

AUGUST 30, 1976

A regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, August 30, 1976 commencing at 7:00 P.M.

**PRESENT:**

Acting-Mayor V.V. Stusiak, in the Chair  
Alderman G.D. Ast  
Alderman D.P. Drummond  
Alderman D.A. Lawson  
Alderman G.H.F. McLean  
Alderman F.G. Randall

**ABSENT:**

Mayor T.W. Constable  
Alderman A.H. Emmott  
Alderman B.M. Gunn

**STAFF:**

Mr. M.J. Shelley, Municipal Manager  
Mr. E.E. Olson, Municipal Engineer  
Mr. A.L. Parr, Director of Planning  
Mr. J. Hudson, Municipal Clerk  
Mr. R.W. Watson, Deputy Municipal Clerk  
Mr. J.G. Plesha, Administrative Assistant to Municipal Manager

M I N U T E S

The Minutes of the Council Meeting held on August 16, 1976 came forward for adoption.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT the Minutes of the Council Meeting held on August 16, 1976 be now adopted."

Alderman Lawson noted that the fourth whereas clause in the resolution contained on page 17, Moved by Alderman Lawson, Seconded by Alderman Randall, should indicate a Lower Mainland growth rate of 2.9%.

A vote was then taken on the resolution and CARRIED UNANIMOUSLY

The Minutes of the Public Hearing held on August 17, 1976 came forward for adoption.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT the Minutes of the Public Hearing held on August 17, 1976 be now adopted."

CARRIED UNANIMOUSLY

The Minutes of the Special Council Meeting held on August 23, 1976 came forward for adoption.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT the Minutes of the Special Council Meeting held on August 23, 1976 be now adopted."

CARRIED UNANIMOUSLY

DELEGATIONS

The following wrote requesting an audience with Council:

- (a) Mrs. Patricia Parliament, August 11, 1976  
Re: Nelson-Wayburne Diversion and Forest Glen Park:
- (b) Mr. V.J. Blancard, August 24, 1976  
Re: The Licensing Of Animals
- (c) Conference Of Local Area Councils, Traffic and Transit Committee, Chairman, August 20, 1976  
Re: Crosstown Bus Via Gilpin-Moscrop
- (d) Mrs. Virginia Stelp, August 26, 1976  
Re: Sidewalk On Mary Avenue and Access to Property
- (e) Mr. H.G. Hrynyk, August 26, 1976  
Re: Illegal Encroachment On Central Park
- (f) United Non-Smokers Society, President, August 25, 1976  
Re: Burnaby No-Smoking By-Law.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- (b) Mr. V.J. Blancard

Mr. Blancard appeared before Council and advised that he moved into Burnaby this year after having been a resident of Vancouver for the past 45 years, and was surprised to find that the licensing fee for dogs charged in the Municipality was \$ 21.00 per annum substantially above other areas such as the City of Vancouver \$ 6.00, West Vancouver \$ 10.00, White Rock \$ 10.00. Mr. Blancard recognized the problems of dog control in the community and indicated that they kept their dog under control and recently fenced their yard and can see no reason for the fee of \$ 21.00 under these circumstances.

It was suggested that Council review the question of dog licensing fees. It was indicated that the dog was a pet to the family and that there probably were many more families in Burnaby in the same situation.

In summary it was suggested that the rates be reviewed by Council and that the fee for dog licenses be lowered and the fines for dogs running loose be increased.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"THAT previous information on this subject relating to the establishment of the \$ 21.00 fee rate be forwarded to Mr. V.J. Blancard."

CARRIED UNANIMOUSLY

- (c) Conference of Local Area Councils  
Re: Crosstown Bus Via Gilpin-Moscrop

Mr. Elgin J. Ruddell, Chairman, appeared before Council and spoke to the following brief:

"Your Worship and Members of Council:

On behalf of the Traffic and Transit Committee of the Conference of Local Area Councils, co-operating organizations and thousands of individual petitioners we are here to present our petition for a new crosstown transit service. The petition is as follows:

WHEREAS There is no East-West Bus service in Vancouver between Broadway and 41st Avenue., a distance of approximatley 2 1/4 miles; and there is no East-West Bus service in the West side of Burnaby between Lougheed and Kingsway, a distance of approximately 2 1/2 miles.

AND WHEREAS A Streetcar and a Bus service did exist on some parts of King Edward Ave., 25th until the middle 1950's.

