

ITEM 19

MANAGER'S REPORT NO. 70

COUNCIL MEETING Nov. 3/75

Re: LETTER DATED OCTOBER 24, 1975 FROM THE PORT OF VANCOUVER
RE: KASK BROS. LTD. - PROPOSED UNDERGROUND AGGREGATE CONVEYOR
(Item 13, Report No. 39, May 26, 1975)
(Item 14, Report No. 39, May 26, 1975)
(Item 2, Report No. 43, June 16, 1975)
(Item 14, Report No. 45, June 23, 1975)
(Item 33, Report No. 47, July 7, 1975)
(Item 38, Supplementary Report No. 47, July 7, 1975)
(Item 19, Report No. 59, September 22, 1975)

Appearing of the Agenda for the November 3, 1975 meeting of Council is a letter from Mr. L. W. Marks, Manager of Real Estate for the Port of Vancouver, regarding the proposed installation of a conveyor through parkland adjacent to Burrard Inlet.

The Planning Department has assembled the relevant information that Council requires for final deliberations on the proposed underground conveyor. This information, and a summary of the position that has been taken by staff on this matter, is contained in the attached report.

The attachments have been chronologically sequenced in the order on which replies were received from the G.V.R.D., the Minister of Recreation and Conservation, the B.C. Land Commission and the Port of Vancouver. Preceding each reply is the letter that the respective organization received from the Municipal Clerk.

Council should also realize that an application is presently before the Minister of Recreation and Conservation for financial assistance towards the cost of acquisition of the Texaco property that we have recently purchased. Further, we will shortly be making another application to him for financial assistance under the Community Recreation Facilities Fund Act to actually develop portions of the Kapoor property. The Municipal Manager is concerned by the statements made by the Minister, in that Council approval of the lease for the underground conveyor could appear to jeopardize the possibility of a grant from the Province towards the Texaco acquisition and development of our Master Plan. The Municipal Manager therefore basically agrees with the position taken by the Planning Department, but he is concerned that the one month extension to the lease recommended by the Planning Department may not be sufficient time to allow this company to vacate the property.

RECOMMENDATIONS:

1. THAT the request from Kask Bros. Ready Mixed Concrete Ltd. to construct an underground aggregate conveyor system through Municipal parklands be denied; and
2. THAT a month to month extension to the original lease beyond November 2, 1975, not be granted to Kask Bros. Ready Mixed Concrete Ltd.; and
3. THAT the Municipal Manager be authorized to meet with Kask Bros. to determine a precise date that would allow them to vacate the Kapoor property in the shortest possible time.

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COUNCIL MEETING Nov. 3/75

Planning Department,
October 30, 1975.
Our File #15.142 -7

TO: MUNICIPAL MANAGER
FROM: DIRECTOR OF PLANNING
RE: EASTERN BURRARD INLET MARINE PARK
PROPOSED UNDERGROUND AGGREGATE CONVEYOR.

Council, at its meeting of July 7, 1975 adopted the three following resolutions:

- " (1) That Municipal Council approve in principle the application of Kask Bros. Ready Mixed Concrete Ltd. for a proposed underground aggregate conveyor through Municipal parkland subject to the following conditions:
- (i) That the application can be granted by methods other than rezoning;
 - (ii) That the Kask Brothers Ready Mixed Concrete Ltd. provide assurance that there will be adequate safeguards to protect the public at the park and shoreline ends of the conveyor system;
 - (iii) That Kask Brothers Ready Mixed Concrete Ltd. sign an agreement to provide, at their cost, a suitable pedestrian and bicycle overpass of the conveyor on the water side of the C. P. R. right-of-way at such time as the Municipality constructs a trail at that location;
 - (iv) That written assurance be received from all involved public bodies, including the B. C. Land Commission and National Harbours Board, that the granting of such an application would not jeopardize the position of the Municipality with respect to future applications for land use and/or financial assistance.

Re: Eastern Burrard Inlet Marine Park
Proposed Underground Aggregate Conveyor...page 2.

- " (2) In the matter of rezoning of the subject property such rezoning be of such a width so as to preclude any development of an industrial nature on the property in question and further that a restrictive covenant for landscape protection be considered as well.
- (3) That Recommendation No. (iv) of the above, that is, 'that written assurance be received from all involved public bodies including the B. C. Land Commission and National Harbours Board, that the granting of such an application would not jeopardize the position of the Municipality with respect to future application for land use and/or financial assistance', be obtained firstly before the subject matter proceeds to Public Hearing."

In response to the third resolution, letters were forwarded to the Minister of Recreation and Conservation, the B. C. Land Commission, Greater Vancouver Regional District and the National Harbours Board (see attached) to obtain their respective position regarding Council's resolutions relating to the Kask Bros. Ready Mixed Concrete Ltd. proposal.

