

MAY 1, 1972.

A regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4949 Canada Way, Burnaby 2, B. C. on Monday, May 1, 1972 at 7.00 p.m.

**PRESENT:**

Mayor R. W. Prittie in the Chair;  
Alderman W. A. Blair  
Alderman W. R. Clark  
Alderman G. M. Dowding  
Alderman J. D. Drummond  
Alderman T. Constable  
Alderman J. Dailly  
Alderman D. A. Lawson  
Alderman H. G. Ladner

**STAFF PRESENT:**

Mr. M. J. Shelley - Municipal Manager  
Mr. J. H. Shaw - Municipal Clerk  
Mr. E. A. J. Ward - Deputy Municipal Clerk  
Mr. E. E. Olson - Municipal Engineer  
Mr. A. L. Parr - Director of Planning.

The Minutes of the April 24, 1972 Council Meeting came forward for adoption.

Mayor Prittie indicated that he had voted against the Motion to abandon Burnaby Zoning By-law 1965, Amendment By-law No. 29, 1972, which was shown on Page 28 of the Minutes of the April 24th meeting, and he wished the minutes to reflect this.

Moved by Alderman Ladner, seconded by Alderman Dowding "That the minutes of the Council meeting held on April 24, 1972, be amended by showing Mayor Prittie against the Motion mentioned by him, and the minutes, as so amended, be adopted."

**CARRIED UNANIMOUSLY.**

**DELEGATIONS:**

The following wrote requesting an audience with Council:

- (a) President, Burnaby S.P.E.C., re Mosquito Control;
- (b) Mrs. R. Mile re Proposal to rezone properties known as 204 S. Rosser Avenue, 4412, 4418, 4424, 4430, 4440, 4456, 4470 and 4476 Pandora Street to Residential Multiple Family Residential District 3 (RME3);
- (c) Mr. J. J. Custock, Jr., re application to subdivide Lot 71, D. L. 159, Plan 27732;
- (d) Mr. and Mrs. B. Hoffmeister re:
  - (i) sewer behind 9788 Lyndhurst Street;
  - (ii) expropriation of 9762 Lyndhurst Street;
  - (iii) unsightly premises;
  - (iv) 3201 Noel Drive.

Moved by Alderman Blair, seconded by Alderman Dailly:  
"That all of the delegations be heard."

**CARRIED UNANIMOUSLY.**

- (a) No one was present from Burnaby S.P.E.C. to address Council on the question of Mosquito Control so it was understood by Council that action on the matter would be deferred until the Society indicated it wished to make representation;
- (b) Mrs. Mile then spoke and made the following points in opposition to the decision of Council to abandon the rezoning proposal involving the properties shown above:
  - (i) The area concerned was designated in the report produced in 1966 "Apartment Study 1966" as being suitable for future apartment development, and this should not be changed now by Council;

May 1, 1972.

(b) continued....

- (ii) Most of the homes involved are not needed by their owners for accommodating their children because the children, now adults, have left;
- (iii) Many of the homes have not had repairs or remodelling done since the owners expected them to be demolished and replaced by apartment buildings;
- (iv) There are apartments behind the properties and the same type of development on the subject lots would be more compatible than their present residential status;
- (v) The area has all the amenities required for apartment living.

Mr. A. DeVidi and others submitted a petition objecting to the decision of Council to not proceed with the rezoning proposal mentioned in the submission by Mrs. Mile.

Mr. L. W. Kelly also wrote to express the same views as those in the previous petition.

M. and N. Grove also submitted a letter indicating the same opinion, on the matter.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN BLAIR:

"That the decision rendered by Council on April 24, 1972 to not proceed with Burnaby Zoning By-law 1965, Amendment By-law No. 29, 1972, which is the subject of the rezoning proposal covered this evening by Mrs. Mile and others, be reconsidered."

CARRIED - ALDERMEN DAILLY, LADNER  
LAWSON, CONSTABLE  
- AGAINST.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN BLAIR:

"That the Planning Department plot, on a map, the location of all those who have expressed views on the rezoning proposal covered by the previous resolution."

CARRIED UNANIMOUSLY.

