

APRIL 24, 1973

A regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4949 Canada Way, Burnaby 2, B. C. on Tuesday, April 24, 1973 at 7:00 p.m.

PRESENT:

Mayor R. W. Prittie, in the Chair;
Alderman W. A. Blair
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 (7:10 p.m.)

ABSENT:

Alderman W. R. Clark

STAFF PRESENT:

Mr. M. J. Shelley, Municipal Manager
Mr. J. Plesha, Administrative Assistant
Mr. A. L. Parr, Planning Director
Mr. V. Kennedy, Deputy Municipal Engineer
Mr. E. A. J. Ward, Deputy Municipal Clerk
Mr. B. D. Leche, Municipal Clerk's Assistant

D E L E G A T I O N

The following wrote requesting an audience with Council on the subjects indicated below:

(a) Mr. John Rowan of the Legal Firm of Hean, Wylie and Company
re Proposed rezoning of 6630 and 6650 Canada Way (RZ #8/73)

(b) Mr. Harold L. Dean, Barrister and Solicitor, re 4626
Pender Street (McLeod)

(a) HIS WORSHIP, MAYOR PRITTIE stated that he was not prepared to entertain the request of Mr. Rowan to address Council. He provided the following reasons for this point of view:

(1) The Council has already held a Public Hearing on the rezoning proposal and this afforded all concerned ample opportunity to make representations on the matter.

(2) There ^{been} have/court cases in Vancouver and in Victoria involving matters where Council heard delegations after Public Hearings, and the decision was that this course of action was improper.

(3) A similar example occurred in Burnaby last year when Mr. Arnold F. C. Hogg, Barrister and Solicitor, protested to Council because ^{received} it had/representations against a rezoning proposal at a Council meeting following the Public Hearing without affording the applicant a like opportunity.

(4) The letters and petitions on the Agenda for the Council meeting this evening should be referred to the applicant for comment.

(5) The amendment to the Zoning By-Law covering the rezoning proposal is not on the Agenda and would not normally appear until the prerequisites to the rezoning have been completed.

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- (6) *Amendments to Zoning By-Laws require the approval of two-thirds of all members of Council, which in Burnaby's case means six must support such an amendment. At the Council meeting on April 16th, five members of Council signified their support for the subject rezoning proposal and the other four indicated their opposition to it.*

The following are those to whom the Mayor referred that submitted letters on the above subject:

- (a) Cherie Horne
- (b) Mrs. Rose Slater
- (c) Mr. B. D. Butler
- (d) Mr. P. W. Evers

ALDERMAN MERCIER ARRIVED AT THE MEETING.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN MCLEAN:
"That:

- (i) the applicant for the rezoning of property known as 6630 and 6650 Canada Way to Special Institutional District (P7) be informed that Council proposes to deal with the amendment to the Zoning By-Law covering the rezoning proposal at its May 7th meeting;
- (ii) the applicant be asked to indicate before May 7th whether he intends to proceed to satisfy the prerequisites relating to the rezoning proposal in view of the fact five members of Council support the matter and four are opposed to it, which means that the amendment could not possibly be Finally Adopted if each member of Council remained adamant in his decision about the rezoning proposal."

CARRIED UNANIMOUSLY

(b) *DEPUTY MUNICIPAL CLERK pointed out that Mr. S. D. McLeod would be speaking on his own behalf rather than through Mr. Dean.*

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN GORDON:
"That Mr. McLeod be heard."

CARRIED UNANIMOUSLY

Mr. McLeod then spoke and made the following points in support of his request that the municipality rectify a drainage problem behind his property at 4626 Pender Street:

- (1) The letters Mr. Dean provided Council with contain details about the matter.
- (2) In 1968, the Engineering Department filled property to the East of his and this resulted in the lane being built above the level of his property.
- (3) In 1970, when the lane was to be paved, he phoned the Engineering Department about this difference in grade but nothing was done about it and, as a result, there is now a "ditch" 18 inches high.
- (4) The Notice of Intention to pave the lane as a Local Improvement indicated that the municipality would be, where necessary, providing installations to take care of drainage.

- (5) Because no work was done to improve the situation, his

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- (6) The matter could be resolved by the municipality installing a concrete retaining wall 18 inches high and a culvert.
- (7) Contrary to what the Municipal Engineer stated in one of his letters, a former owner in the area has said that the municipality installed the fill and thus increased the height of the lane.

ALDERMAN BLAIR LEFT THE MEETING.

Item #17 of the Municipal Manager's Report No. 31, 1973, which deals with the subject of the presentation by Mr. McLeod, was brought forward at this time. The following is the substance of that report:

(17) 4626 Pender Street (McLeod)

In a letter dated April 17, 1973, the Municipal Manager advised Mr. Dean, among other things, that he was awaiting comments of the Municipal Engineer on the subject matter.

The Engineer has now reported as follows on the situation:

- (a) The points made in Mr. Dean's April 12th letter have been reviewed and the facts are the same as those which were detailed in a letter the Manager wrote to Mr. Dean on April 9, 1973.
- (b) The Municipal Solicitor has indicated that the Corporation should write a letter of complete denial for any liability in connection with the flooding situation about which Mr. McLeod complained.