The Municipality has now received written responses from these four agencies (see attached). It is evident that the most serious concern with respect to the proposed industrial installation and its likely impact on future financial assistance requests has come from the Minister of Conservation and Recreation, the Hon. Jack Radford. His reply states in part:

"The proposed industrial encroachment across the parklands simply does not seem compatible or consistent with the development objectives for the marine park system which we saw earlier and which certainly influenced our decision to approve the financial assistance."

"Under these circumstances, I cannot give any assurance of further financial assistance either from green belt funds which are approved by the ELUC or from the Community Recreational Facilities Fund which I administer and from which at one time I had anticipated we would be able to assist you in development facilities in the Marine Park."

The letter from the Minister confirms the Planning Department's opinion that Municipal approval of the dock and conveyor facility within the Marine Park System would jeopardize Municipal efforts in obtaining future financial assistance for park acquisition and development associated with the proposed Marine Park System.

Basic to the Minister's statements and the Planning Department's objection to the proposed facilities for Kask Bros. Ready Mix Concrete Ltd. is the intrusion of a conflicting use into the proposed Marine Park System. At no time since the adoption by Council of the Eastern Burrard Inlet Development Concept on October 22, 1973, has an industrial use of the type proposed by Kask Bros. been considered suited to the foreshore. On the contrary, rezonings, acquisitions, preliminary lease applications and the terms of reference for the detailed design of the park by the consultant have been advanced with the intention of providing the community with a major Marine Park in the only remaining accessible and non-industrial segment of the Burrard Inlet foreshore within the Municipality.

The Planning Department would restate its conviction that the construction of the proposed conveyor system within the Marine Park System could only occur at the expense of the long term community use and enjoyment of the

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Re: Eastern Burrard Inlet Marine Park
Proposed Underground Aggregate Conveyor...page 3.

proposed reclaimed foreshore park area. A display board illustrating the relationship of the proposed aggregate conveyor system to the proposed Marine Park design concept has been prepared and will be available for viewing at the Council meeting of November 3, 1975. The proposed stationary and floating conveyors extending some 250 feet out from the foreshore would constitute both a physical and aesthetic obstacle to the development and evolving character of the western section of the Marine Park System.


Council, at its meeting of October 20, 1975, resolved that Kask Bros. Ready Mixed Concrete Ltd. be granted a one month extension to the original lease agreement (to November 2, 1975) and that they continue to pursue arrangements to relocate its barge unloading facility outside the Marine Park in the event that the rezoning does not proceed. At the time of Council consideration of this report, the one month extension to November 2, 1975 will have expired.

The Department of Recreation and Conservation's clear objection to an industrial encroachment within the Marine Park boundaries, and the Planning Department's conviction that the development of the proposed conveyor system would result in a direct and serious conflict with the long term community use and enjoyment of this major marine park, is based on the fact that the proposed use is fundamentally incompatible with the objectives underlying the development of this major marine park to be acquired and developed at considerable public expense.

RECOMMENDATIONS

In view of the above, it is recommended

1. THAT the request from Kask Bros. Ready Mixed Concrete Ltd. to construct an underground aggregate conveyor system through Municipal parklands be denied.
2. THAT a month to month extension to the original lease beyond November 2, 1975, not be granted to Kask Bros. Ready Mix Concrete Ltd.
3. THAT a final one month extension to the original lease (to December 2, 1975) be granted to Kask Bros. Ready Mix Concrete Ltd. in order that they may vacate the former Kapoor property and relocate their aggregate unloading facilities outside of the Marine Park area.


A. L. Parr,
DIRECTOR OF PLANNING.

JSB:BSL:ew
att.

c. c. Parks and Recreation Administrator
Land Agent

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MANAGER'S REPORT NO. 70
COUNCIL MEETING Nov. 3/75



THE CORPORATION OF THE DISTRICT OF BURNABY

MUNICIPAL HALL
4949 CANADA WAY
BURNABY B.C. V5G 1M2
TELEPHONE 299-7211
294-7270

July 29, 1975.
File: 1744

#15.142

Greater Vancouver Regional District,
2294 West 10th Avenue,
VANCOUVER, B.C.
V6K 2H9

Attention: Chairman,
Greater Vancouver Regional District Park Committee

Dear Sirs,

Re: Eastern Burrard Inlet Marine Park -
Proposed Underground Aggregate Conveyor -
ITEMS 33 AND 33, MANAGER'S REPORT NO. 47, 1975

Kask Bros. Ready Mixed Concrete Ltd. has approached the Municipality of Burnaby for permission to construct an underground aggregate conveyor through Municipal parklands from their property at 8500 Barnet Highway to a leased water lot in the Burrard Inlet foreshore (see attached sketch).