ALDERMAN CLARK served a Notice that he proposed to introduce a Motion to rescind the Resolution that Council passed on April 24th to abandon the Amendment to the Zoning By-law covering the rezoning of the properties alluded to in the previous Resolution to Multiple Family Residential District Three (RM3).

(c) MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN LADNER:

"That since Mr. Custock is not present, action on his request for an audience be deferred until consideration of Item 23 of the Municipal Manager's Report No. 30, 1972, later in the evening."

CARRIED UNANIMOUSLY.

(d) MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN CLARK:

"That, since neither Mr or Mrs. Hoffmeister are present, action on the matters covered in their letter be deferred until later in the evening."

CARRIED UNANIMOUSLY.

(d) continued.....

See Pages 22-23-16 for the subsequent action taken by Council on the matters concerning Mr. and Mrs. Hoffmeister.

# ORIGINAL COMMUNICATIONS

MOVED BY ALDERMAN LAWSON, SECONDED BY ALDERMAN DAILLY:

"That all of the below listed original communications be received, and action on the subject of the letter from Mr. and Mrs. W. McHardy be deferred until consideration of Item 15 of the Municipal Manager's Report No. 30, 1972, later in the evening."

CARRIED UNANIMOUSLY.

Mr. F. Findlay, Sea Cadet Corps, submitted a letter requesting permission to hold Tag Days at the Lougheed Mall and the Brentwood Shopping Centre.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN LAWSON:

"That permission be granted to the Corps to conduct its campaign on June 9th and 10th, 1972."

CARRIED UNANIMOUSLY.

Mrs. J. B. Klein, Secretary, The New Vista Society, wrote to express appreciation to Council for having appointed Alderman Drummond as its representative on the Trustee Board of the Society.

She also expressed thanks for Council having named the road at the east end of the property of the Society "New Vista Place."

Mr. Orest Moysiuk, President, Burnaby S.P.E.C. wrote to extend an invitation to the members of Council and members of the Health, Planning and Engineering Departments to attend a meeting on May 3rd at 7 p.m. in the Municipal Hall to hear Mr. Neil S. Rich on the subject of the relationship between oil refineries and pollution.

Mayor Prittie stated that, because the Municipal Hall will be closed for all but Council meetings due to the strike of the employees, Burnaby S.P.E.C. had been asked to arrange the meeting with Mr. Rich in some other location.

Mr. C. S. J. McKelvey, Executive Director, Union of B. C. Municipalities, submitted a circular inquiring as to the preference of Council in connection with the following three alternatives relating to the terms of office for elected officials:

- (a) that the present legislation in connection with the matter remain in effect;
- (b) that there be a straight two-year term for all members of Council, with elections being held every second year;
- (c) that there be a straight three-year term under the same conditions as in (b) above.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN CLARK:

"That the Union of B. C. Municipalities be advised that Council prefers the third option listed above in the letter from the U.B.C.M."

CARRIED,  
ALDERMAN CONSTABLE AGAINST.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN DAILLY:

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

CARRIED UNANIMOUSLY.

TABLED ITEMS

The following matters were then lifted from the table:

(a) Tenders for 1972 Street Improvements.

Alderman Drummond and Alderman Clark expressed their views on the manner in which tenders had been invited for the street improvements in question.

Their contention was that it was not proper that bidders be allowed to quote on the basis of unit prices because the quantities of materials required by the Municipality were uncertain.

They suggested that Council should consider accepting the tenders of the lowest bidders in each of the categories of work.

Item 26 of the Municipal Manager's Report No. 30, 1972, which dealt with the subject at hand, was then brought forward.

The following is the substance of that report:

(26). Tenders for 1972 Street Improvements.

The Municipal Engineer has submitted a report, a copy of which was being presented this evening, outlining his position in regard to the matter of awarding contracts for the 1972 street improvements, including the points made in Council on April 24 in regard to the matter.

The Engineer had concluded that there is no question the timing and format of the tender call was proper so he was recommending that the proposal advanced to Council on April 24th be accepted.

He has also indicated that it is intended to intensify his knowledge of market conditions in the industry.

