

February 19, 1973

A regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4949 Canada Way, Burnaby 2, B. C. on Monday, February 19, 1973 at 7:00 p.m.

PRESENT: Mayor R. W. Prittie, in the Chair;  
Alderman W. A. Blair  
Alderman W. R. Clark  
Alderman T. W. Constable  
Alderman J. D. Drummond  
Alderman M. M. Gordon  
Alderman D. A. Lawson  
Alderman G. H. F. McLean  
Alderman J. L. Mercier

STAFF PRESENT: Mr. M. J. Shelley, Municipal Manager  
Mr. A. L. Parr, Planning Director  
Mr. E. E. Olson, Municipal Engineer  
Mr. E. A. J. Ward, Deputy Municipal Clerk  
Mr. B. D. Leche, Municipal Clerk's Assistant

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN LAWSON:  
"That the Minutes of the Council meeting held on February 12, 1973 be adopted as written and confirmed."

CARRIED UNANIMOUSLY

ORIGINAL COMMUNICATIONS

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN LAWSON:  
"That all of the below listed original communications be received and those items of the Municipal Manager's Report that relate thereto be brought forward for consideration at the appropriate times."

CARRIED UNANIMOUSLY

Mrs. Alma Donnelly, Executive Secretary, South Burnaby Branch, No. 83, Royal Canadian Legion wrote to request permission to hold a Parade commencing at 10:00 a.m. on June 23rd from the grounds of the 12th Avenue School proceeding along 12th Avenue to the St. Thomas More School.

The Executive Secretary also invited Mayor Prittie to officially open the 1973 Legion Highland Gathering, which is the occasion for the Parade, and to attend the dinner and dance in the Legion Auditorium on the evening of June 23, 1973.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN CONSTABLE:  
"That permission be granted to South Burnaby Branch, No. 83 of the Royal Canadian Legion to hold the Parade at the time and along the route indicated, subject to the approvals of the Burnaby Detachment of the R.C.M.P., the Municipal Engineer and the Provincial Department of Highways."

CARRIED UNANIMOUSLY

Mr. Alban Tufts wrote to request that he be allowed to retain the front driveway serving his property at 4776 Buxton Street.

*Item 18 of the Municipal Manager's Report No. 13, 1973, which deals with the subject of the letter from Mr. Tufts, was brought forward for consideration. The following is the substance of that report:*

(18) 4776 Buxton Street (Tufts)

A staff report on the request of Mr. Tufts will be submitted to Council on February 26, 1973.

MOVED BY ALDERMAN GORDON, SECONDED BY ALDERMAN BLAIR:

"That the information in the report of the Manager be conveyed to Mr. Tufts."

CARRIED UNANIMOUSLY

Mr. Lee Palfreyman submitted a letter requesting that the curb crossing serving property known as 4733/35 Canada Way be relocated at municipal expense.

*Item 20 of the Municipal Manager's Report No. 13, 1973, which deals with the subject of the letter from Mr. Palfreyman, was brought forward for consideration. The following is the substance of that report:*

(20) 4733/35 Canada Way (Palfreyman)

On June 30, 1966, a plan was deposited in the Land Registry Office subdividing Parcel "A" and a part of Lot 1, Block 6, D.L. 74 into five lots numbered 77 to 81. Lot 81 is the one owned by Mr. Palfreyman. At the time of subdivision, there was a duplex on the property and a gravelled driveway.

In October, 1967, the Department of Highways installed concrete curbing on the Highway in front of the subject property. The plans used by the construction forces did not indicate the subdivision referred to above. As there was no way the construction crew had of knowing that the land had just been subdivided, they naturally installed the curb crossing to suit the existing driveway. Mr. Palfreyman did not appear concerned and made no effort at that time to have the crossing installed in the right place. In June, 1969, when the municipality constructed the concrete sidewalk and extended the crossing, Mr. Palfreyman again made no effort to correct the situation. Now he has evidently sold the adjacent Lot 80, which is still vacant, he wishes the driveway crossing altered at municipal expense. To date, his request has been refused and he has been informed that any relocation would need to be at his expense.