AND WHEREAS In a 1971 report by the Greater Vancouver Regional District (G.V.R.D.) which was approved by the GVRD board of directors it stated "A... route is suggested along East 29th Ave. and Moscrop in Burnaby ... the installation of a crosstown route along King Edward Ave. would permit a finer grained transit service..."

AND WHEREAS The proposed Bus line would provide an integrated crosstown service for U.B.C., B.C.I.T. and many other educational institutions, as well as for Hospitals, Recreation centres, Churches Synagogues, Burnaby Municipal Hall, Heritage Village and Shopping Districts.

THEREFORE BE IT RESOLVED THAT we invite residents, students, and public and private organizations to add their names to this petition. And that this petition be presented to the Vancouver City Council and Burnaby Municipal Council.

At the outset it is gratifying indeed to note your Transportation Committee in its report to Council dated June of this year selected the Gilpin-Moscrop route as one of three for early implementation. In our opinion this becomes more meaningful when linked to the Vancouver portion of the proposed route.

It should also be noted the G.V.R.D. (Sullivan Report 1971) approved in principal the main segments of our proposal. We have merely linked them up with appropriate destinations to provide a logical and efficient route to serve more than 100,000 people in Burnaby and the metropolitan area who live or work near the proposed route.

This service would be of particular benefit to students. In the case of Burnaby Central and Moscrop Secondary Schools access will be much improved during the day with the important addition of evening service. Elementary Schools will also benefit. For BCIT students this route is essential as there is no viable public transit available to most of the student body. For UBC students especially those living in central Burnaby and eastern parts of Vancouver it would be a real boon for both credit courses and extension study programs.

Other people who will benefit are those living or working in areas served by the route. As well many people would make a greater use of the Community Institutional and Recreation facilities in the central Burnaby Administrative Area. This service will improve access and reduce travelling time to the Burnaby General Hospital and to the medical institutions in Vancouver (Shaughnessy Hospital etc.).

We have submitted our petitions for the inspection of the Municipal Clerk and we declare the number of signatures collected to date as follows:

Burnaby	1644	signatures
Vancouver	9788	signatures
Other	<u>409</u>	signatures
Total	11841	signatures

August 30, 1976

We will be presenting this petition to the City Council of Vancouver in the near future.

We would appreciate it very much for this Council to take appropriate actions to have this new bus service operational.

All of the above is respectfully submitted."

MOVED BY ALDERMAN MCLEAN:

SECONDED BY ALDERMAN AST:

"THAT the subject matter be referred to the Transit Committee and Traffic Safety Committee."

CARRIED UNANIMOUSLY

- (d) Mrs. Virginia Stelp  
Re: Sidewalk on Mary Avenue and Access to Property

Mr. T.B. Stelp appeared before Council and advised that his wife was unable to attend this evening. Mr. Stelp then reviewed their recent submission under date of August 26th concerning the sidewalk the municipality is putting in front of their residence and the difficulties encountered in attempting to move the driveway from where it is presently located.

It was indicated that a staff report would be available at the September 7th meeting of Council.

The Municipal Engineer indicated that in the interim both proposed driveway locations could be left as is with only the forms in place.

- (e) Mr. H.G. Hrynyk  
Re: Encroachment On Central Park

Mr. Hrynyk appeared before Council and spoke to the following brief:

"I am a citizen and taxpayer of Burnaby. Recently I was greatly disturbed by what seems to be an utter flagrant disregard for the law by someone or some department within our municipal administration. I am referring to the encroachment on Central Park on the south-west corner.

It is hard for me to conceive that with the size of our legal department at your disposal, Council did not communicate with that department in order to find out if it had the right to send bulldozers within the boundaries of Central Park on August 19th. It should be a routine procedure. It is even harder for me to understand when it was brought to Council's attention on August 10th by a group of concerned citizens through a letter from Legal Aid Lawyer, David Mossop, that it would indeed be illegal to start any work within the park. This was later affirmed by the Minister of Environment, James Neilson, when he ordered Burnaby to restore the park to its original condition. As I understand it, if Burnaby does not comply to the Minister's order then the Provincial Government will send in a crew to repair the damage and send Burnaby the bill. The end result is that the taxpayer will pay twice, once for the ripping up of the park and then again for restoring it. The matter has reached the point where it would be funny if it were not so serious. I cannot see why the Municipal administration can violate the law when they expect their citizens to uphold the same law. As a taxpayer in Burnaby it does appear to me that my tax dollars are being spent in a very wanton and haphazard manner.