It has been concluded, after a very exhaustive study and meetings with persons involved in the subject at hand, that:

- (a) if the Corporation had separated the concrete works from the paving works, there would have been more tenders; however, it is not considered desirable to let contracts for the work in question in too small amounts.
- (b) the municipality should not re-tender at this time because the offers now in hand are considered as favourable as they could be.
- (c) the practice followed of inviting tenders at this time was desirable because of prevailing market conditions in the field of concrete and asphalt work.

(a)

It was recommended that: Council accept the tender of Jack Cawe Limited in the amount of \$1,373,063.60 for the various street improvements listed in the report Council received on April 24, 1972, with final payment to be based on the actual quantities and the unit prices tendered for each item.

- (b) The Municipal Engineer make provision in future tender calls to allow the option of dividing concrete works from asphalt works on some projects as one alternative.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN BLAIR:  
"That the recommendations of the Manager be adopted."

Carried,  
Alderman Clark and  
Alderman Drummond against.

(b) Building Department.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN DAILLY:  
"That the recommendations contained in Item 26 of the  
Municipal Manger's Report No. 28, 1972, which Council  
received on April 24th and which dealt with a re-organi-  
zation plan for the Building Department and associated  
matters, be adopted."

Carried Unanimously.

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REPORTS

The Municipal Clerk submitted a Certificate of Sufficiency re-  
lating to Phase 1 of the 1972 Local Improvement Program as follows:

THE CORPORATION OF THE DISTRICT OF BURNABY

His Worship, The Mayor,  
and Members of the Municipal Council:

Ladies and Gentlemen:

RE: 1972 LOCAL IMPROVEMENT PROGRAMME - PHASE I

In accordance with Section 589 of the Municipal Act, I beg to report that I have published in a newspaper circulating in the municipality and also served upon the owners of property affected, Notice of Intention to construct, as a Local Improvement, pavement, pavement widening, and/or sidewalks as indicated, on the streets described below:

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	51% REQUIRED TO DEFEAT PROJECT	NO. OF OBJEC- TIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
23' pavement on 18th Ave. from Canada Way to approximately 300' west of 6th St. flaring to a width of 36' from that point to 6 St. with 5' curb sidewalks both sides							
72-034	18th Avenue from Canada Way to 6th Street	40	21	1	322,285	161,142	7,265
36' pavement with 5' curb sidewalks both sides of:							
72-035	18th Avenue from 6th Street to 2nd Street	54	28	nil	474,535	237,267	nil
23' pavement with 5' curb sidewalks both sides of:							
72-036	4th Street from 17th Avenue to Edmonds Street	18	10	nil	137,620	68,810	nil

May 1, 1972

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN LADNER:

"That the Certificate be received and a By-law be prepared to authorize the construction of the works listed."

Carried Unanimously.

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MUNICIPAL MANAGER submitted Report No. 30, 1972 on the matters listed below as Items (1) to (28), either providing the information shown or recommending the courses of action indicated for the reasons given:

(1) Vehicle Noise

It was recommended that:

(a) Council authorize an amendment to Section 17 of Burnaby Noise or Sound Abatement By-law to change the term "85 dBA" to "88 dBA" in order to better control noise emissions relating to vehicular traffic travelling up steep grades on roads.

(b) A copy of the report at hand be sent to the Burnaby Chamber of Commerce.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN DOWDING:

"That the recommendation of the Manager be adopted."

Carried Unanimously.

(2) Lot 18, Blocks 8 and 17, D. L. 97, Plan 1627. (5862 Kingsway).

It was recommended that Council authorize the issuance of a permit to move the dwelling at the above location to 6862 Russell Avenue, subject to the building being redecorated on the exterior to the satisfaction of the Chief Building Inspector, when it is placed on the Russell Avenue site,

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN BLAIR:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY.

(3) Uniform Building Code.

It was recommended that the concept of a uniform building by-law for municipalities which are members of the Regional District be rejected because such a by-law would not permit municipalities the flexibility that is required to effectively regulate local changes that arise.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN CONSTABLE:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY.

(4) Swimming Pool No. 2

It was recommended that Council concur with the selection of the name "Bonsor Park Swimming Pool" for the above swimming pool.

(5) Moved by Alderman Constable, seconded by Alderman Dailly:

"That the recommendation of the Manager be adopted."

Carried Unanimously.