The Municipal Council has approved this request, in principle, subject to the following conditions:

1. That the application can be granted by methods other than rezoning.
2. Kask Brothers Ready Mixed Concrete Ltd. to provide assurance that there will be adequate safeguards to protect the public at the park and shore-line end of the conveyor system.
3. Kask Brothers Ready Mixed Concrete Ltd. to sign an agreement to provide, at their cost, a suitable pedestrian and bicycle overpass of the conveyor on the water side of the C.P.R. right-of-way at such time as the Municipality constructs a trail at that location.
4. That written assurance be received from all public bodies, including the B.C. Land Commission and National Harbours Board that the granting of such an application would not jeopardize the position of the Municipality with respect to future applications for land use and/or financial assistance. This written assurance to be obtained firstly before the subject matter proceeds to public hearing.

Continued ...

ITEM 19
MANAGER'S REPORT NO. 70
COUNCIL MEETING Nov. 3/75

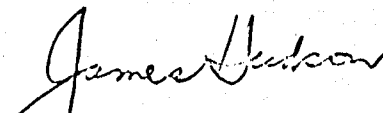
- 2 -

In the matter of the rezoning of the subject property such rezoning be of such a width so as to preclude any development of an industrial nature on the property in question and further that a restrictive covenant for landscape protection be considered as well.

In that the Greater Vancouver Regional District has a direct input in the consideration of applications for acquisition assistance under the Greenbelt Acquisition Fund, in terms of its priority assessments, it would be appreciated if you could provide the Municipal Council with written assurance that the Municipal approval of this industrial installation would not prejudice the Regional District's position with respect to consideration of future applications for financial assistance in this area as may be submitted by the Municipality. The proposed location of this barge facility and aggregate conveyor is situated within the Eastern Burrard Inlet Marine Park System and as such this area will likely be the subject of future applications for acquisition assistance.

Should you require any further particulars with respect to this request, please do not hesitate to advise.

Yours truly,


James Hudson,
MUNICIPAL CLERK.