It is obvious that a difference of opinion exists between the Municipal Engineer and Mr. Dean.

There is a possibility of litigation arising out of this difference of opinion.

It was recommended that the Corporation deny the claim of Mr. and Mrs. McLeod.

In response to a question, the Deputy Municipal Engineer stated that the lane slopes very slightly away from Mr. McLeod's property and therefore water cannot possibly be running off it onto his property.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN CONSTABLE:

"That the request of Mr. McLeod be tabled until the May 7th Council meeting so that:

- (a) the members of Council can have an opportunity to examine the situation of concern and study the matter in detail;
- (b) the Municipal Engineer can take accurate measurements of the gradient of the lane behind 4626 Pender Street to determine the degree and direction of its slope."

CARRIED UNANIMOUSLY

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MAYOR PRITTIE then proclaimed the week commencing April 22, 1973 as Secretaries Week and asked that all business and industry join in giving due recognition to secretaries and paying special attention to Secretaries Day on April 25, 1973.

ORIGINAL COMMUNICATIONS

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN GORDON:

"That all of the below listed original communications be received and those items of the Municipal Manager's Report which relate thereto be brought forward for consideration at the appropriate times."

CARRIED UNANIMOUSLY

DEPUTY MUNICIPAL CLERK stated that he had received, on April 24, 1973, a letter from His Worship, Mayor Prittie, in which the Mayor resigned from his Office, effective June 1, 1973.

The Mayor indicated, in his letter, that he has been appointed as the Assistant Deputy Minister, Department of Municipal Affairs.

DEPUTY MUNICIPAL CLERK pointed out that it will be necessary for Council to hold a By-Election to fill the vacancy created by the Mayor's resignation. He explained that Section 128 of the Municipal Act requires that a nomination to fill a vacancy on Council must be held not earlier than 30 days nor later than 45 days after the date on which the vacancy occurs. He added that, in the case at hand, the earliest Nomination Day would be May 30th and the latest would be June 16, 1973. The Deputy Clerk advised that Election Day would be the third Saturday after Nomination Day.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN MCLEAN:

"That nominations for the Election for Mayor be held at the Municipal Hall, 4949 Canada Way, Burnaby 2, B. C., on May 30, 1973, from 10:00 o'clock a.m. to 12:00 o'clock Noon."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN GORDON, SECONDED BY ALDERMAN MERCIER:

"That:

- (a) EDWARD A. J. WARD be appointed Returning Officer for the purpose of taking the vote of the electors at the forthcoming Election for Mayor to be held on June 16, 1973 and he be granted authority to appoint his own Deputy Returning Officers;
- (b) in case a poll is required for the Election, Polling Stations be opened on June 16, 1973 between the hours of 8:00 a.m. and 8:00 p.m. at the following places:

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|----------------------------|--------------------------|
| 1. Gilmore School | 17. Marlborough School |
| 2. Burnaby Heights School | 18. Windsor School |
| 3. Capitol Hill | 19. Morley School |
| 4. Westridge School | 20. Chaffey-Burke School |
| 5. Kitchener School | 21. Maywood School |
| 6. Alpha School | 22. Suncrest School |
| 7. Brentwood Park School | 23. Nelson School |
| 8. Lochdale School | 24. Clinton School |
| 9. Sperling School | 25. Edmonds House |
| 10. Lyndhurst School | 26. Stride School |
| 11. Schou School | 27. Edmonds School |
| 12. Cascade Heights School | 28. Second Street School |
| 13. Douglas School | 29. Armstrong School |
| 14. Burnaby Municipal Hall | 30. Riverway West School |
| 15. Seaforth School | 31. Glenwood School |
| 16. Inman School | 32. Riverside School" |

CARRIED UNANIMOUSLY

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Mr. T. W. Meredith, Executive Director, Vancouver Neurological Centre, wrote to express appreciation for the grant Council gave the organization.

Mr. R. S. Macdonell, Manager, New Westminster, Chamber of Commerce, submitted a letter expressing appreciation for the grant in the amount of \$1,000.00 that Council gave the Chamber for services rendered on behalf of the municipality at the Brunette Avenue Tourist Information Booth.

Mr. Alfred H. G. Miller, Consultant, Regional & Urban Planning, submitted a circular in which he offered a number of planning services to the municipality.

Miss Gwen Harrison wrote to suggest that Council arrange to have the garbage container in the lane behind her property at 4154 Pandora Street removed because of the hazard it causes to cars.

Item #21 of the Municipal Manager's Report No. 31, 1973, which deals with the subject of the letter from Miss Harrison, was brought forward for consideration at this time. The following is the substance of that report:

(21) Garbage Container behind 4154 Pandora Street (Harrison)

Investigation disclosed that the garbage container is encroaching on the lane allowance and serves an apartment at 4191 Albert Street.

Smithrite Disposal Limited has been contacted and has assured the Engineering Department that the container will be removed immediately.

It was recommended that a copy of the report at hand be sent to Miss Harrison.