(5) Monthly Report - Building Department.

A report of the Chief Building Inspector covering the operations of his Department between March 27 and April 21, 1972 was being submitted herewith.

(6) Quarterly Report of Social Service Department.

A report of the Social Service Administrator indicating social allowance disbursements and caseloads for select months in 1972 compared to the same months in 1971 was being submitted herewith.

May 1, 1972.

**(7) Social Assistance Costs .**

The Social Services Administrator has evaluated remarks made in the letter Council received on April 4th from the Minister of Rehabilitation and Social Improvement relating to social assistance costs, as follows:

- (a) there has been a reduction in caseloads in all categories of social assistance of 12% on a province-wide basis as of February 1972, as compared to the same period in 1971.
- (b) Burnaby's case load of unemployed employables as of March 1971 was 1,296, a reduction of 43% from March, 1972.
- (c) It appears from a cursory review of Bill 49 that the intent of the Minister is to place authority for the Social Assistance Act in the hands of the Cabinet instead of the Minister, or the Director of the Department of Rehabilitation and Social Improvement. It does not seem that provision has been made for an appeal Board to hear cases where clients feel they have been unfairly treated.
- (d) In summary, the current legislation will not have any undue effect on the Municipal Social Service Department.

**(8) Monthly Report of 1973 Canada Summer Games Society.**

A report of the Executive Director of the above Society covering the activities of the Society between March 14 and April 18, 1972 was being submitted herewith.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That the reports of the Manager under Items (5) to (8) inclusive be received."

CARRIED UNANIMOUSLY.

**(9) Fire Hazards**

In addition to the regularly established channels of communication informing the public of fire hazards, the Fire Department has arranged for the implementation of the following two promotional programs:

- (a) The B. C. Hydro and Power Authority and the Oil Heating Association of B. C. will cooperatively distribute adhesive warnings to residents when open flame and pilot light appliances are installed. If this proves successful, an attempt will be made to explore the feasibility of expanding the program to include all areas of the Lower Mainland.
- (b) A warning notice will be mailed with the tax statements relative to the use of spark producing equipment, or equipment that emits excessive heat near open flames.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That the report of the Manager be received."

CARRIED UNANIMOUSLY.

**(10) Tenders for Janitorial and Watchman Services - Municipal Hall and Justice Building.**

It was recommended that the tender of Modern Building Cleaning Division of Dustbane Enterprises Limited, in the amount of \$5,376.36 per month for the provision of Janitorial Services at the Justice Building and Municipal Hall, plus watchman services at the Municipal Hall, for a 24-month period commencing May 16, 1972 be accepted.

In response to a question, the Municipal Manager replied that the tender call was on the basis of a contract being let for both buildings together and not separately.

MOVED BY ALDERMAN LAWSON, SECONDED BY ALDERMAN BLAIR:

"That the recommendation of the Manager be adopted." Carried Unanimously



May 1, 1972.

- (11) (a) Lots 12 to 14 incl., Blk.3, D.L.53, Pl.3037  
(b) Lot "F", pt. on By-law 44715, D. L. 53, Pl. 3037

As a result of the Planning Department reviewing the development proposal planned by the Burnaby Halfway Lodge Society for the above described property and considering the views of those who appeared at the Public Hearing to express opposition to the proposal, it was recommended that:

- (a) the amendment to the Zoning By-law covering the rezoning proposal be advanced for Third Reading;
- (b) The Planning Department work with the applicant on the details of the specific building proposal;
- (c) The legal documents relating to the matter be prepared for the approval of the Society.

Mayor Prittie drew attention to the fact that a Mr. G. Read was present and wished an audience with Council in regards to the subject under discussion.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN LADNER:  
"That Mr. Read be heard."

CARRIED UNANIMOUSLY.

Mr. Read then spoke and stated that the property owners in the area adjacent to the land under consideration for rezoning to Special Institutional District still feel the same way as they did when they expressed opposition to the proposal at the Public Hearing. He reiterated the points in this regard, which were as follows:

- (a) the people regard the planned development as an invasion of privacy;
- (b) the development will have an adverse affect on the amenities of the area;
- (c) the property in question does not lie on the fringe of a residential area, as has been claimed;
- (d) the alcoholic rehabilitation centre that is planned by the Halfway Lodge has only had a 50% success factor in its present location.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN DOWDING:  
"That the recommendations of the Manager be adopted."