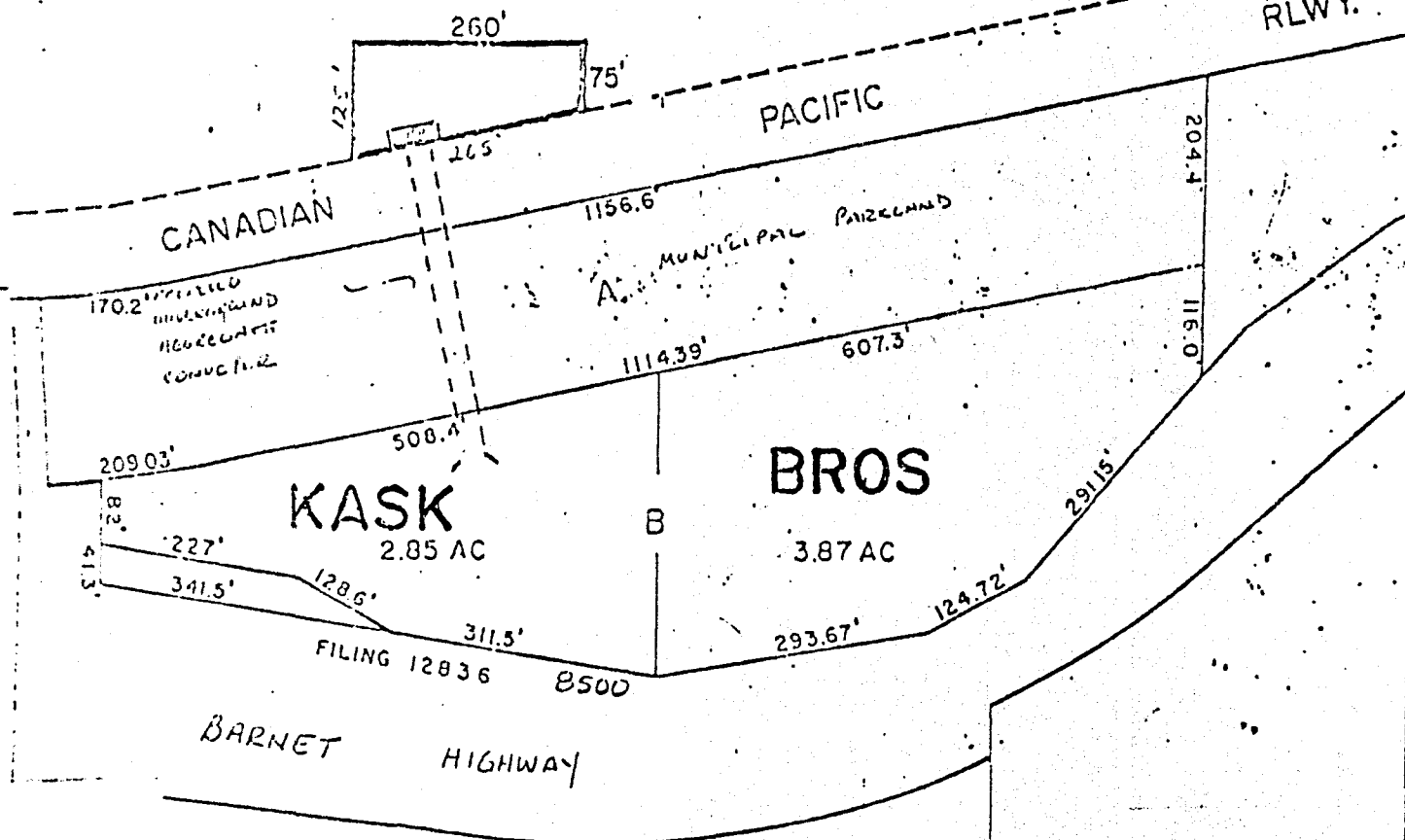
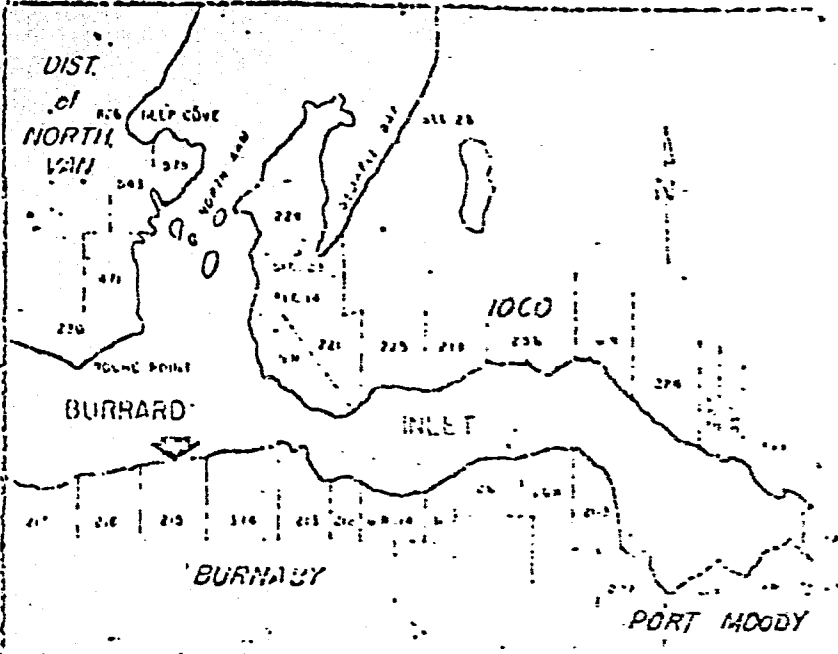
JH/lc
Attach.

CC: MUNICIPAL MANAGER
/ CC: DIRECTOR OF PLANNING
CC: PARKS AND RECREATION ADMINISTRATOR

BURRARD INLET

MARINE PARK AREA

WATERLOT AREA
19,500 SQ. FT.



NATIONAL HARBOURS BOARD
PORT OF VANCOUVER
KASK BROS-READY MIXED CONCRETE LTD.
PROPOSED LEASE OF WATERLOT FRONTING
D.L. 215-BURNABY

Boyle
A. Duman

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SCALE 1" = 200'
R.M.A.
OCT 77

151

D.L. 215 (MUNICIPALITY OF BURNABY)

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 COUNCIL MEETING Nov. 3/75

~~CORRESPONDENCE AND PETITIONS~~
~~Regular Council Meeting~~
~~August 18, 1975~~



Greater Vancouver Regional District

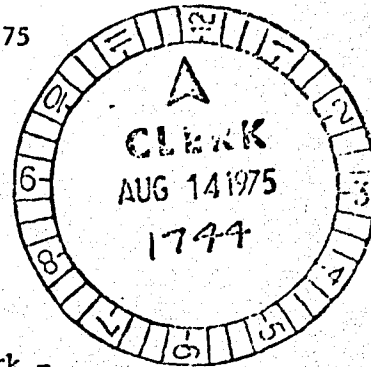
2294 WEST TENTH AVENUE VANCOUVER, BRITISH COLUMBIA V6K 2H9 TELEPHONE 731-1155

Please refer to our file number: B/5-1

Mr. James Hudson
 Municipal Clerk
 Corporation of the
 District of Burnaby
 Municipal Hall
 4949 Canada Way
 Burnaby, B.C.