It was recommended that the crossing in question not be relocated at municipal expense.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN MERCIER:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

Mrs. C. Nest submitted a letter enquiring as to why her property at 3875 Regent Street cannot be serviced with a sewer and also requested that steps be taken to relieve traffic congestion on Ingleton Avenue, Myrtle Street and Still Creek Street.

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*Item 22 of the Municipal Manager's Report No. 13, 1973, which deals with the subjects of the letter from Mrs. West, was brought forward for consideration. The following is the substance of that report:*

- (22) (a) Sewers  
(b) Traffic on Ingleton Avenue, Myrtle Street and Still Creek Street  
(WEST)

The residential area bounded by Gilmore Avenue, Myrtle Street and the Freeway was deleted from the sewer programme because of a possible replot and rezoning for industrial use. To have provided the residential development there now with sewer would have resulted in many of the sewer lines becoming redundant in the event the properties were to be used for industrial purposes.

The properties which lie on Myrtle Street were the subject of a comprehensive report that was adopted by Council in 1967. This report referred to the assembly and servicing of the land and its development for industrial purposes. The recommendations which were adopted included a requirement for developers who assembled sites to be responsible for the installation of sewer services and that the location of the services be dependent on the actual size of the sites assembled.

The overall plan for the area proposes the cancellation of Regent Street and the inclusion of Mrs. West's lot in a larger industrial site.

To date, there have been no firm proposals but only general enquiries as to industrial development in the area. Although there is no way one can reasonably predict when such development will begin, it is in all probability at least one or two years away.

It is suggested that Mrs. West make an appointment to discuss the matter with the Planning Director if additional specific information regarding the industrial development of the area is desired.

As regards traffic in the area, the trucking terminals to the North of Myrtle Street do generate large volumes of truck traffic. Much of this with an origin or destination to the Freeway or Grandview Highway is required to travel on Ingleton Avenue and would pass by Regent Street.

The majority of street parking on Myrtle Street and the street South are private automobiles. Those on Myrtle Street belong, for the most part, to employees of the commercial developments in the area. Vehicles are usually parked on both sides of Myrtle Street from Esmond Avenue to Gilmore Avenue but they do appear to be leaving enough room for a two-way traffic flow. Parking was prohibited last year on the West side of Ingleton Avenue between Myrtle Street and Grandview Highway because the encroachment of the parked vehicles on the pavement restricted the free flow of traffic. Parking along Regent Street itself is quite light and would appear to be mainly that of the residents there.

Although the area does have a lack of off-street parking facilities, it is not felt that the present parking, with the exception of a few corner clearance violations, would justify additional parking bans at this time. If conditions do arise which warrant action then such will be done.

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It was recommended that a copy of the report at hand be sent to Mrs. West.

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN GORDON:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

Central Mortgage and Housing Corporation submitted details concerning a proposed new Bill to amend the National Housing Act.

*MUNICIPAL MANAGER stated that he would be submitting a report on certain points in the submission from the Housing Corporation that are considered pertinent to Council.*

The following matter was then lifted from the table:

Proposed Major Roads Study involving:

- (a) Broadway from Gagliardi Way to North Road;
- (b) Hastings Extension to Centennial Way.

*Item 17 of the Municipal Manager's Report No. 13, 1973, which deals with the subject at hand, was brought forward for consideration. The following is the substance of that report:*

- (17) (a) Broadway from Gagliardi Way to North Road
- (b) Hastings Extension to Centennial Way

The following additional information is being supplied to that provided at the Council meeting on February 5, 1973 in regard to the above roads:

- (1) In order to determine meaningful limits of property acquisition and quite possibly take advantage of the purchase, at propitious times, of property that may be required, it is necessary to know the design for the streets in question quite accurately. Such purchases should be made as soon as possible after provision is made in the budget in order to avoid possible escalation in the value of the land(s) involved.
- (2) The establishment of the actual routes for the two roads would aid in future planning for the areas concerned. As regards Broadway, the effect of this extension from Gagliardi Way to North Road on Gagliardi Way itself should be known so that all involved (Burnaby, Coquitlam and the Department of Highways) may act accordingly when dealing with other possible road connections to Gagliardi Way.
- (3) The justification for both routes has already been established. For example, the Broadway proposal is required to eliminate the problem of infiltrating traffic in the Sullivan Heights area. It is also known that continued and increasing use of Curtis Street by through traffic is most undesirable because it is a residential area and therefore the Hastings extension to Centennial Way should be provided as an alternative.