CARRIED,  
ALDERMAN BLAIR AGAINST.

Mayor Prittie declared a recess at 9.10 p.m.

The Committee reconvened at 9.30 p.m.

Alderman Dowding was absent from the meeting.

The subject of Mr. Hoffmeister's appearance was then considered.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN LADNER:  
"That the question of Mr. and Mrs. Hoffmeister appearing before Council, for the purposes indicated earlier in the minutes, be tabled until the May 8th meeting."

Carried Unanimously.

May 1, 1972.

(12) Contract No. 3, 1972 - Storm Drainage (H.J.Rai Ltd.)

It was recommended that Council authorize an extension of the completion date on the Contract to May 22, 1972 without implementation of the \$100.00 per day liquidated damages clause therein and that the performance bond relating to the contract be extended for the same period of time.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN LADNER:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY.

(13) School Patrols.

The Officer-in-Charge of the Burnaby Detachment, R. C. M. P. has indicated that the Municipality should not appoint a full-time R.C.M.P. Constable to be responsible for school patrols.

He also does not recommend that an extra Special Constable be engaged by the Municipality for the same purpose as he feels the R.C.M.P. has better control over School Patrols with the present organizational arrangement.

The Officer-in-Charge also pointed out that the S/Sgt. in charge of the Traffic Detail has been designated by the Traffic Safety Committee to discuss School Patrol activities with Principals of the Schools in Burnaby at a meeting scheduled for May 8, 1972.

It was recommended that consideration of the matter at hand be held in abeyance pending receipt of a further report from the R.C.M.P. after the May 8th meeting mentioned above.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN LAWSON:  
"That the recommendation of the Manager be adopted."

Carried Unanimously.

(14) West Side of Burnaby Mountain.

It was recommended that a report of the Planning Department that was being submitted herewith relating to the captioned subject be tabled until the May 8th meeting of Council.

MOVED BY ALDERMAN LADEER, SECONDED BY ALDERMAN BLAIR:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY.

Alderman Dowding returned to the meeting.

(15) Ditches - 3700 Block Frances Street (McHardy).

The following was being submitted as a result of Council receiving a complaint earlier in the meeting from Mrs. W. McHardy regarding the lack of improvements to the street in front of her property and the lane at the rear:

- (a) Financial limitations prevent the Municipality from initiating Local Improvements on all streets in the Municipality but the complaint of Mrs. McHardy will be taken as an indication of a desire for improvements.
- (b) The open ditches on the street are minimal because the area is serviced with a combined sewer. An inspection has shown that the ditches are in normal condition with no particular problem.
- (c) Frances Street has a 20-foot interim pavement.
- (d) An earlier request for the construction of the lane at the rear was denied by Council in March 1969 because of the substandard width of the lane and the fact that it could not be cancelled due to the existence of utility poles in the allowance.

1972.

- Page 11 -

May 1, 1972.

(Item 15.....continued)

- (e) The distance involved in setting out garbage cans at the rear of her property is not unusual for any area from which garbage is collected at the rear, which is approximately 20 feet.
- (f) The "No Dumping" sign in the undeveloped 10-foot lane allowance that was removed will be replaced.

It was recommended that a copy of the foregoing report be sent to Mrs. McHardy.

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN DAILLY:

"That the recommendation of the Manager be adopted."

Carried Unanimously.

(16) Tenders for Asphaltic Concrete Supply.

It was recommended that Council accept the following tenders in the amounts indicated for the materials shown in the report, on the basis that final payment will be made on the actual quantities and the unit prices tendered for each item:

- (a) Jack Cewe Ltd. - \$127,125.00 - for Section A
- (b) Standard General Construction Ltd. - \$44,400.00 for Section B.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN LADNER:

"That the recommendation of the Manager be adopted."

Carried Unanimously.

(17) Gravel Supply.

It was recommended that Council accept the tender of Jack Cewe Limited in the amount of \$53,031.50 for the supply and transport of the gravel mentioned in the report, with final payment to be made on the actual quantities and the unit prices tendered for each item.

