

OCTOBER 20, 1969

A regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4949 Canada Way, Burnaby 2, B. C. on Monday, October 20, 1969 at 7:00 p.m.

PRESENT:

Mayor R. W. Prittie;
Aldermen Blair (7:10 p.m.), Clark,
Dailly, Drummond, Herd, Ladner,
and Mercier;

ABSENT:

Alderman McLean

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN DAILLY:

"That the Minutes of the meeting on September 15, 1969 be adopted as written and confirmed."

CARRIED UNANIMOUSLY

ORIGINAL COMMUNICATIONS

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN DAILLY:

"That all of the below listed original communications be received."

CARRIED UNANIMOUSLY

Secretary, Armistice Day Ceremonies Committee, The Royal Canadian Legion, Branch No. 148, submitted a letter requesting permission to hold the Annual:

- (a) Remembrance Day Parade on November 9th commencing at 10:30 a.m. from the I.G.A. parking lot at Hastings Street and Ingleton Avenue and proceeding along Ingleton Avenue to the Vancouver Heights United Church on Albert Street;
- (b) Armistice Day Parade commencing at 10:30 a.m. from the Safeway parking lot to Confederation Park;
- (c) Poppy Sale between November 7th and 10, 1969.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN HERD:

"That Branch No. 148 of The Royal Canadian Legion be granted permission to conduct its Parades along the routes indicated, and the Poppy Sale at the times mentioned, subject to:

- (1) the approval of the R.C.M.P.;
- (2) the Provincial Department of Highways having no objection to the use of any arterial highways which may be involved in the Parades."

CARRIED UNANIMOUSLY

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Mrs. W. L. Esdale wrote to indicate that, in view of the conflict between the Red Feather Campaign in October and the Tag Days the Highland Laddies' Pipe Band planned to hold on October 17th and 18, 1969, the Band wishes to hold its Tag Day on the evening of November 7th and all day on November 8, 1969.

It was drawn ^{the} to attention of Council, during consideration of the request from the Highland Laddies' Pipe Band, that both the North and South Burnaby Branches of the Royal Canadian Legion have been granted permission to hold Tag Days at the same time as that planned by the Pipe Band.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:

"That, in order to avoid any conflict between organizations in conducting Tag Days, the Highland Laddies' Pipe Band be requested to select some other dates for its campaign."

CARRIED UNANIMOUSLY

Pastor, Westminster Seventh-Day Adventist Church, wrote requesting permission to hold the Annual Ingathering Appeal between December 1st and December 23, 1969.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:

"That the Westminster Seventh-Day Adventist Church be granted permission to conduct its campaign at the time indicated."

CARRIED UNANIMOUSLY

Mrs. R. Collard submitted a letter in which she offered reasons why she felt Gilley Avenue from Ambie Street to Marine Drive should not be designated as a truck route.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN HERD:

"That the submission from Mrs. Collard be referred to the Traffic Safety Committee for consideration."

CARRIED UNANIMOUSLY

Chief Administrative Officer, The Corporation of the Township of Richmond, submitted a letter inviting the members of Council to attend a Conference on Saturday, November 8, 1969 commencing at 9:30 a.m. in the Richmond Senior Secondary School to which will be invited Members of Parliament and Members of the Legislative Assembly for the purpose of discussing all ramifications associated with Pollution Control.

His Worship, Mayor Prittle, and Aldermen Ladner and Dailly, indicated they would be attending the Conference mentioned in the letter from the Chief Administrative Officer for Richmond, but it was understood that any other member of Council who wished would attend as well.

Alderman Ladner suggested that Council should seriously consider giving such a service as sewerage disposal higher priority than surface works, such as road and lane improvements, because the former is regarded as being more essential than the latter.

ALDERMAN BLAIR ARRIVED AT THE MEETING.

Alderman Ladner suggested that the Municipal Treasurer should submit a report indicating the tax burden on property owners in the municipality that is required to provide services to land vis-a-vis services to people.

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He added that the report should also:

- (a) show the amount of taxes required to be levied for services that were neither directly for land or for people;
- (b) include reference to the situation respecting revenue received from taxing land and improvements vis-a-vis revenue from other sources.

At the direction of Council, Alderman Ladner was requested to present the foregoing as a formal Notice of Motion at the next meeting of Council.

Mr. R. C. McLean submitted a letter requesting that Council review the decision it made on September 29, 1969 to not exempt from a requirement of the Approving Officer that he deposit \$1,200.00 for the construction of a lane along the Easterly side of his property, which is described as Block 101, D.L. 132, Plan 1493.