I attended last week's Council meeting at which was passed the intersection improvement for the north and south sides of Kingsway on Boundary Road. One of the members of Council stood up and assured the concerned citizens that this improvement did not represent in any way the thin edge of the blade in any future widening of Boundary

Road, Yet, in the Manager's Report #52, Item 31, page 210 to the Parks and Recreation Administrator from the Director of Planning, Section C asks the Question: Was the expanded intersection predicated on a six lane road?

The third line reads: The expanded intersection considered the possibility of an overall improvement Boundary Road facility with two travel lanes in each direction with parking. It appears to me and other concerned citizens that the intersection improvement is the thin edge of the blade, and there is no doubt about it.

Politicians are ruining our environment by their destroy and pave methods under the guise of progress. Burnaby Council appears to be no different.

Central Park is one example and the Nelson-Wayburne diversion thru Forest Glen Park in another. Count it be that our Parks are actually land bans for future roads and highways? Progress today is clean air? Less noise and more parks -- not the destruction of our Parks to accommodate more noise and dirty air generated by Diesel Exhausts.

Lougheed Highway, Trans Canada, Canada Way and Kingsway all rip east-west thru Burnaby and have already made Burnaby a series of traffic islands. If you look at a map of the Lower Mainland you will see quite readily that all are support roads for the Port of Vancouver. Now the Vancouver Planners are quite skillfully it seems manoeuvring Burnaby Council to take their north-south traffic flow from Vancouver Streets. For this honour we are to throw in tax dollars and a piece of our park.

Mr. Chairman -- I can see it now -- the next election campaign slogan: "Support the Port of Vancouver - Pave Burnaby"

Why should more Burnaby land be used and tax dollars be spent to service the Port of Vancouver? Why should Burnaby Tax Dollars be used to subsidize trucking companies carrying international cargo from the Port by giving them free roadbeds thru our parks and residential areas? What financial relief do we taxpayers in Burnaby get for being so generous?

Central Park in our major park. If Vancouver wants another north-south truck corridor, and their engineers tell us they are considering the use of every north-south street on the Lower Mainland then let them start at U.B.C. and work east from there. Is the land west of Angus Drive sacred?

The time has come to tell Vancouver that Burnaby tax dollars will not be spent anymore to service their Port. When will you Politicians realize that a serious study of the transportation of goods has to begin now.

The citizens coalition of Transportation has made considerable progress and will host a conference in Vancouver on this matter the last week in September. Federal Cabinet Ministers Barney Danson, Minister of Urban Affairs and Otto Lang, Minister of Transport have been invited. I would like to see Council indicate a serious appreciation of the problem and send representatives to this conference.

In the minutes of the Vancouver City Council meeting on August 10th, Council moved that the City Engineer be instructed to defer indefinitely letting the contract on the widening of the south side of Boundary Road to provide Council an opportunity to discuss the whole question of Boundary Road with the Citizens, Burnaby Council and the Vancouver Parks Board. I now ask the Burnaby Council to afford the same consideration to its citizens on this issue.

I also understand that Burnaby Council has a commitment to B.C. Telephone dut, Mr. Chairman, what commitment is greater than the one that Council has to its citizens."

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN RANDALL:

"THAT a public meeting be held early in October to discuss all the aspects of the widening of Boundary Road."

CARRIED UNANIMOUSLY

(f) United Non-Smokers Society  
Re: Burnaby No-Smoking By-Law

Mr. Larry Wanjoff, President, United Non-Smokers Society appeared before Council and spoke to the following brief:

"As over 60% of the general population of Canada does not smoke, we feel that it is important that consideration be given to non-smokers rights so that they can live their lives without being affected by tobacco pollution.

According to information provided by the British Columbia T.B. & Christmas Seals Society, there are over 40,000 people in the Lower Mainland area whose personal health seriously suffers when exposed to tobacco and other smoke, even for a short time. Is it right for these people to be forced to stay out of theatres, shopping centres, hospitals, and even Doctors' waiting rooms because the interior air has been polluted by a small minority of smokers? Further, there are hundreds of thousands of people who intensely dislike the stink of tobacco pollution in the air, in their hair, and on the new clothing they just bought.