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN LAWSON:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY.

(18) Portable Air Compressors.

It was recommended that Council authorize the purchase of 3 Gardner Denver Compressors, Model SP 150D, from G. M. Philpott Ltd. for the total sum of \$19,728.15 plus an extra of \$600.00 (\$200. for each machine) for modifications to the equipment that are required to bring the noise levels emitted by the equipment into conformity with the Noise or Sound Abatement By-law of the Municipality.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DAILLY:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY.

(19) Special Estimates.

It was recommended that the Special Estimates of Work of the Municipal Engineer in the total amount of \$9,607.50, be approved.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN CONSTABLE:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY.

May 1, 1972.

(20) Lease - ptn. of Lot 15, D. L. 155C, Pl. 1138  
(Consumer Pallet Limited).

It was recommended that Council authorize the execution of a Consent whereby the above described property will be sub-let by Consumer Pallet Limited to the Industrial Development Bank.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN LADNER : "That the recommendation of the Manager be adopted."  
Carried Unanimously.

(21) Contract #18 - Storm Drainage (Federal-Provincial Employment Loans Program - Part 13).

It was recommended that Council accept the tender of Gosal Bros. Contracting Ltd. in the amount of \$211,373.10 for the supply and installation of the storm drainage materials mentioned in the report, with final payment to be based on the actual quantities and the unit prices tendered for each item.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN CLARK:  
"That the recommendation of the Manager be adopted."  
Training Safety Committee with Principals of the School scheduled for 1972.  
Carried Unanimously.

(22) (a) Lot "B", Block 2W pt., D.L.'s 151/3, Plan 15880.  
(b) Lots 18 - 20 incl., Blk. 1, D.L.'s 151/3, Plan 1662  
(c) Lot 1, Blk. 1, D.L.'s 151/3, Plan 1662  
R. REZ. REFERENCE #7/72.

The Planning Department has reported on a proposal to rezone the above described properties to Comprehensive Development District (CD) and has concluded that the amendment to the Zoning By-law covering the proposal should be advanced despite the objections expressed by Mr. Arnold F. C. Hean on behalf of Prof. Canada Safeway Limited, occupier of the captioned Lot "B".

- (14) Mr. Hean submitted a letter requesting an audience with Council on the foregoing subject.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DOWDING:  
"That Mr. Hean be heard."

Carried Unanimously.

Alderman Dowding returned to the floor.

Mr. Hean then spoke and, in essence, reiterated points he had made previously to Council in opposition to the rezoning

- (15) proposal as it involves his clients' property.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN CONSTABLE:  
"That the By-law covering the above rezoning proposal be advanced for Third Reading."

CARRIED,  
ALDERMEN CLARK AND DRUMMOND  
AGAINST.

(23) Lot 71, D. L. 159, Plan 27732 (Custock).  
S.D. 13/70.

The following was being submitted as a result of Council receiving a letter from Mr. J. J. Custock, Jr., earlier in the evening in connection with his application to subdivide the above described property.

The Municipal Engineer and Planning Director have indicated they are not prepared to approve the subdivision proposal without first receiving a waiver removing any obligation from the Municipality to construct Patrick Street on which the property is located. Mr. Custock can pay the entire

(Item 23...continued)

cost of extending the street but he apparently is not prepared to do this because of the relatively high cost.

It was recommended that:

- (a) the Municipality not pay for the extension of Patrick St., that is mentioned in the report;
- (b) the subdivider of the property in question provide the Approving Officer with a written submission indicating he will not expect the Municipality to extend the Patrick Street allowance beyond its terminus, as requested by the Corporation.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DAILLY:

"That the subject of the report of the Manager be tabled until Mr. Custock indicates he is able to address Council on the matter."

Carried Unanimously.

(24) Building Department.

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

(25) Contract # 3, 1972 - Castle Concrete Ltd.

It was recommended that Council authorize an extension, until May 12, 1972, of the completion date pertaining to the above Contract without the implementation of the \$100. per day liquidated damages clause on the basis that the performance bond relating to the Contract is extended for the same period of time.

MOVED BY ALDERMAN DAILLY, SECONDED BY LADNER, :

"That the recommendation of the Manager be adopted."