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- (4) The municipality must know the location of the proposed road proposals in order to effectively advance negotiations with the Provincial Government regarding the sharing of the cost of constructing the streets.
- (5) The municipality itself must know the estimated cost of constructing the streets in order to provide a meaningful budget appropriation.
- (6) As regards the Broadway proposal, the progressing condominium development in the area where the road is proposed is based upon a road connection on Beaverbrook Drive to Broadway. The developer is obliged to design and construct this portion of Beaverbrook Drive but he must naturally know the alignment and elevation of Broadway itself.
- (7) There is also a very critical problem concerning the possible conflict of the Broadway Extension with property of the B. C. Hydro and Power Authority in the area, particularly that on which a transmission tower is located.
- (8) One of the alternative routes for Broadway involves private property in the Northeastern sector. The owner of this property wishes to know the future pattern of development for his property.
- (9) Another thing is the manner in which the Parks Trail System in the Stoney Creek ravine area should be preserved.
- (10) It may be possible to take advantage of surplus fill material that could be used to reduce the costs of constructing one or both of the streets.
- (11) Property owners on Larkin Crescent and Norcrest Court have expressed concern about the proposed extension of Broadway between Gagliardi Way and North Road, and this must be taken into account by the municipality when designing the street.

It was recommended that the proposals of Robert F. Binnie Limited to design the streets in question be accepted.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN GORDON:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN GORDON, SECONDED BY ALDERMAN CONSTABLE:  
"WHEREAS the Council of Burnaby deplores the continuing and rapid increase in the use of heroin, particularly among young people; and

WHEREAS it is felt the time for Commissions, trial projects and meaningful discussion about the matter has passed;

NOW THEREFORE BE IT RESOLVED that the Premier of British Columbia, the Minister of Health and Hospital<sup>Insurance</sup> and the Minister of Rehabilitation and Social Improvement be requested to give immediate consideration to the establishment of Provincially-controlled drug clinics where verified, registered drug addicts can be treated in such a manner that will eliminate the tremendous profits which are presently derived from the illegal drug trade."

CARRIED UNANIMOUSLY

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### ENQUIRIES

When Alderman Constable enquired as to whether the 3700 Block Hastings Street was included in an Urban Renewal Programme, the Planning Director stated that it was not but the Block was slated for future apartment use. The Planning Director added that there had been some enquiries about developing that Block for that purpose.

As a result of a request by Alderman Lawson, the Municipal Manager was directed to submit a report on a recent oil spill in Still Creek where an aircraft was employed to spread an emulsifier on the water.

Alderman McLean enquired as to who was responsible for maintaining areas where easements have been obtained for watercourses.

MUNICIPAL ENGINEER replied that the property owner is obliged if it is a creek in a natural state. He added that there are not too many watercourses on easements but, if the municipality is obliged to protect adjacent properties by enclosing the watercourse, easements are obtained.

Alderman McLean indicated he would provide the Municipal Engineer with the location of the watercourse he had in mind.

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN BLAIR:

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

CARRIED UNANIMOUSLY

### REPORTS

ADVISORY PLANNING COMMISSION submitted a report expressing appreciation to Council for making it possible for the Commission to hold a Dinner Meeting on February 8, 1973.

The Commission also recommended that Council recognize the services of the retiring members of the Commission by writing directly to the individuals concerned.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN CONSTABLE:

"That the first item in the report of the Commission be received and the recommendation covering the second matter be adopted, on the understanding that Mayor Prittie will write to the retiring members of the Commission."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER submitted Report No. 13, 1973, on the matters listed below as Items (1) to (22), either providing the information shown or recommending the courses of action indicated for the reasons given: .

#### (1) Winter Capital Projects Fund

On December 11, 1972, the Council authorized an application for loans totalling \$6,921,500.00 under the Federal-Provincial Winter Job Expansion Plan 1973. To date, very few projects of any description from anywhere in B. C. have been approved by the Department of Municipal Affairs. One of them is the Kensington Rink in Burnaby.