V5G 1M2

8 August 1975



Dear Mr. Hudson:

re: Eastern Burrard Inlet Marine Park -
 Proposed Underground Aggregate Conveyor
 ITEMS 33 & 38, MANAGERS REPORT #47, 1975
 Your File Number - 1744

Your letter of 29 July, 1975 addressed to the Chairman of the G.V.R.D. Park Committee has been referred to me for reply.

As discussed in our telephone conversation of today's date, this matter will be placed before the Park Committee if you so advise. However, it appears that it may be more expeditious for you to re-submit the request to our Planning Committee as, to date, they have handled Greenbelt matters to be considered by the G.V.R.D. Board. I have discussed this with our Director of Planning and he suggested that it would be helpful if further details of intentions with respect to future G.V.R.D. involvement could be supplied as it would be very difficult for our Board to consider providing written assurance on how funding and land use applications might be treated by future Boards. Another possible route that you might explore if time is critical would be to submit this request directly to the G.V.R.D. Board and have one of your members on the Board present a short resolution that would indicate future intent on a non-binding basis in such a way that it would be generally acceptable to the members and satisfy the requirements of condition number 4.

Please let us know how you will be proceeding.

Yours very truly,

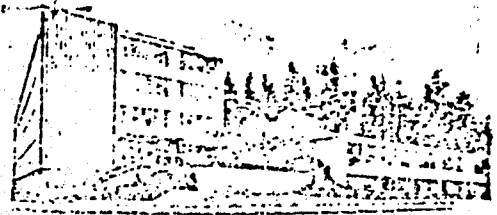
R. Alan DeBou
 R. Alan DeBou, P.Eng.
 Director of Regional Parks

cc: Ald. H.S. Bird
 W. T. Lane

Item 2 (b) Council July 7/75
 Page 8 - Minutes July 7/75

- AGENDA (August 18)
 - COPY - MANAGER
 - PLANNING
 - P.R. ADMIN.

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THE CORPORATION OF THE DISTRICT OF BURNABY

MUNICIPAL HALL
4949 CANADA WAY
BURNABY B.C. V5G 1M2
TELEPHONE 294-7250

July 29, 1975

File: 1744

11/15/112

Honourable Jack Radford,
Minister of Recreation and Conservation,
Parliament Buildings,
Victoria, B. C.,
V8V 1X4.

Dear Sir:

Re: Eastern Burrard Inlet Marine Park - Proposed Underground
Aggregate Conveyor - Items 33 and 38, Manager's Report
No. 47, 1975

Kask Bros. Ready Mixed Concrete Ltd. has approached the Municipality of Burnaby for permission to construct an underground aggregate conveyor through Municipal parklands from their property at 8500 Barnet Highway to a leased water lot in the Burrard Inlet foreshore (see attached sketch).

The Municipal Council has approved this request, in principle, subject to the following conditions:

1. That the application can be granted by methods other than rezoning.
2. Kask Bros. Ready Mixed Concrete Ltd. to provide assurance that there will be adequate safeguards to protect the public at the park and shoreline end of the conveyor system.
3. Kask Bros. Ready Mixed Concrete Ltd. to sign an agreement to provide, at their cost, a suitable pedestrian and bicycle overpass of the conveyor on the water side of the C.P.R. right-of-way at such time as the Municipality constructs a trail at that location.
4. That written assurance be received from all public bodies, including the B. C. Land Commission and National Harbours Board, that the granting of such an application would not jeopardize the position of the Municipality with respect to future applications for land use and/or for financial assistance. This written assurance to be obtained firstly before the subject matter proceeds to public hearing.

In the matter of the rezoning of the subject property such rezoning be of such a width so as to preclude any development of an industrial nature on the property in question and further that a restrictive covenant for landscape protection be considered as well.



continued....2

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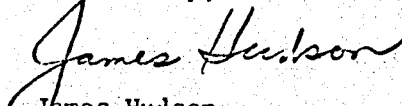
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In that the Department of Recreation and Conservation has an input to the consideration of applications for acquisition assistance under the Greenbelt Acquisition Fund, in terms of its priority assessments, it would be appreciated if you could provide the Municipal Council with written assurance that the Municipal approval of this industrial installation would not prejudice your department's position with respect to consideration of future applications for financial assistance in this area as may be submitted by the Municipality. The proposed location of this barge facility and aggregate conveyor is situated within the Eastern Burrard Inlet Marine Park System and as such this area will likely be the subject of future applications for acquisition assistance.

I have included for your information a copy of the report, A Development Concept for the Eastern Segment of the Municipal Burrard Inlet Foreshore, which outlines the marine park proposals for this particular area. The Kask Bros. property has been identified on the enclosed figures in order that you may be made better aware of its relative location.