Carried Unanimously.

(26) 1972 Street Improvements.

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

(27) Monthly Report - Personnel Department.

A report of the Personnel Director covering the activities of his Department as at April 29, 1972 was being submitted herewith.

(28) Annual Report - Health Department.

The Annual Report of the Medical Health Officer covering the activities of his Department for the year 1971 was being submitted herewith.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DAILEY "That the above two reports be received."

Carried Unanimously.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That the Committee now rise and report."

The Council reconvened.

Carried Unanimously.

MOVED BY ALDERMAN DOWDING, SECONDED BY ALDERMAN BLAIR:

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

Carried Unanimously.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN LADNER:

"That the Municipal Manager submit a report to a meeting of Council that will be held on Thursday, May 4, 1972 on the subject of relaxing the outdoor burning regulations."

CARRIED UNANIMOUSLY.

BY-LAWS

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That:

"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAWS NOS. 2 to 5, 1972"

"Burnaby Local Improvement Construction By-laws No.6 to 10, 1972"

be now introduced and that Council resolve itself into a Committee of the Whole to consider and report on the By-laws."

Carried Unanimously.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That the Committee now rise and report the By-laws 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:

"Burnaby Local Improvement Construction By-laws Nos. 2 to 5, 1972"

"Burnaby Local Improvement Construction By-laws Nos. 6 to 10, 1972"

be now read Three Times.

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Burnaby Zoning By-law 1965, Amendment By-law No.23, 1972 came forward for Consideration and Third Reading. This By-law provides for the following proposed Rezoning:

Reference RZ#7/72

4325/45 Kingsway, 5757, 5775 and 5791 Chaffey Avenue, 4289 Kingsway - located between Grange Street and Kingsway approx. 528 feet east of its intersection with Barker Avenue.

From C3, R5 and R5 and C3 to C.D.

Burnaby

Burnaby Zoning By-law 1965, Amendment By-law No. 49, 1971 came forward for Consideration and Third Reading. This By-law provides for the following proposed Rezoning:

Reference RZ 47/71

6205 and 6213 Kingsway

From R5 to C4.

The Municipal Clerk stated that the Planning Department has reported that the prerequisite established by Council in connection with this rezoning proposal has been satisfied.

Burnaby Zoning By-law 1965, Amendment By-law No. 12, 1972 came forward for Consideration and Third Reading. This By-law provides for the following proposed rezoning:

Reference Rezoning #76/71

7118, 7112, 7106, 7102 11th Avenue,

From R5 to P7.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That:

"Burnaby Zoning By-law 1965, Amendment By-law No.23, 1972"

be now considered and that Council resolve itself into a Committee of the Whole to consider and report on the By-laws."

Carried Unanimously.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DRUMMOND:

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

Carried, Ald. Clark against

Y 1, 19

Page 15

May 1, 1972

THE COUNCIL RECONVENED.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That:

Burnaby Zoning By-law 1965, Amendment By-law No.23,1972"  
be now read Three Times."

Carried Unanimously.

to 5,

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MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DRUMMOND:

"That:

"Burnaby Zoning By-law 1965, Amendment By-law No.49,1971"

"Burnaby Zoning By-law 1965, Amendment By-law No. 12, 1972"

be now considered and that Council resolve itself into a Committee  
of the Whole to consider and report on the By-laws."

Carried Unanimously.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DRUMMOND:

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

Carried Unanimously.

y.

The Council reconvened.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DRUMMOND:

"That:

Burnaby Zoning By-law 1965, Amendment By-law No.49,1971

Burnaby Zoning By-law 1965, Amendment By-law No.12, 1972

be now read Three Times.

5,1972

10,1972

forward

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ox.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN CLARK:

"That:

"Burnaby Cab and Commercial Vehicles By-law 1951,  
Amendment By-law No.2,1972"

"Burnaby Road Closing By-law No.7,1972"

"Burnaby Zoning By-law 1965, Amendment By-law No.32,1972"

"Burnaby Zoning By-law 1965, Amendment By-law No.33,1972"

"Burnaby Zoning By-law 1965, Amendment By-law No.34,1972"

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

Carried Unanimously.

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