He also enumerated a number of points regarding the unfairness of the municipality's policy respecting the creation of lanes as a result of subdivisions.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN BLAIR:

"That the Municipal Engineer submit a report indicating the extent of the need of the municipality for the lane which is the subject of Mr. McLean's letter and its ultimate use, with it being understood that the Engineer will also offer his opinion on the points made by Mr. McLean in his letter."

CARRIED UNANIMOUSLY

Assistant Deputy Minister, Department of Municipal Affairs, wrote to advise that the views of Council, as expressed in a letter from the Municipal Clerk dated October 7, 1969, in connection with Municipal Rental Accommodation Grievance Boards have been noted by his Department and will be considered when a decision is rendered on the subject.

MOVED BY ALDERMAN HERCIER, SECONDED BY ALDERMAN BLAIR:

"That a copy of the letter from the Assistant Deputy Minister, plus the October 7th one written by the Municipal Clerk, be forwarded to the Burnaby Tenants' Association; and further, the attention of the Association be drawn to the fact that the reason difficulty is being experienced by Council in being able to proceed expeditiously on the question of Rental Accommodation Grievance Boards is because of the delay on the part of the Provincial Government in providing an indication as to whether legal machinery exists, or will be promulgated, to deal with the subject of Rental Accommodation Grievances."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERCIER, SECONDED BY ALDERMAN LADNER:

"That the Minister of Municipal Affairs be asked whether the Provincial Government has any intention whatsoever of assuming any financial responsibility for the administration of Rental Accommodation Grievance Boards."

CARRIED

AGAINST -- ALDERMAN CLARK

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Alderman Ladner pointed out that the M.L.A. for Burnaby-North, Mrs. Eileen Dailly, had been reported as urging the Provincial Government to institute changes in the Landlord/Tenant Act to rectify problems associated with rental accommodation.

He suggested that Council should support Mrs. Dailly in her endeavours.

Lower Mainland Municipal Association submitted a Notice that it will meet on Wednesday, October 22, 1969 at 8:00 p.m. in the Matsqui Municipal Hall.

A letter was submitted by Inspector J. E. Gibbon, Officer-in-Charge, Burnaby Detachment, R.C.M.P., setting forth the involvement of a Constable under his command in an eviction of Mr. L. Whaley on May 31, 1969.

The following is the substance of that letter from Inspector Gibbon:

- (a) A member of the Burnaby Detachment of the R.C.M.P. attended Kincaid Court at approximately midnight of May 31, 1969.
- (b) The complaint centre of the R.C.M.P. was aware of altercations taking place between Mr. J. Powers, part owner of Kincaid Court, and Mr. Larry Whaley, as a result of previous complaints from both sides.
- (c) The Constable was dispatched to Kincaid Court with instructions to attend and keep the peace, if required.
- (d) There was never any suggestion or instruction that the Constable would assist the landlord in the eviction.
- (e) On arriving at Kincaid Court, the Constable spoke to Mr. Whaley and informed him that, since a Notice of Eviction had been served on Mr. Whaley, it would appear he (Whaley) had no choice but to leave and that he should discuss the matter with his lawyer.
- (f) Other than this, no further action was taken by the Constable, no disturbance was noted, nor was the use of force observed.

Inspector Gibbon also made the following points in his letter:

- (1) Members of the force are called upon to attend at homes or apartments on many occasions to keep the peace.
- (2) Some of these occasions arise when persons are being evicted by landlords.
- (3) The very presence of the police could be construed as being intimidation in favour of the landlord.
- (4) The police would surely be criticized most severely if they refused to attend and altercations took place resulting in assault, damages or injuries.

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MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN HERD:

"That a copy of the letter from the R.C.N.P. be forwarded to Mr. L. Whaley and also to the President of the Burnaby Tenants' Association, Mr. John W. Hotiuk, because of their involvement in the subject of the letter."

CARRIED UNANIMOUSLY

Alderman Mercier suggested that there was a great deal of land which the municipality conveyed to Simon Fraser University a few years ago which can never be developed by the University, and therefore the Corporation should consider the matter of having this land returned.

He added that this land was suitable for the parks and recreational uses.

Alderman Mercier was requested by Council to submit a Notice of Motion at the October 27th meeting setting forth the specifics of his proposal.