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

CARRIED UNANIMOUSLY

Mr. Ted Worobetz and others wrote to suggest means of alleviating nuisances being caused those residing in the vicinity of the Car Wash at 6755 Canada Way.

Item #22 of the Municipal Manager's Report No. 31, 1973, which deals with the subject of the letter from Mr. Worobetz and others, was brought forward for consideration at this time. The following is the substance of that report:

(22) Merit Car Wash - 6755 Canada Way

The Chief Public Health Inspector advises that information obtained tends to support the fact that the noise emitted by the operations of the subject Car Wash exceeds the levels permitted in the Noise or Sound Abatement By-Law.

Arrangements have been made to hold a meeting between appropriate Officials of the municipality and the President of Merit Oil Company on April 25, 1973 to discuss the noise and illumination situations.

The President in question, Mr. R. G. Brodie, has already stated that he is desirous of maintaining a harmonious relationship with his neighbours.

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Prior to the final passage of the amendment to the Zoning By-Law covering the rezoning of the subject property to C4, documented information on the anticipated noise levels created by the Car Wash equipment was supplied in a report prepared by an acoustical engineering firm. This report indicated maximum anticipated decibel readings within the allowable by-law limits. A commitment was given by the Company building the development that the requirements and specifications of the sound consultant's report would be met so as to comply with the Noise Abatement By-Law.

Since completion of the project in July, 1972, the Health Department has taken noise readings on two separate occasions and found the maximum allowable decibel levels were being exceeded during operation of the Car Wash equipment.

The introduction of additional brick or concrete walls, as suggested by the petitioners, would not be an appropriate or practical solution to the noise problem. Because of existing site grades, walls introduced along the Ulster and Formby Streets frontages would need to be anywhere up to 15 feet high to achieve the residents' desires. Such an extreme height, although it may reduce the noise problem, would undoubtedly distort the visual appearance of the development. Moreover, a wall along the Canada Way frontage at a three to five foot height would not effectively baffle any noise since the Car Wash building floor elevation would be above the top of such a wall.

To protect the design characteristics of the development and to prevent it from becoming an objectionable visual element in the community, it was being suggested that a more appropriate solution could be achieved through studying the noise source itself with a view to making modifications to the equipment to reduce noise levels to within the allowable maximum. To this end, it was recommended that, consistent with commitments previously made by the developer's acoustical engineers, the developer be advised of any excessive noise levels that are occurring in contravention of the Noise Abatement By-Law and he be required to engage the same engineering firm to study the problem and effect whatever changes are necessary to bring the operation into full conformity with the said By-Law.

As regards the problem of glare from existing light sources, it was suggested that a review be made of the current lighting on the property to determine if in fact any light sources are directed toward the residential properties in contravention of the Zoning By-Law and that, if a glare problem is found to be evident, the owners be advised to redirect or screen any lights found to be causing glare.

The Planning Department was recommending that:

- (a) the owner of the property concerned be advised of any infractions of the Noise and Sound Abatement By-Law and be required to engage his acoustical engineers to study the problem with a view to effecting a reduction in the noise to the maximum allowable levels;
- (b) a review be made of the existing lighting on the site and the owners be advised to correct, through redirection or screening, any glare problem that is found.

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It was recommended that Council be provided with a report on the corrective measures which will be taken to reduce noise emissions and illumination at the subject location following the meeting between staff and the President of Merit Oil Company on April 25, 1973.

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

CARRIED UNANIMOUSLY

Mrs. David Dollman wrote to express concern regarding situations involving dust from the lane at the rear of her property (6490 Portland Street), a drainage problem there and unsightly premises in the area.

Item #23 of the Municipal Manager's Report No. 31, 1973, which deals with the subjects of the letter from Mrs. Dollman, was brought forward for consideration at this time. The following is the substance of that report:

- (23) (i) Dust from Lane
- (ii) Drainage Problem
- (iii) Unsightly Premises
- (DOLLMAN)

The Municipal Engineer has reported as follows on the dust and drainage matters mentioned by Mrs. Dollman:

- (a) Paving is the only solution to the problem of dust from the "lane", which is actually Bank Street and extends South of Portland Street from Hedley Avenue to Kern Avenue. A petition for this work was sent to a Mrs. Olsen of 6528 Portland Street on September 25, 1972 but nothing further developed until Mrs. Dollman's complaint. Mrs. Olsen was contacted by telephone and she advised that the majority of property owners who were canvassed were not interested in signing the petition.
- (b) During the winter, maintenance crews applied a layer of coarse gravel on the "lane" to make it more passable but this did not resolve the dust problem. Since the "lane" is open, it is in reality a gravelled street and therefore qualifies for an asphalt maintenance cap at the expense of the municipality.
- (c) It was recommended that such action be taken to resolve the dust problem.
- (d) Measures will be taken to correct the drainage problem at the first opportunity, which should be within two weeks.

The Chief Public Health Inspector has reported as follows on the unsightly premises complaint:

- (1) The pick-up truck referred to by Mrs. Dollman is at 6489 Portland Street and is parked off the lane at the rear of this property. The truck is not licensed and is not owned by the person owning the property there. It is about 16 years old, intact, and has some value.

