)

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR HICKS:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(16) Proposed parking lot - Hastings Street and Macdonald Avenue

MOVED BY COUNCILLOR CORSDIE, SECONDED BY COUNCILLOR DRUMMOND:
"That Council accept the cost of developing the subject property in the manner indicated in the report for the purpose mentioned."

CARRIED UNANIMOUSLY

(17) Curbs and Sidewalks

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR CORSDIE:
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(18) Land Acquisition for Road Purposes - Portion of Lot "C", Block 2, D.L. 119W¹, Plan 11285 (HIRTLE'S LOUGHEED HOTEL LIMITED)
DOUGLAS ROAD WIDENING

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(19) Miscellaneous Easements - Durnaby Hospital Sanitary Sewer Area #20

MOVED BY COUNCILLOR HERD, SECONDED BY COUNCILLOR HICKS:

"That the recommendations of the Manager covering the above two items be adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR McLEAN, SECONDED BY COUNCILLOR HICKS:

"That the Committee now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR McLEAN, SECONDED BY COUNCILLOR HICKS:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR McLEAN:

"That leave be given to introduce "DURNABY ROAD ACQUISITION AND DEDICATION BY-LAW NO. 17, 1966" and that it be now read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR McLEAN:

"That the Dy-Law be now read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR McLEAN:

"That the Council now resolve into Committee of the Whole to consider and report on the Dy-Law."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR McLEAN:

"That the Committee now rise and report the Dy-Law complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR McLEAN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HICKS, SECONDED BY COUNCILLOR McLEAN:

"That "DURNADY ROAD ACQUISITION AND DEDICATION BY-LAW NO. 17, 1966" be now read a Third Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR McLEAN, SECONDED BY COUNCILLOR HERD:

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

CARRIED UNANIMOUSLY