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The Programme is for a 3-year period. Rebates of 100% of on-site labour costs may be claimed for labour performed during the winters of 1972-73, 1973-74 and 1974-75. A rebate of 50% of on-site labour costs may be obtained for work performed between June and November, 1973 and 1974.

The Programme approved by Council anticipated regulations in force in prior years and did not envision the above rules. It was also not known that a low priority would be given to water works and sewer projects. It has been pointed out to the Department of Municipal Affairs that storm sewers are projects most suitable for construction during winter months and contain the highest proportion of labour costs. Notwithstanding, if the Department of Municipal Affairs finds it difficult to justify allocations for such projects, Burnaby must find some other type of work in order to secure a reasonable share of available funds.

In that regard, one project that was not advanced was the Health and Welfare Building and alterations to the Municipal Hall. The estimated costs of undertaking these two improvements is:

Health and Welfare Building	-	\$ 993,284.00
Alterations to Municipal Hall	-	<u>\$ 431,550.00</u>
		\$1,424,834.00

If Council was to authorize the submission of these two projects at round figures of \$1,000,000.00 and \$500,000.00, respectively, and if they were approved, the Provincial Government could approve the necessary Loan Authorization By-Laws. If costs proved greater than estimated, the Council could obtain extra monies by passing a Tax Sale Monies By-Law.

It was recommended that the Municipal Treasurer be authorized to apply for Federal-Provincial Winter Capital Project Funds totalling \$1,500,000.00 covering the two projects mentioned above.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN GORDON:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN CONSTABLE:

"That, inasmuch as it is considered important that such projects as the installation of storm sewers should be accorded high priority and that emphasis should be placed on projects covered by the Burnaby Capital Works Programme, Council convey its preference for the previous policy relating to Federal-Provincial Winter Jobs when applying for the loans that are the subject of the report of the Municipal Manager this evening."

CARRIED UNANIMOUSLY

## (2) Ornamental Street Lighting Programme

The following is the cost report prepared by the Municipal Treasurer pursuant to Section 501 of the Municipal Act for the installation of ornamental street lights in the areas indicated:

- (a) Area bounded by lane South of Parker Street, Boundary Road, lane North of Albert Street and Willingdon Avenue including Albert Street from Willingdon Avenue to Delta Avenue.

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(b) Area bounded by Cumberland Street, 16th Avenue, lane East of Endersby, Armstrong Avenue, Holmes Street and 10th Avenue.

	(a)	(b)
Total estimated cost	\$ 306,000.00	\$ 100,000.00
Number of lights	272.00	116.00
Number of properties	1,469.00	385.00
Owners' share of the cost	131,108.00	34,361.00
Actual foot frontage	90,931.15'	30,623.93'
Taxable foot frontage	96,954.00	25,344.00
Estimated lifetime of work	20 years	20 years
Annual levy per property for local improvement, 10 year levy	13.00	13.00
Annual levy per property for electrification - continuous levy	3.00	3.00

It was recommended that the cost report be received and that authority be granted to initiate the works as a Local Improvement.

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN MCLEAN:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(3) 4940 Sperling Avenue

It was recommended that the Land Agent be authorized to demolish the barn at the above location.

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

CARRIED UNANIMOUSLY

(4) Monthly Report of Building Department

A report of the Chief Building Inspector covering the operations of his Department from January 2nd to January 26, 1973 was being submitted herewith.

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN GORDON:  
"That the report be received."

CARRIED UNANIMOUSLY

(5) Parcel "A" (Explanatory Plan 10458), Block 10, D.L. 136, Plan 4417 (7341 Broadway)

It was recommended that:

- (a) the Land Agent be authorized to demolish the dwelling on the above described property;
- (b) the present occupants of the dwelling be notified to find other accommodation.

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

CARRIED UNANIMOUSLY



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(6) Sandbags

It was recommended that Council authorize the Municipal Engineer to supply citizens of the municipality with empty sandbags and sand material, at no charge, that may be required to combat drainage problems during periods of excessive rainfall and that the related costs be charged to Flood Control 22 02 15.