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- (2) For some time, negotiations have been conducted with the owner of the property to dispose of the truck since it might be considered unsightly. On April 17, 1973, the owner agreed to remove the truck by May 1, 1973 and also a small amount of garden debris in the rear yard. A Notice has been issued by the Health Department to remove both the garden debris and the truck.
- (3) The owner of the property on which the compost heap is located (6469 Portland Street) about which Mrs. Dollman complained was asked on March 16, 1973 to discontinue the practice of composting vegetable waste and to cover or dig in the compost material. Composting was discontinued on March 16, 1973 and the compost heap is now a small pile of earth.

It was recommended that:

- (a) the subject road allowance (Bank Street) South of Portland Street from Hedley Avenue to Kern Avenue be capped with an asphalt surface, at the expense of the Corporation, and that this cost be charged to the Capital Improvement Budget (Code 15-06, Special Roads Projects);
- (b) a copy of the report at hand be sent to Mrs. Dollman.

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

CARRIED UNANIMOUSLY

Mr. Wally Unger and others submitted a petition expressing opposition to any change in the zoning of 7429, 7469 and 7449 Loughheed Highway which would permit any use other than single family dwellings.

Item #10 of the Municipal Manager's Report No. 31, 1973, which deals with the subject of the petition from Mr. Unger and others, was brought forward for consideration. The following is the substance of that report:

- (10) (a) Lots 1 and 2, Block 9, D.L. 59, Plan 9444
- (b) Block 9 Explanatory Plan 9840, D.L.'s 59/136/137, Plan 3795
- (c) Portion of Lot "D", S.D. 1S $\frac{1}{2}$, Block 8, D.L.'s 59/136/137, Plan 15742

REZONING REFERENCE NO. 14/73

The Council, on April 2, 1973, approved in principle the rezoning of the subject properties to Group Housing District (R8) for development under the Residential District Two (R2) standards.

The Planning Department was authorized to work with the applicant toward the preparation of a suitable plan of development for the site.

The applicant, Mr. E. Grier, appeared before Council on April 9th to request that his development be allowed to proceed under the R5 density standards. This request was considered previously by the Planning Department but was not recommended because a Group Housing development on the site would permit residential units to be grouped and/or clustered thereby allowing a greater degree of separation from the Loughheed Highway, which will be difficult to achieve with a typical subdivision layout. To increase the residential density of the site is undesirable and would defeat the purpose of a Group Housing development.

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It was recommended that Council confirm its decision of April 2, 1973 that the rezoning of the site in question to Residential District Eight (R8), at a R2 density standard, be approved in principle and that the Planning Department work with the applicant toward a suitable plan of development.

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

CARRIED UNANIMOUSLY

The Honourable, Alex B. Macdonald, Attorney-General, wrote to:

- (a) express appreciation for receiving the views of Council in regard to the Public Officials Disclosure Act;
- (b) advise that it is not the intention of the Provincial Government to proceed with this legislation at the current Session.

MOVED BY ALDERMAN GORDON, SECONDED BY ALDERMAN LAWSON:
"That Alderman Clark be granted leave of absence from this meeting."

CARRIED UNANIMOUSLY

ENQUIRIES

Alderman Gordon enquired as to whether the slot machine and pinball operation at Gameland on Hastings Street is permitted under the zoning regulations.

The Planning Director stated that, though he was not positive, such a use is permitted under the Commercial zoning categories which apply to virtually all property on Hastings Street in the subject area.

Alderman Constable stated that the activities at Gameland are causing a nuisance to surrounding commercial establishments because of damage caused by those frequenting Gameland. He added that complaints to the R.C.M.P. do not seem to be alleviating the situation. He added that he was pursuing the matter through the Licence Department.

Alderman Mercier suggested that the areas where roads cross railways should be improved so as to make it easier and safer for all forms of traffic, especially pedestrians.

The Municipal Engineer was asked to provide Council with an estimate of the cost of effecting such improvements.

Alderman McLean suggested that the area occupied by the Central Park Line Right-of-Way in the vicinity of Patterson Avenue be developed as a parking lot so that vehicles would not need to park on the streets in the area.

It was understood that the Engineering and/or Planning Departments would submit a report on the proposal.

R E P O R T S

TRAFFIC SAFETY COMMITTEE submitted ^areport on the matters listed below as Items (1) to (6) recommending the courses of action indicated for the reasons given:

(1) 3800 and 3900 Blocks Kincaid Street

The Municipal Engineer has reported as follows as a result of discussing the pay parking arrangement on the parking lot of the Burnaby General Hospital and its relationship to the street parking problem in the area:

- (a) The Administrator for the Hospital, Mr. E. Macdonald, advised that, prior to the institution of the pay parking arrangement, the Hospital was having problems with people using the Hospital parking lot for long periods of time. There was also a problem of speeding in the lot.
- (b) According to Mr. Macdonald, these problems have virtually been eliminated as a result of the pay parking arrangement.
- (c) At the present time, there are 260 stalls in the pay parking area which includes employees as well as visitor parking. The fee for visitors is 25¢ for a maximum of 12 hours. Employees are charged \$15.00 for six months parking privilege. In addition, there are 25 free parking stalls scattered around the site which are for emergency and pick-up use and have a short time period parking limit.
- (d) The Hospital employs approximately 420 people split into three shifts. Of these, 225 agreed to pay for off-street parking.
- (e) The control of the parking lot is considered to be desirable and this could be accomplished by free parking for employees who now control the gate by a paid for magnetic card. This would at least eliminate the all-day parking. Visitor parking on the street is short term and could be tolerated.
- (f) In essence, the long-term parker is now using the street and the short term one is using the parking lot.
- (g) Mr. Macdonald inferred that pay parking on the Hospital parking lot was being encouraged by the B.C.H.I.S. since this type of arrangement is in effect at other hospitals in the Lower Mainland.
- (h) Before any action is taken, it is felt that in view of the possibility it may not be Hospital employees who are parking on the street, licence plate checks be taken and the registered owners of the vehicles identified. If this proves that it is Hospital employees who are parking on the street, the idea of free employee parking could be pursued. If it is found that the parkers are tenants in nearby apartment buildings or are commuters who take the bus, a two hour parking limit could be instituted on Sunset Street and other adjacent streets if it is the desire of the property owners there.
- (i) Because of the recent increase in all day parking on Sunset Street by Hospital employees, instructions have been issued to post a two hour parking limit adjacent to the commercial section. Once this has been done, it should satisfy the complainant and the other concerned merchants.

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It was recommended that Council concur with the action taken by the Municipal Engineer and that the Burnaby General Hospital Board review the pay parking arrangement in question with a view to eliminating the arrangement.

(2) Sullivan Heights Area

The turn restrictions on streets in the Sullivan Heights area have been reviewed but it is felt a further one month should expire before any conclusions regarding the matter are reached.

(3) School Crosswalk - Canada Way at the Douglas Road School

It was recommended that no action be taken on a complaint regarding the lack of a sidewalk on the East side of Douglas Road at the above location nor a revision in the traffic signal on Canada Way at Douglas Road apart from enlarging and rearranging the arrow indications on the signal for the reasons provided in the report.

(4) Sperling - Kensington Avenue

It was recommended that no action be taken on a complaint that was received claiming hazards for children walking from Sperling Avenue North of Lougheed Highway to the Municipal Sports Complex on Kensington Avenue, except for general maintenance of the walking area outlined in the report the Municipal Engineer was providing herewith, for the reasons provided in the report.

(5) Lane South of 14th Avenue from Cumberland Street to Wright Street

It was recommended that no action be taken on a request for speed bumps on the above lane, for the reasons provided in the report, and that the R.C.M.P. patrol the area in order to enforce the speed limit on the lane.

(6) Delta Avenue and Frances Street

It was recommended that stop signs be installed on Frances Street at Delta Avenue because of the justification for such action.

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN CONSTABLE:
"That the recommendations of the Committee be adopted."

CARRIED UNANIMOUSLY

ALDERMAN D. A. LAWSON, CHAIRMAN, INFORMATION BURNABY COMMITTEE, submitted a report recommending that the Burnaby Brochure to be compiled by the Greater Vancouver Visitors and Convention Bureau be referred to the Committee for development.

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

CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

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MUNICIPAL MANAGER submitted Report No. 31, 1973, on the matters listed below as Items(1) to (26), either providing the information shown or recommending the courses of action indicated for the reasons given:

(1) Monthly Report of Fire Department

A report of the Fire Chief covering the activities of his Department for the month of March, 1973 was being submitted herewith.

(2) Monthly Report of Health Department

A report of the Medical Health Officer covering the activities of his Department for the month of March, 1973 was being submitted herewith.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN MCLEAN:
"That the above two reports be received."

CARRIED UNANIMOUSLY

(3) Easement - Portion of Lot 6, D.L. 68NE Part, Plan 3431

It was recommended that Council authorize the:

(a) acquisition of an easement, for storm and sanitary sewer purposes, over a portion of the above described property at no cost to the Corporation;

(b) execution of the documents attending the transaction.

(4) Easement - Portion of Lot 44, D.L. 80NE, Plan 10063
SUBDIVISION REFERENCE NO. 77/72

It was recommended that Council authorize the:

(a) acquisition of an easement for storm sewer purposes over a portion of the above described property at no cost to the Corporation;

(b) execution of the documents associated with the matter.

MOVED BY ALDERMAN GORDON, SECONDED BY ALDERMAN MERCIER:
"That the recommendations of the Manager covering Item (3) and (4) above be adopted."

CARRIED UNANIMOUSLY

(5) Lease - Parks and Recreation Department Offices
(3379 Norland Avenue)

It was recommended that Council authorize the renewal of the lease of the above property, for the Parks and Recreation Department, for a one-year period commencing April 1, 1973 at an annual rental of \$9,000.00.