Alderman Clark mentioned that an invitation had been received from the Western Canada Traffic and Parking Association for the municipality to send representatives to the 12th Annual Convention in Medicine Hat, Alberta between November 5th and November 7, 1969.

He requested that Council authorize two members of the Traffic Safety Committee to attend this Convention, with it being understood that an attempt would be made to delegate one member of the staff from the two members of the Committee.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN MERCIER:

"That Council authorize two members of the Traffic Safety Committee to attend the 12th Annual Convention of the Western Canada Traffic and Parking Association in Medicine Hat, Alberta between November 5th and November 7, 1969, with it being understood that an attempt will be made to delegate one member of the staff plus one member of the Committee to attend the Convention."

CARRIED UNANIMOUSLY

T A B L E D M A T T E R

A rezoning proposal of Munday Trailers Ltd. involving Lots 1 and 2 except part on Plan with By-Law 30070, S.D. "C", Blocks 2/3, D.L. 56H, Plan 1349 was then lifted from the table.

Item No. 13 of the Municipal Managers Report No. 63, 1969, which relates to the subject, was brought forward for consideration.

That report indicated that the Company was using a portion of the subject property for a purpose which will not be allowed until that land is rezoned to Service Commercial District (C4).

It was also suggested in the Report that the timetable the Company has developed for satisfying the prerequisites to the rezoning will take too protracted a time to complete.

It was also indicated that the Company was violating the frontyard and sideyard requirements of the Zoning By-Law in its use of the property.

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MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:
"That Munday Trailers Ltd. be advised that:

- (a) all of the subject property has not yet been rezoned to Service Commercial District (C4), and it will not be until the prerequisites established by Council earlier this year have been satisfied;
- (b) if it continues to violate the provisions of the Zoning By-Law insofar as they relate to the use of the property, the Council may be compelled to prosecute the Company for those violations,

with it being understood that staff from the municipality concerned with the matter will keep the situation under close surveillance to determine whether an attempt is being made by the Company to comply with the provisions of the Zoning By-Law."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN DAILLY:
"That the Council now resolve itself into a Committee of the Whole."

CARRIED UNANIMOUSLY

R E P O R T S

Alderman Blair submitted a report in connection with the employment by the Burnaby General Hospital Board of Mr. A. W. E. Pitkethley as a consultant for new construction planning at a rate of \$125.00 per day plus expenses.

He explained that the Board felt Mr. Pitkethley's advice would facilitate the expeditious approval of the project in that his involvement should result in minimizing the number of changes which may need to be made in the plans.

He added that Mr. Pitkethley is only paid for the time he works, whether it be for one day or only part of a day.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:
"That the report of Alderman Blair be received."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN LADNER:
"That the Minister of Health Services and Hospital Insurance be requested to expedite his approval for the construction of the Burnaby General Hospital Extension, especially the Acute Care section."

Alderman Blair explained why formal approval for the project in question has not yet been obtained and assured Council that the programme was proceeding as quickly as possible.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:
"That action on the motion introduced above be deferred until the October 27th meeting in order to allow Alderman Blair an opportunity to consult officials from the Burnaby General Hospital Board for the purpose of determining whether they would appreciate the kind of support proposed by the motion."

CARRIED

AGAINST -- ALDERMAN CLARK

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Municipal Clerk submitted a Certificate of Sufficiency covering the paving of the lane North of Forest Street between Smith Avenue and MacDonald Avenue.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN HERD:

"That Item 5 of Report No. 65, 1969, which deals with the subject of the Clerk's Certificate and which is on the Agenda for consideration later in the evening, be brought forward at this time."

CARRIED UNANIMOUSLY

(5) Local Improvement Lane Paving

The following is the cost report prepared by the Municipal Treasurer for the proposed paving of the lane North of Forest Street from Smith Avenue to MacDonald Avenue:

Estimated cost	-	\$2,120.00
Owners' share	-	\$2,043.03
Estimated lifetime of works	-	10 years
Annual levy	-	5 years at \$.257 per taxable front foot

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN HERD:

"That both the Certificate of Sufficiency from the Municipal Clerk and the cost report from the Municipal Treasurer relating to the subject lane paving project be received."