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

CARRIED UNANIMOUSLY

(7) Municipal Financing Authority of British Columbia (Greater Vancouver Regional District)

It was recommended that Council authorize the Municipal Treasurer to apply to the Greater Vancouver Regional District for the borrowing, through the Municipal Financing Authority of British Columbia, of the \$1,730,000.00 covered by Burnaby Loan Authorization By-Law No. 2, 1972.

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

CARRIED UNANIMOUSLY

(8) Street Light

It was recommended that Council approve the installation of a 300 watt mercury vapour street light at the intersection of Beresford Street and Curragh Avenue.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN MCLEAN:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(9) Final Recast Budget for 1972

It was recommended that Council authorize the allocation of the surplus of \$1,104,339.00 from the 1972 operations of the Corporation in the following manner:

- (a) \$900,000.00 for defraying the increased costs of the Capital Improvement Programme;
- (b) \$204,339.00 for working capital for the general funds of the municipality.

It was also recommended that a By-Law be prepared to amend Burnaby Budget Authorization By-Law 1972 in order to reflect the foregoing.

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

CARRIED UNANIMOUSLY

(10) Lease - Crest Shopping Centre (Library Branch)

The terms of the lease covering the use of a store, which has an area of 530 square feet, in the Crest Shopping Centre as a Community Branch Library are:

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- (a) commencement date for the lease - November 1, 1972;
- (b) duration of lease - two years up to and including October 31, 1974;
- (c) an option to renew a renegotiated rental;
- (d) a rental of \$117.00 per month.

The premises have been rented since September 25, 1972.

It is expected the Community Branch Library will be open to the public in about one month's time.

It was recommended that authority be granted to execute the lease document.

*Manager stated that the words "for two years" should be added to Point (c).*  
MOVED BY ALDERMAN LAWSON, SECONDED BY ALDERMAN GORDON:  
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(11) Nature Trails Around Burnaby Lake

It was recommended that:

- (a) the Burnaby Outdoor Education Association be authorized to develop trailways only on the North side of Burnaby Lake at the locations designated as A, B, C, and D on the attached sketch and in accordance with the specific suggestions outlined in the report prepared by the Reifel Refuge;
- (b) Council ratify the decision of the Municipal Manager to authorize the commencement of the development in question on February 16, 1973;
- (c) Mr. Neil Dawe, Chief Naturalist at the Reifel Refuge, be sent a letter expressing appreciation for the time and effort he and his associates donated in researching and preparing the report they submitted;
- (d) a copy of the report at hand be sent to the Parks and Recreation Commission.

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN LAWSON:

"That the recommendations of the Manager be adopted and a copy of his report also be sent to the Burnaby Lake Development Committee."

CARRIED UNANIMOUSLY

(12) Soundproofing in Dwellings Planned to be Located on 9.86 Acre Portion of Lot 1, D.L.'s 73/81, Plan 40648  
REFERENCE REZONING NO. 1/72

The Chief Building Inspector has reported as follows on the above matter;

- (a) At the present time, the 1965 National Building Code sets the minimum standard for the transmission of airborne sound between dwelling units in the same building at S.T.C. 45. This value is thought to be a very low minimum and it is questionable whether it would be acceptable in condominium units where generally a higher standard of construction is expected than in rental units. At the same time, the Code indicates that construction in the range of S.T.C. 50 or more is considered to be of very good performance.

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- (b) As regards the subject proposed condominium units, the Architect has submitted details of his typical party walls and, as closely as can be determined, they could safely be given a rating of S.T.C. 51.
- (c) It is being suggested to the Architect that back-to-back electrical boxes in party walls be avoided and offset at least 32 inches to help in reducing sound transfer.
- (d) Difficulty arises in ensuring that the typical details which look so effective on paper are actually carried out during the construction. For example, constant vigilance would be required to establish that the beads of acoustic caulking shown to be between the bearing walls and the floors above are actually placed in position. Such vigilance is beyond the scope of the Building Department and, as a consequence, the onus for much of the effectiveness of the sound separation between dwellings falls on the general contractor.
- (e) At the present time, the Building Code does not establish any minimum requirements for impact sound transmission. The problem usually arises when units are one above the other rather than next to each other, as in the case of the subject development. Resilient flooring or carpeting does much to reduce the vertical transfer of sound. It is doubtful if the proposed party wall details would be considered satisfactory if the people next door are determined to bang on the walls.