Should you require any further particulars with respect to this request, please do not hesitate to advise.

Yours truly,


James Hudson,
MUNICIPAL CLERK.

JH/mc
Attachs.

c.c. Municipal Manager
c.c. Director of Planning
c.c. Parks and Recreation Administrator

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COUNCIL MEETING Nov. 3/75

CORRESPONDENCE AND PETITIONS
Regular Council Meeting
~~August 18, 1975~~

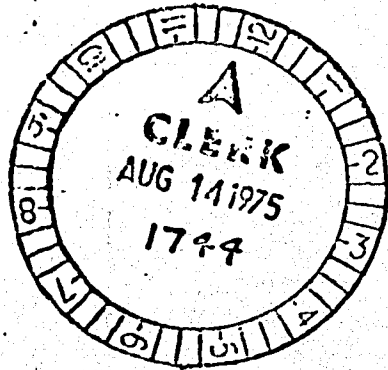


MINISTER OF RECREATION & CONSERVATION

VICTORIA, B. C.

August 12, 1975

Mr. James Hudson
Municipal Clerk
The Corporation of the
District of Burnaby
Municipal Hall
4949 Canada Way
Burnaby, B. C.



Re: Eastern Burrard Inlet Marine Park - Proposed Underground
Aggregate Conveyor - Items 33 and 38, Manager's Report
No. 47, 1975

Dear Mr. Hudson:

This is in answer to your letter of July 29th in which you ask, on behalf of the Burnaby Council, for my written assurance that the installation of an underground aggregate conveyor through municipal parklands would not prejudice my Department's position with respect to consideration of future applications for financial assistance.

I and other members of the Environment & Land Use Committee of Cabinet, at the time we approved an allocation of \$620,000. from green belt funds of the B. C. Land Commission, were quite impressed with the Burrard Inlet Marine Park Development program.

The proposed industrial encroachment across the parklands simply does not seem compatible or consistent with the development objectives for the marine park system which we saw earlier and which certainly influenced our decision to approve the financial assistance.

ITEM 2(b) COUNCIL JULY 7/75
PAGE 8 - MINUTES JULY 7/75

AGENDA (AUGUST 18)
COPY - MANAGER
- PLANNER
- P. & R. ADMIN.

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~~CORRESPONDENCE AND PETITIONS
Regular Council Meeting
August 18, 1975~~

Mr. James Hudson

August 12, 1975

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The intended function of green belt funds is to help municipalities and regional districts to preserve green space and to develop outdoor recreational areas. Emphasis is placed on the word, "preserve". Industrial encroachment into these green spaces is simply incompatible with the purpose of the green belt fund.

The proposed industrial installation, if permitted, will make the area acquired in part with green belt funds, a mixed use area - - that is a mixture of industrial and passive and active outdoor recreational activity.

Under these circumstances, I cannot give any assurance of further financial assistance either from green belt funds which are approved by the ELUC or from the Community Recreational Facilities Fund which I administer and from which at one time I had anticipated we would be able to assist you in development facilities in the Marine Park.

Sincerely,

Jack Radford
Jack Radford
Minister

B.C. LAND COMMISSION
PORT OF VANCOUVER

ITEM 19
MANAGER'S REPORT NO. 70
COUNCIL MEETING Nov. 3/75



THE CORPORATION OF THE DISTRICT OF BURNABY

MUNICIPAL HALL
4949 CANADA WAY
BURNABY B.C. V5G 1M2
TELEPHONE 299-7211
294-7290

July 29, 1975.
File: 1744

B.C. Land Commission,
4333 Ledger Avenue,
BURNABY, B.C.
V5G 3T3

Attention: Mr. G. Runka, Chairman

Dear Sirs,

Re: Eastern Burrard Inlet Marine Park -
Proposed Underground Aggregate Conveyor -
ITEMS 33 AND 38, MANAGER'S REPORT NO. 47, 1975

Kask Bros. Ready Mixed Concrete Ltd. has approached the Municipality of Burnaby for permission to construct an underground aggregate conveyor through Municipal parklands from their property at 8500 Barnet Highway to a leased water lot on the Burrard Inlet foreshore (see attached sketch).

The Municipal Council has approved this request, in principle, subject to the following conditions:

1. That the application can be granted by methods other than rezoning.
2. Kask Brothers Ready Mixed Concrete Ltd. to provide assurance that there will be adequate safeguards to protect the public at the park and shoreline end of the conveyor system.
3. Kask Brothers Ready Mixed Concrete Ltd. to sign an agreement to provide, at their cost; a suitable pedestrian and bicycle overpass of the conveyor on the water side of the C.P.R. right-of-way at such time as the Municipality constructs a trail at that location.
4. That written assurance be received from all public bodies, including the B.C. Land Commission and National Harbours Board that the granting of such an application would not jeopardize the position of the Municipality with respect to future applications for land use and/or financial assistance. This written assurance to be obtained firstly before the subject matter proceeds to public hearing.

