

ITEM 13

MANAGER'S REPORT NO. 80

COUNCIL MEETING Dec. 2/74

Re: Letter dated November 21, 1974 from MacMillan Bloedel Industries Limited
1075 West Georgia Street, Vancouver, B. C.
North Fraser Harbour Commission Occupational Water Lease No. 7-4
Fronting D.L.'s 166 and 167, Group 1, N.W.D.

Appearing on the Agenda for the December 2, 1974 meeting of Council is a letter from Mr. D.A. Slater, Properties Division, MacMillan Bloedel Industries Limited, requesting consent of the Municipality in order that MacMillan Bloedel might obtain the subject Water Lot lease, for the calendar years 1973, 1974 and 1975, which covers Holland and Emily Street ends (see attached sketch).

The subject lease covers a section of the North Arm of the Fraser River where the upland is owned by the C.N. Railway.

Council is advised that the subject street ends have always been referred to as Holland and Emily Streets, although the street designated as Holland is actually the terminal section of 12th Avenue. The subject portion of the Water Lot has been leased by the Municipality and sub-let to MacMillan Bloedel Industries Limited. In the past, for reasons unclear to us, Municipal approval was requested because the Water Lot covered Holland and Emily Street ends although, in fact, the Municipality does not actually own the roads involved (they are Crown lands under our administration), and the practice of obtaining Municipal approval appears to have been carried on over the years without ownership ever having been questioned. In the past, there has been no rental account charged by the Municipality for the Water Lot, and approval was granted without charge.

As a condition of lease renewal, the Commission requires a receipted tax notice or tax certificate from the Municipality attesting to the payment of taxes on the Water Lot area. MacMillan Bloedel Industries Limited are not delinquent in the payment of 1974 taxes which amount to \$335.71 for that year.

The Land Agent has no objection to the granting of permission for the subject Water Lot over Holland and Emily Street ends. The Municipal Engineer, also, has no objection.

The subject Water Lot is included within a specially designated area which recognizes particular recreational significance. Water Lot leases within this area may not exceed two years unless the sublease is for recreational purposes and then only if the consent of the Municipality is obtained and public access along the upland shoreline dedicated.

The Planning Director and the Parks & Recreation Administrator have no objection to the issuance of Municipal consent providing, however, that the applicant is made aware that the consent is made without prejudice to the possible recreational use of this area at the termination of the lease agreement.

RECOMMENDATIONS:

1. THAT consent be given to allow the North Fraser Harbour Commission to lease the subject Water Lot to MacMillan Bloedel Industries Limited for the calendar years 1973, 1974 and 1975; and
2. THAT the applicant be advised that the issuance of consent is made without prejudice to the possible recreational use of the area at the termination of the lease agreement.