There is a groundswell of support for the banning of smoking in public areas for the comfort, health and safety of all people. We realize that in larger facilities, there should be areas set aside for the specific use of smokers and we fully support the establishment of these areas so long as they do not prevent the use of any facility by a nonsmoker. We would like you to act within your responsibility to assure the most important right of life -- the Right to Breathe!

We have enclosed a copy of a draft by-law proposal in regards to this issue. It is not a firm stand by the Society but its purpose is to inform you of what we feel is needed. Also included is a digest of the existing legislation in the United States as compiled by the Action on Smoking and Health group. It should point out to you that strong legislation does exist to protect Non Smoker's rights. We hope that this may be of valuable use in drafting of Burnaby's Smoking Regulation By-law.

The next brief we have included is a copy of the summary of "The Report of the Task Force on Smoking and Health" which was prepared for the Government of the Province on Ontario. It is the only Canadian government report that has carried out an extensive effort to analyze the problems that smoking causes to our society. The cost of reproducing the report prevented its inclusion in this information brief but we will make it available to you if you contact the United Nonsmokers Society at 228-0525.

Finally, we have included letters of support from the major businesses in Burnaby which we hope have been brought to your attention previously. There is strong support from the business sector for a good No Smoking By-Law.

We ask that you use this information to the best of your ability to provide the people of Burnaby with the needed protection."

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN AST:

"THAT Item 16, Manager's Report No. 54 be brought forward."

CARRIED UNANIMOUSLY

The Municipal Manager advised that staff is preparing a report, not only on the suggestions contained in the correspondence received from the Manager of the Burnaby Chamber of Commerce, but on another suggestion for consideration which has been received from an interested citizen. An amendment to the By-law, all relevant correspondence and a report will be submitted on September 7, 1976.

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN LAWSON:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN AST:

"THAT this evenings presentation be referred to the Municipal Manager for inclusion in the forthcoming report on the subject matter."

CARRIED UNANIMOUSLY

(a) Mrs. Patricia Parliament  
Re: Nelson-Wayburne Diversion and Forest Glen Park

"On behalf of the residents of the Forest Glen Park area, I would like to say thanks to the Members of Council and the staff in the hall for the time, patience and support we have received over this past year.

When we initiated our protest we never realized the number of man hours that would eventually be put into the issue. We are very pleased to have it so carefully reconsidered. The fact that the wishes of the community are acknowledged brings a new awareness to many of the citizens. We would like you to adopt the recommendation is tonights report, but regardless of the outcome of the discussion, thank you one and all for the time spent with us to date. Thank you."

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN LAWSON:

"THAT Item 25, Supplementary Manager's Report No. 54 be now brought forward."

CARRIED UNANIMOUSLY

The Municipal Manager reported as follows:

"Appearing on the agenda for the Council meeting of August 30, 1976 in Manager's Report No. 54 is Item 9 dealing with the above.

The purpose of this Supplementary Report item is to ask that the introductory portion of the report item as prepared by the Manager be deleted and in its place the following substituted:

The Municipal Engineer has just advised that he would like to review the details of the realignment of Royal Oak and we do not therefore feel that a decision should be made at this time to engage a consultant. Rather, we should make a decision on the questions of abandoning the Nelson-Wayburne alignment and either using Royal Oak or realigning it.

The Planning Director concurs that there is no urgency to engage a consultant if the Engineer wishes to review the matter further. Considerable definitive cost data on the several alternatives using Royal Oak or realigning it should be developed so that we know what is involved before a decision is made to select one alternative on the Royal Oak alignment or realignment."

It was recommended:

1. THAT the Municipal Council approve in principle of the use of Royal Oak or realignment thereof for this road, and

- 2. THAT the proposal to construct the road on the Nelson-Wayburne alignment be abandoned; and
- 3. THAT the Planning and Engineering Departments be instructed to bring forward a report examining in greater detail the costs and types of construction for the Royal Oak alignment or realignment; and
- 4. THAT the Parks and Recreation Commission and all interested parties be so advised.

MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN LAWSON:

"THAT the recommendations of the Municipal Manager be adopted with recommendation No. 2 being amended to read, 'that the proposal to construct the road on the Nelson-Wayburne alignment be abandoned and that the 1974 Transportation Study be so amended'."