*It was pointed out in Council that the soundproofing which has been provided in the dwellings in the De Cosmos' development in Vancouver seems adequate.*

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN CLARK:

"That the report of the Manager be received and the Chief Building Inspector submit a further report advising of the meaning of S.T.C. and <sup>providing</sup> an indication of the comparative S.T.C. rating in the De Cosmos' development in Vancouver to the one planned on the subject property."

CARRIED UNANIMOUSLY

(13) Silt - Burnaby Lake Rowing Course

It was recommended that:

- (a) Council ratify the action taken by the Municipal Manager to engage Associated Engineering Services Limited to undertake the additional sounding work in Burnaby Lake mentioned in the report and prepare drawings in connection therewith at a cost of \$1,200.00, with this additional work to be considered as a part of the agreement the municipality has with the Company;
- (b) a copy of the report at hand be sent to the Parks and Recreation Commission and the Canada Summer Games Society.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN MERCIER:

"That the recommendations of the Manager be adopted."

CARRIED UNANIMOUSLY

(14) Leases - Burrard Inlet

The National Harbours Board has submitted a proposal, in a letter dated February 8, 1973 that is attached, relating to the schedule of rates that are proposed to be charged the municipality for leasing land under the waters of Burrard Inlet from the Board. The "Delta" lease referred to in the letter from the Board should be known as the "Beta" lease and the lease termed "Cliff" is not needed because the municipality has no utilities in the street and there is no park precisely adjacent to the Inlet at this street end.

It was recommended that the National Harbours Board be advised that Burnaby is prepared to accept the proposals set forth in the aforementioned February 8, 1973 letter, with the effective dates to be those noted therein and that a copy of the report at hand be sent to the Parks and Recreation Commission.

*It was pointed out in Council that now the Northern boundary of the municipality is the centre of Burrard Inlet, the municipality should own all the land that lies beneath the water of Burrard Inlet from the shore to the centre of the Inlet.*

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN LAWSON:

"That action on the subject of the report of the Manager be deferred until the February 26th meeting and he advise then of the ownership situation with respect to the land beneath the water of Burrard Inlet between the shore and the centre of the Inlet and whether the municipality enjoys a greater right insofar as this land is concerned since it now lies within the boundaries of the municipality."

CARRIED UNANIMOUSLY

(15) Regional Labour Relations

It was recommended that the Greater Vancouver Regional District be advised that the Municipality of Burnaby supports a proposal that the District adopt Labour Relations as one of its functions, providing the municipality has the right to:

- (a) opt out of the use of its specialized services in this regard;
- (b) choose the form of collective bargaining process that may be preferred insofar as negotiations are concerned.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN LAWSON:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

Alderman Clark served a Notice of Motion that the Greater Vancouver Regional District should be asked to consider operating a central personnel service for all of its member municipalities in conjunction with the Regional Labour Relations function.

(16) Cascades Drive-In Theatre

The owners of the Cascades Drive-In Theatre were contacted in regard to screening their property from the view of adjacent property owners and others but it has been determined that to effectively do this would require a screen with a height of at least 30 feet.

At least one homeowner in the area has requested the removal of some buffer trees from the South side of the Theatre property so that he can have an unobstructed view of the North Shore mountain range.

Because the periphery of the Theatre already has an 8-foot high board fence and since the one homeowner mentioned above does not want his view obstructed, the Engineer is extremely reluctant to insist on higher screening.

It was recommended that no further action be taken on the question of the Cascades Drive-In Theatre providing additional screening, as was proposed, and that a copy of the report at hand be sent to Mr. J. Postnikoff, who wrote to Council about the effect of the Theatre's activities on adjacent property owners.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN CLARK:  
"That the recommendation of the Manager be adopted."