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

CARRIED UNANIMOUSLY

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(6) Metropolitan Ambulance Services Limited

It was recommended that:

- (a) the contract the Corporation has with Metropolitan Ambulance Services Limited covering the provision of Ambulance Services to the municipality be renewed, on a month-to-month basis, and that the Treasurer make the necessary arrangements in that regard with the Company;
- (b) the Treasurer be authorized to pay the Company at the rate of \$8,887.00 per month for its services commencing April 1, 1973;
- (c) the Treasurer also be authorized to make any financial adjustment necessary for the fiscal year ending March 31, 1973 in accordance with the formula in the aforementioned contract and upon him being satisfied that the audited financial reports required thereunder are in order;
- (d) the Company be advised that calls made in other communities by the Ambulance operating in Burnaby must be billed at \$53.50 per call;
- (e) the Municipalities of Port Moody, Coquitlam, North Vancouver City and District be informed of the foregoing;
- (f) the rates chargeable for pick-ups in Burnaby by the Ambulance continue at the flat rate of \$20.00 and \$12.00 for the morgue car.

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

CARRIED UNANIMOUSLY

(7) Lots 241, 242, 245, 246 and 247, D.L. 136, Plan 42222

It was recommended that Council accept the following offers for the purchase of the above described properties subject to the conditions indicated:

- (a) Lot 241 - Mr. E. Jensen - \$23,225.00, subject to the retention by the Corporation of an easement over the Southerly 15 feet thereof;
- (b) Lot 242 - Mr. P. Moeller - \$23,360.00, subject to the retention by the Corporation of an easement over the Southerly 15 feet thereof;
- (c) Lot 245 - New Horizon Investments - \$22,750.00;
- (d) Lot 246 - Mr. J. Kroger - \$22,664.00;
- (e) Lot 247 - Mr. J. Kroger - \$22,664.00.

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

CARRIED UNANIMOUSLY

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(8) Summer Hours

It was recommended that Council establish the following hours of work at the Municipal Hall and Parks and Recreation Department Offices for the period between May 7, 1973 and September 4, 1973:

8:30 a.m. to 4:30 p.m.

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

CARRIED UNANIMOUSLY

(9) Canada Games Rowing Course

It was recommended that the Rowing Course in Burnaby Lake be named the Canada Games Rowing Course and that a copy of the report at hand be sent to the Canada Summer Games Society.

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

CARRIED

AGAINST -- ALDERMAN MCLEAN

- (10) (a) Lots 1 and 2, Block 9, D.L. 59, Plan 9444
(b) Block 9 Explanatory Plan 9840, D.L.'s 59/136/137, Plan 3795
(c) Portion of Lot "D", S.D. 18½, Block 8, D.L.'s 59/136/137,
Plan 15742

REZONING REFERENCE NO. 14/73

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

(11) 1973-1978 Capital Improvement Programme

Many of the items in the above Programme have already been approved by Council at one time or another.

The Parks and Recreation Commission considered the Programme on April 18th and made some changes. A report on these changes will be submitted to Council in due course.

The first five years of the Major Park Development are works that have been included in the "Money By-Law" for Parks that was passed by the voters in 1971.

Though specific approval was being sought for the 1973 works, it is to be understood that adopting the rest of the Programme is tantamount to approving the planning involved for the works. No major work can proceed without final specific approval of Council, and there is an annual review of the Programme.

It was recommended that:

- (a) the 1973 portion of the Capital Improvement Programme for the years 1973-1978 be adopted;
- (b) the balance of the said Programme be adopted, on the basis of it being understood that authority is given for the planning only of the works involved in those years;

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- (c) a copy of the report at hand be sent to the Parks and Recreation Commission.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN CONSTABLE:
"That the report of the Manager be tabled until Council has had an opportunity to study the subject of the report in detail."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN LAWSON:
"That Council meet on May 1, 1973 at 4:00 p.m. to consider the 1973-1978 Capital Improvement Programme."

CARRIED UNANIMOUSLY

(12) Brighton Avenue between Lougheed Highway and Winston Street

The Council altered the description of the work that was planned to be constructed on the above Street as a Local Improvement. The Solicitor has advised that the Corporation must either construct the median that Council directed be deleted or reinstate the project to specifically exclude the median.

It was recommended that the work originally proposed for the subject portion of Brighton Avenue be approved.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN MERCIER:
"That the following work be initiated, as a Local Improvement, on Brighton Avenue between Lougheed Highway and Winston Street:

"pavement 60 feet wide with curbs on both sides and a sidewalk 5½ feet wide abutting the curb on the West side".

CARRIED UNANIMOUSLY

(13) Nature Trails Around Burnaby Lake

As a result of the Planning Department considering a request from the Burnaby Outdoor Education Association for approval to prepare trails designated as "E" and "F" in the Reifel Report, it was recommended that:

- (a) the Association not be granted permission to develop additional trailways over municipal properties in the Burnaby Lake Area until a development policy and plan for the Lake has been prepared and adopted by the appropriate authorities;
- (b) the Association be asked to use its manpower resources to finalize the trail projects already commenced in previously authorized areas, as suggested by the Parks and Recreation Administrator in the report at hand;
- (c) a copy of the report submitted this evening be provided to the Parks and Recreation Commission, the Burnaby Outdoor Education Association and the Greater Vancouver Regional District.