CARRIED UNANIMOUSLY

* * *

MUNICIPAL MANAGER submitted Report No. 65, 1969 on the matters listed below as Items (1) to (10), either providing the information shown or recommending the courses of action indicated for the reasons given:

(1) Wilberforce-Sapperton Area

STAGE I OF SUBDIVISION NO. 284/63

It was being recommended that a proposal of the Planning Department to cancel that portion of Crofton Street, plus the lane North of Wilberforce Street, shown coloured blue on the attached sketch, be approved.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN HERD:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(2) Monroe Avenue

STAGE II OF SUBDIVISION NO. 234/63

It was being recommended that the width of Monroe Avenue between Cascade Street and Cariboo Road be reduced from 66 feet to 54 feet and that the width of the lanes North and South of Monroe Avenue between Cascade Street and the lane West of Cariboo Road be increased to 20 feet, as more particularly outlined on the attached sketch.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN LADNER:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

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(3) Lots 13 and 14, Block 1, D.L.'s 121/187, Plan 1354
REZONING REFERENCE NO. 29/69

The Council, at its September 29th meeting, agreed to advance to a Public Hearing the rezoning of the above described properties to Multiple Family Residential District Three (RM3).

Four prerequisites were attached to the rezoning proposal, one of which was that the two lots be consolidated into one parcel.

During consideration of the application, a discussion took place concerning the possibility of including the two lots to the West (Lots 15 and 16) with the subject properties.

The Planning Director has re-examined the matter and agrees that the Lots 15 and 16 mentioned should be so included and has therefore recommended that the rezoning proposal be advanced on the basis of the four lots being consolidated into one parcel.

A question was raised in Council as to whether the opinion of the applicant for the rezoning of Lots 13 and 14 was aware of the proposal being recommended.

The Planning Director indicated that the applicant was not aware of this proposal.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:
"That the reaction of the applicant for the rezoning of Lots 13 and 14, Block 1, D.L.'s 121/187, Plan 1354 to Multiple Family Residential District Three (RM3) be ascertained to the proposal being advanced this evening by the Municipal Manager."

CARRIED UNANIMOUSLY

(4) Burnaby Business Tax Amendment By-Law 1969

Passage of the above By-Law by November 30, 1969 is necessary due to an amendment to the Municipal Act this year which alters the taxable value of personal property from 1% to .65%.

The effective date of the change will be January 1, 1970.

When this item was being considered by Council, the Assistant Municipal Manager stated that additional information should be furnished before Council acted on the By-Law.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN CLARK:
"That, in view of the statement by the Assistant Municipal Manager, action on the subject at hand, including consideration of the By-Law in question, be deferred until the additional information is submitted."

CARRIED UNANIMOUSLY

(5) Cost Report - Lane Paving

(This item was dealt with previously in the meeting.)

(6) Estimates

It was being recommended that the attached report from the Municipal

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Engineer covering Special Estimates of Work in a total amount of \$1,028.00 be approved.

The Assistant Municipal Manager pointed out that the amount should be \$102,800.00, not \$1,028.00.

During consideration of the subject of the report from the Manager, a question was asked in Council as to why the work planned for Burris Street under Job Nos. 32-769 and 32-770 were being proposed to be undertaken from General Revenue funds when the bulk of streets in the municipality are improved under the Local Improvement division of the Municipal Act.

A further point was made that there are many other streets abutting, or near to, schools which perhaps deserve as high a priority as Burris Street for improvements, and yet this is not being done.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That the estimates shown in the report of the Manager, except for those under Job Nos. 32-769 and 32-770, be approved and the Municipal Engineer provide Council with an answer to the questions outlined above regarding proposed improvements to Burris Street."

CARRIED UNANIMOUSLY

(7) Revenue and Expenditures

It was being recommended that the expenditures shown in the attached report from the Municipal Treasurer for the period between January 1st and September 28, 1969 be approved.

It was drawn to the attention of Council, during its consideration of the report from the Treasurer, that the "in lieu tax grant" column showed there was still a balance of \$355,510.00 due the municipality, mostly by the B. C. Hydro and Power Authority.

It was pointed out to Council that it is customary for the Authority to pay the bulk of its grants to the municipality toward the end of the year.

The Municipal Treasurer was asked to offer his opinion on a proposal that the Authority be requested to review its custom respecting payment of grants and arrange to forward the sums involved at the same time as ordinary taxes are due so that the municipality will have the revenue sooner.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN BLAIR:

"That the recommendation of the Manager covering the expenditures mentioned in his report be adopted."

CARRIED UNANIMOUSLY

(8) Monthly Report of Building Department

A report of the Chief Building Inspector covering the operations of his Department during the period between September 15th and October 10, 1969 was being submitted,

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(9) Monthly Report of R.C.M.P.