CARRIED

AGAINST -- ALDERMAN CONSTABLE

- (17) (a) Broadway from Gaglardi Way to North Road  
(b) Hastings Extension to Centennial Way

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

- (18) 4776 Buxton Street (Tufts)

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

- (19) 5762 Sprott Street (Slovenian Society)

The property in question is zoned R4. Prior to the existing use of the premises by the Slovenian Society, the site was occupied and used by the Baptist Church. Before acquiring the site, the Slovenian Society wrote to the Corporation to determine if its use could replace the non-conforming use that was being made by the Baptist Church.

It was the collective opinion of the Planning, Licence and Legal Departments that the Society could replace the Baptist Church if it was a religious organization. The Society confirmed this situation.

The R.C.M.P. has had complaints of noise at the subject location. Because of this, the Slovenian Society should be advised of these complaints and their co-operation requested in ending the source of the problem. The Society should also be informed that the use of the lot to the East of the property in question for parking purposes, as is occurring now, is illegal.

In order to acquire some factual evidence on when, how and for what purposes the building is being used and to determine if the actual use of the site is consistent with the outline that was presented to the municipality, the Chief Licence Inspector will closely observe the activities taking place in the building over a three or four week period of time. The evening and weekend use of the premises will be observed by staff with the co-operation of the R.C.M.P.

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN MERCIER:  
"That the report of the Manager be received and the Chief Licence Inspector include in the report he submits after his observations have been made an indication as to whether the Society should be required to have a trades licence because it is renting the building

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for activities and is therefore conducting a commercial operation; and further, it be indicated in the report whether the noise which sometimes emanates from the activities being carried on in the building is sufficient to warrant action under the Noise By-Law."

CARRIED UNANIMOUSLY

(20) 4733/35 Canada Way (Palfreyman)

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

(21) Burnaby Lake Public Facility

The Management Committee of the Canada Summer Games Society, on February 14, 1973, awarded the final contract to complete the above facility. Servicing costs in the tender which was accepted amount to \$105,745.00.

It was recommended that Council authorize an increase in the \$75,000.00 allotment in the Provisional Budget to \$105,745.00 when the Annual Budget is prepared to cover the increase in the costs of providing servicing to the facility in question; and further, that a copy of the report at hand be sent to the Canada Summer Games Society and the Parks and Recreation Commission.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN MCLEAN:  
"That the recommendation of the Manager be adopted."

CARRIED

AGAINST -- ALDERMAN BLAIR

- (22) (a) Sewers  
(b) Traffic on Ingleton Avenue, Myrtle Street and Still  
Creek Street  
(WEST)

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

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN LAWSON:  
"That the Committee now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

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

CARRIED UNANIMOUSLY

Mayor Prittie stated that the issue involving the levelling of the playing field in Swangard Stadium has now been resolved and the project is underway.

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN CLARK:  
"That any member of Council so desiring be authorized to attend a Seminar at Harrison Hot Spring between March 23rd and March 25, 1973."

CARRIED UNANIMOUSLY

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ALDERMAN DRUMMOND LEFT THE MEETING.

BY - LAWS

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN CLARK:

"That:

"BURNABY HIGHWAY EXCHANGE BY-LAW NO. 1, 1973" (#6234)  
"BURNABY BUDGET AUTHORIZATION BY-LAW 1972,  
AMENDMENT BY-LAW 1973" (#6235)

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 CONSTABLE, SECONDED BY ALDERMAN BLAIR:

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

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN BLAIR:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN BLAIR:

"That:

"BURNABY HIGHWAY EXCHANGE BY-LAW NO. 1, 1973"  
"BURNABY BUDGET AUTHORIZATION BY-LAW 1972, AMENDMENT BY-LAW 1973"

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN LAWSON:

"That:

"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 2, 1973" (#6231)  
"BURNABY SEWERAGE SYSTEM PARCEL TAX BY-LAW 1973" (#6232)

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN CONSTABLE:

"That authority be granted to expend the necessary funds to host the Municipal Appreciation Dinner at the Villa Motor Inn on March 31, 1973."

CARRIED UNANIMOUSLY

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

THE COUNCIL RECONVENED AT 9:05 P.M.

ALDERMAN BLAIR WAS ABSENT.