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MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN GORDON:

"That the report of the Manager be referred to the Parks and Recreation Commission for comment."

CARRIED UNANIMOUSLY

(14) Mosquito Control

It was recommended that Council pass the following resolution requesting Ministerial waiver of Section 529(a)(b) of the Air Regulations in order to permit the spraying of the municipality for mosquito control:

"Notwithstanding the hazards involved,

The Council of THE CORPORATION OF THE DISTRICT OF BURNABY hereby requests Ministerial waiver of Section 529(a)(b) of the Air Regulations to permit COMAIR AVIATION LIMITED to spray our municipality for the purpose of mosquito control, subject to the said Company providing the Municipality with a certified copy of the insurance policy containing an endorsement naming BURNABY as an additional insured and also including a cross liability clause."

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN GORDON:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(15) Library Headquarters' Staff

The Council was being provided this evening with a reconciliation of the costs between 1971 and 1973 covering salaries of the Library Headquarters' Staff.

In February of this year, the Library Board combined the duties of Branch Librarian with the administrative post of Co-Ordinator for Childrens' Services. The net result of this action is that there is a savings of \$11,550.00 and this has been reflected in the 1973 Budget.

MOVED BY ALDERMAN CONSTABLE, SECONDED BY ALDERMAN HERCIER:

"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(16) 1973 Publicity Budget (Parks and Recreation Commission)

The following is an explanation of the above Budget item of \$38,400.00:

Fall and Spring brochures	\$ 13,500.00
(These are pamphlets sent to householders listing Spring and Fall programmes)	
Advertising	500.00
Photography	200.00
Newsletters, flyers, small brochures	1,100.00
Miscellaneous; display material, etc.	200.00
Centennial Pavilion advertising	4,000.00
Ticket donations	4,000.00
Information Burnaby Brochure	3,000.00
P.N.E. display	2,000.00
	<u>\$ 28,500.00</u>

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It was noted by Council that there was a discrepancy between the total allotment of \$38,400.00 and the total amount of the breakdown (\$28,500.00).

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN GORDON:

"That the report of the Manager be tabled until the April 30th meeting and he provide Council then with correct figures for the item; and further, he also explain whether the sum of \$3,000.00 in the Budget for an "Information Burnaby Brochure" is intended to be used for some purpose that will conflict with what the Greater Vancouver Visitors and Convention Bureau will be producing in conjunction with the Information Burnaby Committee."

CARRIED UNANIMOUSLY

(17) 4626 Pender Street (McLeod)

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

(18) Combination Aerial and Pumper Truck

It was recommended that Council accept the tender of Silverline Fire Equipment Limited for the supply and delivery to the Corporation of a combination aerial pumper truck for the sum of \$105,724.15 and that provision be made in the 1974 Capital Improvement Programme for the \$10,724.15 difference between the amount tendered and the sum allocated in the Budget (\$95,000.00).

The Council noted from the report that only one of the six companies which were invited to tender for the equipment in question have submitted a bid.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN GORDON:

"That the report of the Manager be tabled until the April 30th meeting and he indicate then why only one tender was received for the equipment in question."

CARRIED UNANIMOUSLY

- (19) (a) Greater Vancouver Regional District
(b) Greater Vancouver Regional Hospital District
(c) Municipal Finance Authority
TAX REQUISITION FOR 1973

The tax requisitions for the above agencies are now on hand and copies of the first two were being submitted to Council this evening.

The following is a comparison between 1972 and 1973 of the requisitions:

	<u>1972</u>		<u>1973</u>	
Regional District	\$299,854	.3690 mills	\$348,008	.3947 mills
Regional Hospital District	329,618	.84 mills	334,425	.80 mills
Municipal Finance Authority	5,886	.015 mills	6,270	.015 mills

The assessments taxable for the Regional District are the general purposes assessments and the mill rates shown are portions of the general purposes mill rate.

The assessments taxable for the Regional Hospital District and the Municipal Finance Authority are school assessments reduced by the assessment of the B. C. Hydro and Power Authority.

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MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN LAWSON:
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(20) Sperling Avenue South from Hastings Street

The Municipal Engineer has reported on the condition of the pavement on the above portion of Sperling Avenue, providing reasons for the deterioration of the asphalt surface and indicating the action his Department has taken to correct the situation and to prevent similar occurrences on the street.

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN LAWSON:
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(21) Garbage Container behind 4154 Pandora Street (Harrison)

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

(22) Merit Car Wash - 6755 Canada Way

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

- (23) (i) Dust from Lane
(ii) Drainage Problem
(iii) Unsightly Premises
(DOLLMAN)

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

(24) Eastlake Drive from North of Lougheed Highway to Government Street near Horne Avenue (Community Plan Area "H")

It was recommended that Council authorize the entering into of an agreement with McElhanney Surveying and Engineering Ltd. for the design of the above street, as more particularly explained in the report and the accompaniments to it, in accordance with the terms of reference detailed in the attachment on the fee basis indicated in the report.