A report of the R.C.M.P. covering policing activities in the municipality during the month of September, 1969 was being submitted.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN HERD:
'That both of the above reports be received.'

CARRIED UNANIMOUSLY

(10) Conditions of Use in RM4 Districts (Section 204.2)

The Planning Director has reported as follows in connection with the above subject:

- (a) The Public Hearing on October 16, 1969 dealt with text amendments to the Zoning By-Law which were recommended in the Apartment Study 1969 report.
- (b) The proposed change in Section 204.2 (Conditions of Use in the RM4 District) is actually the recommended wording of the finally amended clause rather than the amendment itself.
- (c) In order to clarify the ambiguity, the proposed amendment should delete Clause 2, which presently reads:

"All required off-street parking spaces shall be provided in or beneath a principal building (excluding an accessory building which has become a part of the principal building by reason of its attachment to the principal building), or underground (where the roof of the underground parking area is not above the adjacent finished grade)."

- (d) Section 204.2 will then read:

"The buildings or buildings on a lot shall be designed and sited in a manner which does not necessarily obstruct view from the surrounding residential areas."

- (e) The foregoing amendment is among the items included for the Public Hearing scheduled for October 28, 1969.
- (f) The Planning Department would request that Council ratify the action taken in connection with the above matter.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN HERD:
'That the action taken to include on the Agenda for the Public Hearing to be held on October 28, 1969 an amendment to Section 204.2 of the Zoning By-Law which will delete sub-clause 2 of that Section be ratified.'

CARRIED UNANIMOUSLY

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MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN HERD:

"That Council reconsider its decision of October 14, 1969 to establish a one hour parking limit at 3895 Albert Street."

CARRIED UNANIMOUSLY

Alderman Clark explained that the Engineering Department had re-examined the situation and, because certain things were observed which were not apparent during the initial investigation, the loading zone which was requested by the Vancouver Heights United Church at the address indicated was deemed to be justifiable.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN HERD:

"That the decision of Council on October 14th, 1969 respecting the foregoing matter be rescinded."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN HERD:

"That Council authorize the institution of a loading zone 30 feet in length immediately adjacent to the entrance to the school classroom in the Vancouver Heights United Church at 3895 Albert Street."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:

"That the Committee now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

2 Y - L A W S

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:

"That leave be given to introduce:

"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 3, 1969"	#5572
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 4, 1969"	#5573
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 5, 1969"	#5577
"BURNABY LEASE AUTHORIZATION BY-LAW NO. 2, 1969"	#5561
"BURNABY ROAD CLOSING BY-LAW NO. 10, 1969"	#5587
"BURNABY ADVANCED POLL BY-LAW 1969"	#5580

and that they now be read a First Time."

CARRIED UNANIMOUSLY

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MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:
"That the By-Laws be now read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:
"That the Council do now resolve into a Committee of the Whole to consider and report on the By-Laws."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:
"That the Committee do now rise and report the By-Laws complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:
"That the report of the Committee be now adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN MERCIER:
"That:

- "BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 3, 1969"
- "BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 4, 1969"
- "BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 5, 1969"
- "BURNABY LEASE AUTHORIZATION BY-LAW NO. 2, 1969"
- "BURNABY ROAD CLOSING BY-LAW NO. 10, 1969"
- "BURNABY ADVANCED POLL BY-LAW 1969"

be now read a Third Time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:
"That the Council do now resolve into a Committee of the Whole to consider and report on "BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 11, 1966" #4904."

CARRIED UNANIMOUSLY

This By-Law provides for the following proposed rezoning:

Reference RZ #110/65

FROM NEIGHBOURHOOD COMMERCIAL DISTRICT (C1) TO MANUFACTURING DISTRICT (M1)

Lots 16 to 19 inclusive, Block 17, D.L. 70W $\frac{1}{2}$ of E $\frac{1}{2}$, Plan 1397

(Located on the North side of Canada Way approximately 193 feet East of Willingdon Avenue)

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Planning Director submitted a report as follows in connection with this proposed amendment:

- (a) The Council, in March of 1966, considered the rezoning of the subject properties from C1 to M1.
- (b) The proposal was advanced to Second Reading of the By-Law.
- (c) The only prerequisite to the rezoning was the consolidation of the four lots into one parcel.
- (d) The applicant has now satisfied this prerequisite.
- (e) The subject properties lie within an area which requires the approval of the Minister of Highways before the rezoning can be advanced; therefore, such approval must be obtained before the rezoning is effected.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

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

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That 'BURNADY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 11, 1966' be now read a Third Time."