CARRIED UNANIMOUSLY

B Y - L A W S

MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN AST

"THAT

- 'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 33, 1976' - #6897
- 'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 34, 1976' - #6898
- 'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 35, 1976' - #6899

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN RANDALL:

"THAT the Committee now rise and report progress on the by-laws."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN RANDALL:

"THAT

- 'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 33, 1976' - #6897
- 'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 34, 1976' - #6898
- 'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 35, 1976' - #6899

be now read two times."

CARRIED UNANIMOUSLY



MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT Item 1 of the Municipal Manager's Report No. 54, 1976 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager provided a report of the Director of Planning in relation to Rezoning Reference # 61/75 - 5620 and 5740 Canada Way Community Builders Limited.

It was indicated that as we now have agreement on a plan which resolves the question of site coverage, open space and space between units the subject rezoning can proceed to first and second readings. The Planning Department will then continue to work with the applicant the the appropriate municipal departments towards the completion of the prerequisites to this rezoning, as outlined in our report of July 19, 1976 and adopted by Council.

It was recommended that Council advance the subject rezoning by-law to First and Second Readings with Third Reading and Final Adoption to follow upon satisfactory completion of the prerequisites to rezoning as outlined in the Director of Planning's rezoning report of July 19, 1976.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT

'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 32, 1976' - #6896

'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 36, 1976' - #6901

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT the Committee now rise and report progress on the by-laws."

CARRIED

CONTRARY: Alderman McLean to #6896  
and #6901.

The Council reconvened.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED

OPPOSED: Alderman McLean to #6896  
and #6901.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT

'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 32, 1976' - #6896

'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 36, 1976' - #6901

be now read two times."

CARRIED

OPPOSED: Alderman McLean to #6898 and #6901.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

THAT

- 'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 26, 1976 - #6881
- 'BURNABY LEASE AUTHORIZATION BY-LAW  
NO. 6, 1976' - #6908

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT the Committee now rise and report the by-laws complete."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT

- 'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 26, 1976' - #6881
- 'BURNABY LEASE AUTHORIZATION BY-LAW  
NO. 6, 1976' - #6908

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN RANDALL:

"THAT Council do now resolve itself into the Committee of the Whole to consider and report on

- 'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 25, 1976' - #6880

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN AST:

"THAT the Committee now rise and report the by-law complete."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN RANDALL:

"THAT

'BURNABY ZONING BY-LAW 1965, AMENDMENT  
BY-LAW NO. 25, 1976' - #6880

be now read a third time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN RANDALL:

"THAT

'BURNABY ROAD CLOSING BY-LAW NO. 10, 1976' - #6905

be now reconsidered and finally adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto."

CARRIED UNANIMOUSLY

C O R R E S P O N D E N C E   A N D   P E T I T I O N S

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 54, 1976 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) Mr. and Mrs. F. Batscheider  
Re: Closure of Halifax Street and Dellawn Drive.

A letter under date of August 13, 1976 was received indicating the closure of these streets is not accomplishing the rerouting of the daily traffic and also during the weekend and evenings they get a steady movement of traffic which they never had before on Crestlawn. Also the lane between Crestlawn and Springer is used as a short cut.

The Municipal Manager reported that a further report would be submitted by staff following an evaluation of the results of traffic flows and related conditions being monitored for one month. It is anticipated that Council will receive this report on September 7, 1976. Further information is expected to be available for referral of all correspondence and petitioners who have written to Council on this matter.

It was recommended that a copy of this report be sent to Mr. F. Batscheider and persons whose signatures appear on the attached petition.

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN RANDALL:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

- (b) Mr. and Mrs. Joseph Dougal  
Re: Home Improvement Under Residential Rehabilitation Assistance Program.

A letter under date of August 10, 1976 was received expressing appreciation for the opportunity to participate in the above noted program. It was indicated that kind and courteous service had been extended to them by Central Housing and Mortgage Corporation, contractor and workmen on the project.

- (c) Mrs. M. Doran  
Re: Sidewalks in the 4400 Block Venables

A letter was received under date of August 17, 1976 suggesting that the sidewalks in the 4400 block Venables are not required. It was suggested rather that a sidewalk on the east side of Willingdon from Brentwood to Hastings Street or the extension of the sidewalk on Rosser Street as alternates. It was also indicated that the Venables bus stop is very messy during the rain periods.