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

CARRIED UNANIMOUSLY

(25) 1973 Parks and Recreation Commission Budget

The Parks and Recreation Commission on April 18th approved the Budget it submitted to Council, except for the following items:

	<u>Increase</u>	<u>Decrease</u>
25-02 Administration salaries	\$	\$ 1,200.00
25-04 Supervision salaries		1,200.00
25-04 Supervision distribution		(1,200.00)
25-01 Fine Arts supervision		1,200
25-06 Grants - Art Gallery	5,000.00	
25-06 " - Century Park	2,400.00	
Museum Association	17,936.00	
25-97 Contribution to Capital		22,936.00
Minor development		
	<u>\$25,336.00</u>	<u>\$25,336.00</u>

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With these changes, the Budget total remains \$3,631,306.00.

With the several adjustments to the Budget of the Corporation that have already been reported to Council, the total general purposes mill rate for 1973 is 16.661, as compared to 15.724 for 1972, a reduction of .013 mills.

MUNICIPAL MANAGER pointed out that the figure "16.661" should be "16.497" and the figure ".013" should be ".177".

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN CONSTABLE:
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(26) 1973 Budget of Burnaby School Board

The following is the situation with respect to the above matter:

	<u>1972</u>	<u>1973</u>	<u>Increase</u>
Gross Budget	\$23,560,549.00	\$27,040,525.00	\$3,479,976.00
Burnaby's share	13,121,522.00	14,726,837.00	1,605,315.00
Basic Mill Rate	24.70	24.70	—
Burnaby's Mill Rate	32.10	33.80	1.70

MOVED BY ALDERMAN GORDON, SECONDED BY ALDERMAN LAWSON:
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

MAYOR PRITTIE DECLARED A RECESS AT 8:55 P.M.

THE COMMITTEE RECONVENED AT 9:10 P.M.

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN MERCIER:
"That the Committee now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

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

CARRIED UNANIMOUSLY

BY - LAWS

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN GORDON:
"That:

- BURNABY LOCAL IMPROVEMENT CHARGES BY-LAW 1971, AMENDMENT (#6276)
- BY-LAW 1973
- BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 24, 1972, (#6277)
- AMENDMENT BY-LAW 1973
- BURNABY WATERWORKS REGULATION BY-LAW 1953, AMENDMENT (#6278)
- BY-LAW 1973
- BURNABY BUDGET AUTHORIZATION BY-LAW 1973 (#6279)
- BURNABY RATING BY-LAW 1973 (#6280)

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

CARRIED UNANIMOUSLY

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MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN LAWSON:
"That the Committee now rise and report the By-Laws complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN CONSTABLE:
"That:

BURNABY LOCAL IMPROVEMENT CHARGES BY-LAW 1971, AMENDMENT
BY-LAW 1973
BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 24, 1972,
AMENDMENT BY-LAW 1973
BURNABY WATERWORKS REGULATION BY-LAW 1953, AMENDMENT BY-LAW
1973
BURNABY BUDGET AUTHORIZATION BY-LAW 1973
BURNABY RATING BY-LAW 1973

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LAWSON, SECONDED BY ALDERMAN GORDON:
"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. 9, 1973 (#6266).

This By-Law provides for the following proposed rezoning:

Reference RZ #15/73

The area bounded by Kingsway, 13th Avenue, 13th Street and
Ethel Avenue

FROM TOURIST COMMERCIAL DISTRICT (C5) TO GROUP HOUSING DISTRICT (R8)

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN LAWSON:
"That the Committee now rise and report the By-Law complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN MERCIER:
"That BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 9, 1973 be
now read three times."

CARRIED UNANIMOUSLY

ALDERMAN CONSTABLE LEFT THE MEETING.

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MOVED BY ALDERMAN LAWSON, SECONDED BY ALDERMAN GORDON:

"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. 49, 1970 (#5787).

This By-Law provides for the following proposed rezoning:

Reference RZ #40/70

- (a) Lot 15, Block 12, D.L. 79, Plan 2298
- (b) Lot 16, Block 12, D.L. 79, Plan 2298

4218 and 4276 Norland Avenue

FROM RESIDENTIAL DISTRICT FOUR (R4) TO ADMINISTRATION AND ASSEMBLY DISTRICT (P2)

PLANNING DEPARTMENT reported that the rezoning proposal now only involves the Lot 15 described because Lot 16 was the subject of a land exchange with the municipality.

The Department pointed out that the prerequisites established by Council in connection with the rezoning of Lot 15 are now nearing completion.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN LAWSON:

"That BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 49, 1970 be amended by deleting Lot 16, Block 12, D.L. 79, Plan 2298 therefrom."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN GORDON:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN MERCIER:

"That BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 49, 1970 be now read three times."

CARRIED UNANIMOUSLY

ALDERMAN CONSTABLE RETURNED TO THE MEETING.

MOVED BY ALDERMAN MCLEAN, SECONDED BY ALDERMAN MERCIER:

"That BURNABY SEWERAGE SYSTEM PARCEL TAX BY-LAW 1973, AMENDMENT BY-LAW 1973 be now reconsidered and finally adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto."

CARRIED

AGAINST -- ALDERMAN GORDON