Continued ...

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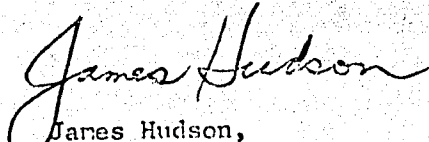
In the matter of the rezoning of the subject property such rezoning be of such a width so as to preclude any development of an industrial nature on the property in question and further that a restrictive covenant for landscape protection be considered as well.

In that the B.C. Land Commission is a joint property owner within the proposed Marine Park area and as such could have a direct interest in this proposal, it would be appreciated if you could provide the following information to the Municipal Council:

- (a) the attitude of the Land Commission to the introduction of this proposed industrial use within the Marine Park area.
- (b) written assurance that the Municipal approval of this facility will not prejudice the position of the Municipality with respect to future applications for financial assistance in this area that may be forthcoming.

Should you require any further particulars relative to this request, please do not hesitate to advise.

Yours truly,


James Hudson,
MUNICIPAL CLERK.

JH/lc

Attach.

CC: MUNICIPAL MANAGER

CC: DIRECTOR OF PLANNING

CC: PARKS AND RECREATION ADMINISTRATOR

ITEM 19
MANAGER'S REPORT NO. 70
COUNCIL MEETING Nov. 3/75



BRITISH COLUMBIA LAND COMMISSION

4333 Ledger Ave.
Burnaby, B.C. V5G 3T3

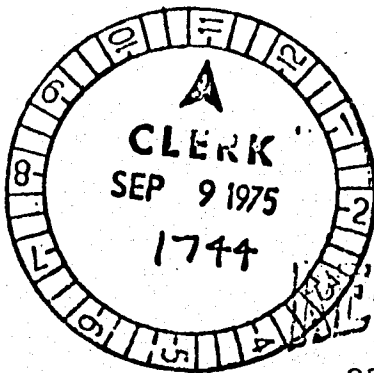
BURNABY 2, B.C. 15/112

August 26, 1975

Sept. 22/75

The Corporation of the
District of Burnaby
Municipal Hall
4949 Canada Way
Burnaby, B. C.
V5G 1M2

Attention: J. Hudson, Municipal Clerk



RECEIVED

SEP 10 1975

MUNICIPAL MANAGER'S
OFFICE

Dear Sir:

Re: Eastern Burrard Inlet Marine Park -
Proposed Underground Aggregate Conveyor
Your File: 1744

This will acknowledge your letter of July 29th, 1975, regarding the above.

The Land Commission discussed the above proposal at a recent meeting and wish to advise that although concerned with this type of development within the Marine Park area, if in fact the conveyor area was carefully designed to fit in with the landscape and become a positive element, they could see no direct reason to object, although there certainly is a question as what future management problems might result.

The Commission wish to further advise that such a development would not prejudice the position of the Municipality with respect to future applications for financial assistance as far as the B.C. Land Commission is concerned.

There is of course, no way that we could assure that individual members of the Commission might not be influenced by this possible intrusion in the park when considering future applications or cooperative ventures in terms of setting aside open space.

I trust this outlines the Commission's position as to the proposal presented to us.

Yours truly

G. G. Runka
Chairman

GGR/ja

ITEM 2(b) - COUNCIL JULY 7/75

ITEMS 4(i) & 4(j) - COUNCIL
AUGUST 18/75.

- AGENDA (SEPT. 22)

- COPY - MANAGER

- PLANNER

- P. & R. ADMIN.

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 MANAGER'S REPORT NO. 70
 COUNCIL MEETING Nov. 3/75



THE CORPORATION OF THE DISTRICT OF BURNABY

MUNICIPAL HALL
 4949 CANADA WAY
 BURNABY B.C. V5G 1M2
 TELEPHONE 299-7211

July 29, 1975.
 File: 1744

Port of Vancouver,
 520 Granville Square,
 200 Granville Street,
 VANCOUVER, B.C.
 V6C 1S4

Attention: Mr. L. Marks,
 Manager, Real Estate

Dear Sirs,

Re: Eastern Burrard Inlet Marine Park -
 Proposed Underground Aggregate Conveyor -
ITEMS 33 AND 38, MANAGER'S REPORT NO. 47, 1975