CARRIED UNANIMOUSLY

It was noted by Council, when dealing with the above amendment to the Zoning By-Law, that this amendment was approximately three and one-half years old.

The Planning Director explained that the reason the By-Law had not been finalized was that the owner of the property involved had not satisfied the prerequisite until just recently.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN CLARK:

"That the Special Committee dealing with the question of procedures to be followed by Council in conducting its business also consider the question of whether amendments to the Zoning By-Law should be allowed to be held in abeyance any longer than what might normally be required to satisfy prerequisites associated with a rezoning proposal.

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN DAILY:

"That:

"BURNADY USE OF SURPLUS FUNDS BY-LAW NO. 1, 1969"	#5574
"BURNADY USE OF SURPLUS FUNDS BY-LAW NO. 2, 1969"	#5575
"BURNADY LEASE AUTHORIZATION BY-LAW NO. 3, 1969"	#5576

be now reconsidered."

CARRIED UNANIMOUSLY

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Municipal Clerk stated that the two Surplus Funds By-Laws received the approval of the Inspector of Municipalities, pursuant to the provisions of Section 283 of the Municipal Act, on October 10, 1969.

MOVED BY ALDERMAN CLAIR, SECONDED BY ALDERMAN DAILY:

"That:

"BURNABY USE OF SURPLUS FUNDS BY-LAW NO. 1, 1969"

"BURNABY USE OF SURPLUS FUNDS BY-LAW NO. 2, 1969"

"BURNABY LEASE AUTHORIZATION BY-LAW NO. 3, 1969"

be now finally adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto."

CARRIED UNANIMOUSLY

Ladner

Alderman suggested that steps should be taken to minimize the potential hazard to motorists using that portion of Royal Oak Avenue which is undergoing some work.

Mr. G. C. Mullis of the Engineering Department explained that a contractor is in the process of cementing a waterline which lies in the road allowance of Royal Oak Avenue and, because he is not finished, the trench(es) cannot be filled and the road restored to a proper condition.

Alderman Mercier mentioned that there are steel plate covers, with locked corners, which could be used to place over the opening(s) in the road so as to make it safe for vehicular traffic.

The Municipal Engineer was requested to determine what can be done to improve the situation of concern, either by using the steel plate covers mentioned or by some form of temporary fill or pavement. He was also asked to take into account the question of improving the lighting in the area so as to make the construction work more noticeable to motorists.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN LADNER:

"That "BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 45, 1969" (#5562) be now reconsidered."

CARRIED UNANIMOUSLY

HIS WORSHIP, MAYOR PRITTIE, DECLARED A RECESS AT 8:45 P.M.

THE COUNCIL RECONVENED AT 9:00 P.M.

This By-Law provides for the following proposed rezoning:

Reference RZ #39/69

FROM RESIDENTIAL DISTRICT FIVE (R5) TO COMPREHENSIVE DEVELOPMENT DISTRICT (CD)

Lots 9 South 70 feet, 9 Except South 70 feet, and 10 to 16 inclusive, Block 22, D.L. 32, Plan 1733

(6249 Marlborough Avenue; 4950 - 5038 Sanders Street inclusive; 6212 and 6238 Nelson Avenue -- the Northern portion of the block bounded by Sanders Street, Marlborough Avenue, Newton Street and Nelson Avenue)

Oct/20/69

Planning Department submitted a report on this rezoning proposal, advising that the prerequisites have been satisfied, as follows:

- (a) The parcels have been consolidated and resubdivided into two suitable sites.
- (b) A letter has been received agreeing to the future closure of the lane along the South side of the properties.
- (c) \$13,000.00 has been deposited to cover the cost of providing storm drainage facilities to the site(s).
- (d) A letter has been submitted which provides an undertaking to remove all existing improvements on the lots within six months of the rezoning being effected.
- (e) Detailed and suitable plans of development have been submitted and found acceptable.

The Planning Director displayed the development plans proposed for the property in question and elaborated on the points made in his letter.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN LADNER:
"That 'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 45, 1969' be now finally adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN HERD, SECONDED BY ALDERMAN CLARK:
"That Alderman McLean be granted leave of absence from this meeting."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN DAILY:
"That the Council now resolve itself into a Committee of the Whole
"In Camera"."

CARRIED UNANIMOUSLY