

THE CORPORATION OF THE DISTRICT OF BURNABY

August 9, 1971

MANAGER'S REPORT NO. 49, 1971.

His Worship, the Mayor,
and Members of the Council.

Gentlemen:

Your Manager reports as follows:

<u>Item No.</u>	<u>Subject</u>	<u>Page</u>
1	Complaint by Mrs. I. Owens, 4075 Spruce Street, on Lombardi Poplars on Neighbour's Property. (Item 11, Manager's Report No. 47, Ccl. Mtg. July 26, 1971)	1
2	Demolition of Municipal Houses (A) 45 North Stratford Avenue (B) 4323 Dundas Street.	2
3	Extension of Sewer Main Subdivision Reference #86/71 Blaine Drive.	3
4	Social Service Quarterly Report.	6
5	1973 Canada Summer Games Capital Budget.	8
6	Dredging Burnaby Lake.	9
7	Local Improvement Cost Report per Section 601 Municipal Act Grange-Dover, Kingsway and Royal Oak. (Item 19, Manager's Report No. 47, Council Mtg. July 26, 1971)	12
8	Local Improvement Cost Report per Section 601 Municipal Act Hazel Street - McKercher to McMurray Avenue. (Item 25, Manager's Report No. 47, Council Mtg. July 26, 1971)	13
9.	Establishment of Policy - Construction of Retaining Walls in Lanes.	14
10.	Burnaby Local Improvement Charges Bylaw 197, Bylaw No. 5858. (Grange and Hazel Streets.)	16
11.	Firehall No. 6 - Government Road and Brighton.	17
12.	Chevron (Canada) Limited Water Pollution Control Facilities Preliminary Plan Approval #1559.	18
13.	Burnaby Road-Closing Bylaw No. 6, 1971 (#5901) Closure of Portions of Buckingham Avenue, Wallen Avenue, Braemar Avenue and Adjacent Lanes.	19
14.	Rezoning Reference #47/71 Lot "C", Blocks 1/2, D.L. 97, Plan 15308, 6205 and 6213 Kingsway.	20
15.	Rezoning Reference #20/71 North 62 Ft. of Lot 2A, Blocks 2 to 4 Inclusive, D.L. 28, Plan 2162 - 7726 Wedgewood Street.	22
16.	Policy - Burning Permits.	23
17.	Piping Watercourse - Lister Court Arma & Lauraid Holdings Limited (Item 30, Manager's Report No. 47, Council Mtg. July 26, 1971)	26

Continued....

<u>Item No.</u>	<u>Subject</u>	<u>Page</u>
18.	Statement of Revenue & Expenditures.	30
19.	Agreement with Golf Professional, T. Wenn, - for Operation of the Kensington Pitch and Putt Golf Course.	37
20.	10' Storm Sewer Easement Requirement. Rezoning Reference #26/71.	38
21.	Power Poles in Central Park Garden Village Area.	39
22.	F.P.S.L. Storm Drainage Contract #1 United Contractors Limited.	41
23.	F.P.S.L. Storm Drainage Contract #2 Norburn Construction Company Limited.	42
24.	Miscellaneous Storm Sewer Easement - Lot "A", Block 12, D.L. 68, Plan 13374 - 3747 Sunset Street (Braddell).	43
25.	Engineer's Special Estimates.	45
26.	Personnel Department Monthly Report.	46
27.	Sanitary Sewer Extension Subdivision Reference No. 88/71 Taralawn Court (Item 28, Manager's Report No. 45, Council Meeting July 12, 1971)	49
28.	Sale of Dwelling only at 6007 Nelson Avenue.	50
29.	Sewerage & Drainage Easement Subdivision Reference #22/70.	51
30.	Power of Attorney - Nelson & Harvey Ltd. Custom Brokers	53
31.	Application re Rezone Lot 1, N $\frac{1}{2}$ and S $\frac{1}{2}$, Block 32, D.L. 34, From R5 Residential to CD Comprehensive Development to permit the construction of a High- Rise Senior Citizens Apartment Building.	57
32.	Rezoning Reference #31/71 Lot 4, Block 24, D.L. 99, Plan 2012 Cloverlawn Investments Ltd.	60
33.	Burnaby Lake Regional Park. Winston Street Park Link.	63
34.	Sewerage and Drainage Easement. Subdivision Reference #65/71	64
35.	Lease of 7072 Cariboc Road - Allsup Lot 10 (Exc. Exp. Plan 9817), Block 1, D.L. 14, Plan 3047. (Item 4, Manager's Report No. 4, 1971 (In Camera) Ccl.Mtg. Jan.18/ 71	66
36.	Burnaby Expropriation By-law No. 1, 1971, Lot 27, Block 24, D.L. 151/3, Plan 2001 (Bonsor Park) Hutton Property. (Item 22, Manager's Report No. 45, Council Mtg. July 12, 1971)	67
37.	Sidewalk Crossing, 6832 Balmoral Street.	69
38.	Wayburne Drive/Westminster Avenue Landscape Screening - Dominion Construction (Item No. 18, Manager's Report 39, Council Meeting May 31, 1971)	71

Continued....

<u>Item No.</u>	<u>Subject</u>	<u>Page</u>
39.	Electronic Data Processing	73
40.	New Automobile Temporary Storage Yards Recently Developed in Big Bend Area. (Item No. 20, Manager's Report 47, Council Meeting July 26, 1971)	99
41.	Equestrian Complex - Avalon Avenue. (Item 8, Manager's Report No. 47, Council Mtg. July 26, 1971)	100
42.	Big Bend Area Study. (Item No. 24, Manager's Report 47, Council Meeting - July 26, 1971)	101
43.	Subdivision Approvals Big Bend and Winston Study Areas.	107
44.	6557 Elgin Mrs. Helen Reeves	109
45.	Burnaby Lake Regional Park - Winston Street Park Link.	111
46.	Sidewalk Crossings - 4100 Block Gilpin	113
47.	Servicing Contract for Municipal Subdivision -- D.L. 86, Stage 3, Phase 1 -- Jack Cewe Limited (Item No. 22, Manager's Report 39, Council Meeting May 31, 1971.)	115
48.	Parking Areas in Required Front Yards	117

Respectfully submitted,



Melvin J. Shelley
MUNICIPAL MANAGER

MJS:mc

ITEM 1
MANAGER'S REPORT NO. 49
COUNCIL MEETING Aug. 9/71

1. Re: Complaint by Mrs. I. Owens,
4075 Spruce Street,
on Lombardi Poplars on Neighbour's Property.
(Item 11, Manager's Report No. 47, Council Mtg. July 26, 1971)

This item was referred back to the Solicitor to ascertain whether or not the trees were a public nuisance as opposed to a private nuisance.

The Solicitor advises as follows:

"A public nuisance is one which affects the public generally, whereas a private nuisance only affects particular individuals. I do not believe the trees on the property adjacent to the above-mentioned property can be classified as a public nuisance."

RECOMMENDATION:

THAT the type of problem in question be continued to be treated as a civil matter between the two parties concerned.