

Re: Request for Permission to Extend the use of an Illegal Suite
6660 Lochdale Street

The owners of the subject dwelling were arraigned in Burnaby Provincial Court, found guilty and fined on four counts of violating Municipal building and zoning regulations. The Building Department subsequently directed the owners to return the structure to a conforming two-family dwelling, with the understanding that further charges would be sworn against them if the violations were permitted to exist beyond a stipulated deadline.

Mr. Kassam, the son of Mr. & Mrs. Jinnah (different surnames for members of a family appears to be customary in the country from which these persons emigrated), in a letter to the Manager dated February 10, 1974, requested that he and his family be allowed to remain as tenants in the illegal suite for an additional six months. A copy of his letter is attached.

Mrs. S. Klishan, who is referenced in Mr. Kassam's letter, is a Social Worker with the Human Resources Department.

Following are comments from the Human Resources Administrator which will assist Council in its deliberation of this matter:

"The Jinnahs have been asked to vacate the basement suite as it is illegal. Presently they are living in the basement suite along with their unmarried son. The surroundings were immaculate, and the home appears to be very well kept.

The Jinnahs along with other relatives arrived from Uganda on February 29, 1972. It appears that Mr. & Mrs. Rajwani, the owners and occupants of the main floor at 6660 Lochdale, are distant relatives to Mr. & Mrs. Jinnah. Mr. Kassam explained that as he worked during the day and attended night school classes in the evening, his parents were alone quite a bit and the Rajwanis allowed his parents the run of the household. Mr. Kassam stated that if his parents were forced to move to an apartment or basement suite, they would be completely alone as they did not understand the language nor the customs in this country. Apparently Mr. Jinnah suffers from diabetes and is presently on medication to control the diabetes. Mr. Jinnah has been to a specialist and there is a strong possibility that Mr. Jinnah may have to be hospitalized. It is also for this reason that it is important that the Jinnahs remain with people that understand their problems.

An application for Social Assistance and Handicapped Persons Income Assistance was considered on behalf of Mr. & Mrs. Jinnah, however, they do not qualify for either of these benefits due to assets on hand, which are in excess of the allowable exemption for two persons.

Mr. Kassam realizes that the present housing arrangement can not be a permanent one. He feels, however, that if he were given a six month extension, he would be able to find alternate housing arrangements that are suitable to his parents' needs. He advises that his sister will be coming to Canada from England within the next six months and she is hoping to purchase a home and her parents will then be living with her. Mr. Kassam feels that a six month extension would be sufficient to enable him to find alternate accommodations for his parents, in conjunction with his sister's home finding intentions."

This matter is referred to Council for disposition because the Chief Building Inspector believes that he does not have the authority to extend the use of illegal suites. He advises as follows:

Continued ...

ITEM 4

MANAGER'S REPORT NO. 15

COUNCIL MEETING Feb. 25/74

Re: Request for Permission to Extend the use of an Illegal Suite
6660 Lochdale Street Cont'd.

"It would be unfair to other building owners in this Municipality who have received notices concerning unauthorized occupancy of premises, and who are responding to such notices, if the Chief Building Inspector attempted to make personal judgments of "hardship" cases. The Building Department is taking care to try to apply the Zoning Bylaw fairly and equitably to all property owners."

Council recently extended the use of illegal suites at 6090/92 Canada Way to the end of June. The extension was made on the basis of the presumed hardship that would be imposed on the occupants if they were required to relocate prior to that date.

RECOMMENDATIONS:

THAT the use of the subject illegal suite at 6660 Lochdale Street be extended to July 31, 1974.

ITEM 4

MANAGER'S REPORT NO. 15

COUNCIL MEETING Feb. 25/74

S.Kassam,
6660 Lochdale St.,
BURNABY 2, B.C.

Mr.M.Sholley,
Municipal Manager,
Municipal Hall,
4949 Canada Way,
BURNABY 2, B.C.

February 10th. 1974.

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MUNICIPAL MANAGER'S
OFFICE

Dear Sir,

Subject: 6660 Lochdale St.
BURNABY 2.

I am writing you this letter to request you if you can look into granting us extension to occupy the above mentioned premises after February 28th.

From the records you will gather that the suite occupied by my parents and myself has been declared illegal by Building Department of District Council and we were given three months' notice in November 1973 to vacate the premises. I am sorry to say that after two and a half months of search, I have failed to locate a suitable accomodation.

In the letter of November 10th. to the Chief Building Inspector by my land-lord, the special circumstances of my parents have been explained. Since that period, my parents' health has deteriorated. My father at present is on medication. All this, I have explained at greater length to Mrs. S.Klishan of the Human Resources Department during her visit on 8th. February '74.

Under the circumstances I beg of you to arrange for permission to occupy the premises for six more months.

Allow me to thank Alderman Lawson and Mrs.S.Klishan of their personal interest in this matter.

Please do not hesitate to call me at 929-4514 during office hours for any further information. Thanking you,

Yours Truly,

S.Kassam
S.Kassam.

C.C.Mr.H.H.Rajwani
6660 Lochdale
Burnaby 2, B.C.