

ITEM 1

MANAGER'S REPORT NO. 7

COUNCIL MEETING Feb. 3/75

Re: Boating Restrictions on Burnaby and Deer Lakes
(Item 2, Report No. 37, May 14, 1973)

In November, 1972, we were informed that the Department of Transport, on the advice of the Province, would place restrictions on the use of boats in designated waters by means of Federal Orders-in-Council. The types of restrictions that were considered necessary for Burnaby and Deer Lakes were subsequently identified and referred to Council and the Parks and Recreation Commission for consideration. Council and the Commission in May, 1973 adopted the following recommendations in this regard:

"THAT the Department of Transport be advised by the Manager that the Corporation of the District of Burnaby wishes to have added to the Boating Restriction Regulations in British Columbia the prohibition of power driven boats on Burnaby and Deer Lakes, except that boats powered with motors of 10 h.p. or less should be allowed on Burnaby Lake with the written permission of the Corporation of Burnaby only for the purpose of training rowers, scullers and canoeists, and for the conducting of rowing, sculling and canoeing events; and

THAT the prohibitions should not extend to agencies of government carrying out their official duties, or to consultants and contractors engaged by government agencies to do work on the lakes."

On May 1, 1974, Burnaby and Deer Lakes under Federal Order-in-Council SOR/DORS/74-282 were included in Schedule "B" of the federal government's Boating Restriction Regulations.

The Municipal Manager has now been advised by the Provincial Department of Recreation and Conservation that consultants and contractors are exempted from the restrictions on Burnaby and Deer Lakes when they are in the process of carrying out official duties for the Municipality. Also exempted from Burnaby Lake are persons who are engaged in rowing and sculling activities, with the understanding that the operation of boats by such persons is limited to 10 horsepower or less.

The R.C.M.P. and agencies of the Government are automatically exempted from the restrictions by Section 6(6) which states that a power-driven vessel can be operated in restricted waters by peace officers and employees of a province or municipality when acting within the scope of their employment. This section also exempts persons who are engaged in rescue operations and in attempts to prevent damage to property.

Enforcement of the boating regulations will be administered by the R.C.M.P. Conservation officers will be concerned principally with enforcement of those restrictions that involve the protection of fisheries and game.

The Parks and Recreation Department will post and maintain all signs that are required for public notice of the restrictions.

RECOMMENDATION:

1. THAT a copy of this report be sent to the Parks and Recreation Commission for information purposes.