The Municipal Manager provided a report of the Municipal Engineer indicating there were only two objections to the local improvement work for the provision of sidewalks on the 4400 block Venables Street. It was indicated that the proposal to put a sidewalk on the east side of Willingdon from Brentwood to Hastings as Willingdon is a major arterial and as such sidewalks would be constructed in conjunction with ultimate construction of arterial roads. It was further indicated the maintenance branch will inspect the bus stop on the east side of Willingdon and Venables Street and place additional road mulch if the conditions warrant such mainenance.

It was recommended that a copy of this report be forwarded to Mrs. M. Doran.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

- (d) The Vancouver Poultry and Fancy Pigeon Association  
Vice President  
Re: Burnaby By-law regarding the keeping of pigeons

A letter under date of August 18, 1976 was received indicating dissatisfaction with the current Municipal by-law regarding the keeping of pigeons. Enclosed for Council's information were copies of North Vancouver, City of Vancouver by-laws relating to pigeon control.

The Municipal Manager advised that a staff report would be available at the September 7th meeting of Council.

- (e) Headquarters Militia Area Pacific, Commander  
Re: Reserve Forces Week in British Columbia

A letter under date of August 19, 1976 was received requesting the support of the reserve forces in the community. It was indicated that the week of September 18 - 26th will be declared Reserve Forces week in British Columbia by the Lieutenant Govenor.

- (f) City of Vancouver, City Clerk  
Re: Tender No. 766 - Curbs, Pavement and Street Surfacing  
- Boundary Road

A letter under date of August 18, 1976 was received in relation to the above noted subject. Enclosed for your information is a letter dated August 5, 1976 from the Boundary Road Residents Committee and an extract from the Manager's Report works dated July 23, 1976 regarding the above matter.

(g) F. & A. Construction Ltd., Vince Albanese  
Re: Lot "C", Block 2, District Lot 162, Plan 18927  
8655 Royal Oak Avenue

A letter under date of August 20, 1976 was received in relation to a previous offer by F. & A. Construction to purchase the above noted property and reviewing the action taken on this matter and requesting a refund of an original \$ 2,000.00 deposit provided as a down payment on an original offer of \$ 40,000.00.

The Municipal Manager provided a report from the Land Agent in relation to the above noted subject.

It was recommended that F. & A. Construction Ltd's request for the refund of \$ 2,000.00 be denied.

MOVED BY ALDERMAN MCLEAN:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(h) Mr. and Mrs. George Teather  
Re: New Parking Facilities at Burnaby General Hospital

A letter under date of August 20, 1976 was received indicating dissatisfaction about the facilities at the Burnaby hospital after being told that they would be unable to get a bed until some time in September. It was suggested that construction of parking spaces instead of bed space was a wrong priority.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN AST:

"THAT the subject correspondence be referred to the Burnaby Hospital Board for reply."

CARRIED UNANIMOUSLY

(i) Petitioners - 7700 and 7800 blocks Wedgewood Street  
and 7183 Sixth Street  
Re: Cul-De-Sac on Wedgewood Street

A petition of 13 names was received in regard to the installation of a cul-de-sac on the 7800 block Wedgewood Street.

The Municipal Manager provided a report of the Director of Planning. It was indicated that the problem of commuter traffic bypassing Edmonds Street and using Wedgewood Street is a long standing one which has, in the past, resulted in numerous reports to the Traffic Safety Committee from the Municipal Engineer. It was proposed that an area study be commenced by the Planning Department to review and recommend revisions to improve the street and traffic patterns on Wedgewood and adjacent streets.

It was recommended that:

1. An area study be commenced by the Planning and Engineering Departments for the purpose of identifying ways in which street and traffic patterns on Wedgewood and adjacent streets can be improved; and
2. A copy of this report be sent to Mr. J. Eric Jarvela who, as the presumed originator of the petition, has requested all related correspondence from Council be sent to him.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN MCLEAN:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(j) British Columbia Telephone Company  
 J.H. Stewart,- Re: B.C. Telephone  
 Cheque of July 5, 1976 for 1976  
Taxes of \$ 728,830.97.

A letter under date of August 24, 1976 was received indicating penalty percentage additions totaling \$ 22,010.69 have been charged on their 1976 taxes which until recently they had believed had been paid. A summary of the facts relating to this subject were provided.