As has been previously indicated to you, the Municipality of Burnaby is intending to make formal application for the long term lease of the water lots situated at 7580, 7790, 7802 and 7986 Burrard Inlet for recreational purposes as part of its implementation of the adopted Eastern Burrard Inlet Marine Park Concept. You possibly are aware that Kask Bros. Ready Mixed Concrete Ltd. has approached the Municipality for permission to construct an underground aggregate conveyor through Municipal parklands from their water lot lease on Burrard Inlet. The Municipal Council has approved this request, in principle, subject to the following conditions:

1. That the application can be granted by methods other than rezoning.
2. Kask Brothers Ready Mixed Concrete Ltd. to provide assurance that there will be adequate safeguards to protect the public at the park and shoreline end of the conveyor system.
3. Kask Brothers Ready Mixed Concrete Ltd. to sign an agreement to provide, at their cost, a suitable pedestrian and bicycle overpass of the conveyor on the water side of the C.P.R. right-of-way at such time as the Municipality constructs a trail at that location.
4. That written assurance be received from all public bodies, including the B.C. Land Commission and National Harbours Board that the granting of such an application would not jeopardize the position of the Municipality with respect to future applications for land use and/or financial assistance. This written assurance to be obtained firstly before the subject matter proceeds to public hearing.

Continued ...

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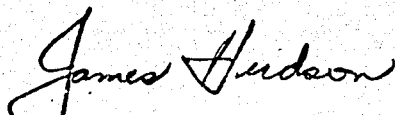
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In the matter of the rezoning of the subject property such rezoning be of such a width so as to preclude any development of an industrial nature on the property in question and further that a restrictive covenant for landscape protection be considered as well.

In response to Council's concern as enumerated in Item 4, it would be appreciated if you could provide written assurance to the Municipal Council that Municipal approval of this industrial installation would not be prejudicial to the Board's granting to the Municipality the long term lease of the water lots at 7580, 7790, 7802 and 7986 Burrard Inlet for recreational purposes.

Should you require any further particulars relative to this request, please do not hesitate to advise.

Yours truly,


James Hudson,
MUNICIPAL CLERK.

JH/lc

CC: MUNICIPAL MANAGER
✓ CC: DIRECTOR OF PLANNING
CC: PARKS AND RECREATION ADMINISTRATOR

ITEM 19
 MANAGER'S REPORT NO. 70
 COUNCIL MEETING Nov. 3/75

CORRESPONDENCE AND PETITIONS
 Regular Council Meeting
 November 3, 1975



PORT OF VANCOUVER
 PORT DE VANCOUVER

BY HAND

October 24, 1975

The Corporation of the
 District of Burnaby
 Planning Department
 Municipal Hall
 4949 Canada Way
 Burnaby, B. C.
 V5G 1M2

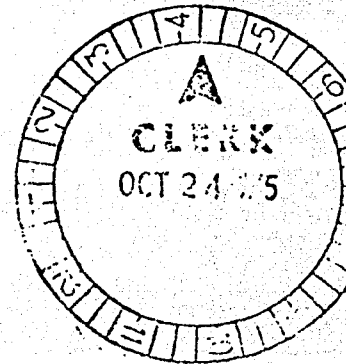
Attention: Mr. James Hudson,
 Municipal Clerk

National Harbours Board
 520 Granville Square
 200 Granville Street
 Vancouver, B.C. V6C 2P9

Tel. (604) 687-0474

Conseil des Ports Nationaux
 520 Granville Square
 200, rue Granville
 Vancouver, B.C. V6C 2P9

Telex 04-53310



Dear Sirs:


Re: Eastern Burrard Inlet Marine Park -
 Proposed Underground Aggregate Conveyor -
 Items 33 and 38, Manager's Report No. 47, 1975
 Your file #1744

With respect to your letter of July 29, 1975 and subsequent discussions, our opinion on matters involving the National Harbours Board is as follows:

- a) Concerning the future utilization of the waterlot you refer to as '7580'; we can see no objection to municipal plans for the area provided that the Board is not expected to jeopardize existing leasing contracts with neighbouring tenants.
- b) Insofar as the status of waterlots '7790', '7802' and '7986' is concerned; as we have previously advised your Municipal Manager and other officials, we shall be pleased to proceed with our Recommendation for Lease covering '7986' as soon as we receive your advice that this can be done without involving other applications that remain pending. According to our records you presently have waterlot '7802' under lease with adequate tenure and, of course, waterlot '7790' is not owned by the NHB.

We have refrained from commenting on other items contained in your letter as they appear to be issues between the Municipality of Burnaby and Kask Brothers Ready Mixed Concrete Ltd.

Yours truly,


 L. W. Marks
 Manager, Real Estate

LWM/es

:- AGENDA (NOV. 3)

:- COPY-MANAGER

- PLANNER (FOR REPORT)

- PARKS & RECREATION ADMIN.