The Municipal Manager provided a report of the Municipal Treasurer wherein it was stated that from time to time over the years there have been a number of large companies which have been penalized because their tax payments either failed to reach to Treasurer's office or were postmarked later than the due date, and furthermore every year there are individuals who find themselves in the same circumstances and who must pay their taxes including penalties usually under protest. In view of this, we cannot recommend that Council ask for special powers pursuant to Section 217 of the Municipal Act to permit that penalties be waved in instance of the Telephone Company's late payment of taxes.

It was recommended that the request from the British Columbia Telephone Company for favourable consideration regarding the late payment of taxes be denied.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(k) Mr. and Mrs. Marvin P. Pophan  
Re: Nelson-Wayburne Diversion

A letter under date of July 29, 1976 was received registering opposition to the proposed Nelson-Wayburne Diversion. It was indicated that the proposal would effectively disrupt a quiet residential area in addition to creating hazardous traffic conditions in Forest Glen Park thereby jeopardizing the safety of children in the park area.

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT copies of Item 11, Manager's Report No. 16, March 15, 1976; Item 4, Manager's Report No. 21, April 5, 1976; Item 16, Manager's Report No. 27, April 26, 1976; Item 6, Manager's Report No. 46, July 5, 1976; Item 25, Manager's Report No. 54, August 30, 1976; be forwarded to the correspondants Items (k) to (q) inclusive plus advice as to the action taken by Council."

CARRIED UNANIMOUSLY

The following additional correspondence was received in relation to the above noted subject:

- (l) Mr. and Mrs. R. Carphin, 4854 Bond Street,
- (m) Mr. and Mrs. D. A. Kerr, 5412 Sussex Avenue,
- (n) Mr. John C. Scott, 5426 Forglen Drive,
- (o) Mrs. Dorothy P. Potter, 5459 Forglen Drive,
- (p) Mrs. Diane Coleman, 4676 Grassmere Street,
- (q) Mr. Archie H. Moore, 5469 Forglen Drive.

ENQUIRIES

Alderman Ast

On a question of Alderman Ast, the Municipal Engineer advised that a fill permit had been cancelled in relation to persons filling a thousand feet of land adjacent to the Still Creek.

Alderman Ast indicated that filling was still proceeding today, even after cancellation.

Alderman Ast gave Notice of Motion for the next regular meeting of Council as follows:

"WHEREAS some of the present land fill operations are having an adverse effect on our watercourses and natural areas and because of unsatisfactory fill materials causing pollution of the streams,

AND WHEREAS present permit fees are not adequate to cover the cost of adequate inspection,

THEREFORE BE IT RESOLVED that this Council impose a moratorium on land fill operations in the Municipality until staff can bring forward a report recommending tough regulations with a view to preventing situations like the one along Still Creek and further specifying what materials may be used in different areas and also with severe penalties for default and a fee structure that will cover cost of thorough Municipal inspection."

Alderman Drummond

On a question of Alderman Drummond, the Director of Planning advised that discussions were continuing with B.C. Hydro and B.C. Telephone in regard to transportation in the area of the new B.C. Telephone building and that the Planning Department would be reporting when a proposal for service is available.

NOTICE OF MOTION

Alderman D.A. Lawson  
Re: Homicides

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN MCLEAN:

"THAT the Municipal Manager forward reports on a quarterly basis that record the incidents of homicides and attempted homicides beginning in 1975, and the progress of each case as or if it proceeds through the Courts, penal institutions, and the parole process."

CARRIED UNANIMOUSLY

R E P O R T S

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT Council do now resolve itself into a Committee of the Whole."

CARRIED UNANIMOUSLY

(a) Mayor T.W. Constable  
Re: Acting-Mayor for September and October 1976

It was recommended that Alderman B.M. Gunn be appointed Acting-Mayor for the months of September and October 1976.

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN AST:

"THAT the recommendation of Mayor T.W. Constable be approved."

CARRIED UNANIMOUSLY

(b) Traffic Safety Committee

A report of the Traffic Safety Committee was received indicating the following recommendations in regard to the following subjects:

1. Intersection of Griffiths Avenue and Imperial Street

It was recommended that:

- (a) A four way stop not be installed at the intersection of Griffiths Avenue, and
- (b) Mrs. C. Fontaine be advised accordingly.

MOVED BY ALDERMAN MCLEAN:  
SECONDED BY ALDERMAN AST:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

2. School Patrol Incentive Grant

It was recommended that a grant in the amount of \$ 2,000.00 be forwarded to the Secretary-Treasurer of the Board of School Trustees to be used to express appreciation for services rendered and to encourage effective pupil participation in the Student Operated Safety Patrol Program for the school year 1976/1977.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN MCLEAN:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

3. Speeding Traffic in Lane between Monroe Avenue and Armstrong Avenue parallel to Cariboo Road

It was recommended that:

- (a) Mrs. N. Kathrein be provided with a copy of this report and be advised of the procedure for having speed bumps installed in lanes, and
- (b) The Burnaby Detachment, R.C.M.P. be provided with a copy of this report.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN MCLEAN:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

(c) Acting Mayor's Report

Acting Mayor, V.V. Stusiak presented a written report indicating that a Mrs. Yoshiko Narita of Kushiro, Japan was visiting Burnaby on August 29th and 30th. It was indicated that School Trustee Betty Clark and husband had had Mrs. Narita as a guest during that time. It was indicated that an interpreter of Japanese extraction had provided interpretation services during Mrs. Narita's visit free of professional fees.

It was recommended that up to \$ 200.00 be authorized to be expended for incidental expenses relating to Mrs. Narita's visit to Burnaby.



MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN RANDALL:

"THAT the recommendation of Acting-Mayor V.V. Stusiak be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN LAWSON:

"THAT a letter of thanks be forwarded to School Trustee Mrs. B.G. Clark and family for having Mrs. Narita as their guest during her visit to Burnaby."

(d) The Municipal Manager presented Report No. 54, 1976 on the matters listed following as Items 1 to 26, either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Rezoning Reference #61/75  
 5620 and 5740 Canada Way  
 Community Builders Ltd.

This subject was considered previously under Item 3(e) By-law - No. 6901.

2. Building Department Report

The Municipal Manager provided a report of the Chief Building Inspector covering the operations of his department from July 19, 1976 to August 13, 1976.

3. Letter from Mrs. M. Doran  
 4436 Venables Street, Burnaby re  
 (a) Sidewalks on Venables Street  
 (b) Bus Stop on Willingdon

This subject matter was considered previously under Item 4(c), Correspondence and Petitions.

4. Days off in Lieu of Christmas and Boxing Days, 1976 and New Year's Day, 1977.

The Municipal Manager provided a report in relation to the above-noted subject indicating some difficulties involved in the selection of an alternative for New Year's Day which falls on a Saturday. The preceding Friday falls within the 1976 calendar year. If it were designated as the day in lieu of New Year's, time off would be taken in 1976 for a Statutory Holiday that occurs in 1977. It was recommended:

"THAT the alternative days off for Christmas, Boxing Days and New Year's Day be as follows:

- a. Christmas - Friday, December 24 in lieu of Saturday, December 25;
- b. Boxing Day - Monday, December 27, in lieu of Sunday, December 26;
- c. New Year's Day - Monday, January 3 in lieu of Saturday, January 1.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

5. Population Growth in Burnaby.

The Manager provided a report of the Director of Planning in relation to population growth in Burnaby. It was indicated the municipal population growth rate was 2.1% at this time and that the Regional District growth rate was approximately 2.9%.

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN RANDALL:

"THAT the report of the Municipal Manager be received for information purposes."

CARRIED UNANIMOUSLY

6. Proposed Lease for Space in Municipal Hall Mapping Project.

The Municipal Manager advised that 1,000 square feet of available floor space on the fourth floor of the Municipal Hall would be adequate to accommodate the hardware that will be required for the proposed mapping operation. It was recommended that:

1. Council approve the allocation of 1,000 square feet of space on the fourth floor of the Municipal Hall for the mapping project; and
2. \$3.50 per square foot per annum be established as the rental rate for this area, with the understanding that the rental and all expenses related to the actual use of the space will be shared equally by the Municipality, B. C. Hydro and B. C. Telephone.

MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

7. Pension - Mr. Harold W. Balfour

The Municipal Manager reported as follows:

"On 25 January 1965, Council entered into an agreement with the Commissioner of Municipal Superannuation whereby on retirement Mr. Balfour was to be paid 60 monthly installments of \$75.00 from the date of retirement. The first payment was made to Mr. Balfour on 1 September, 1971 and the last payment is due in September, 1976.

At an In Camera meeting of Council on 16 August 1976, Council recommended that this agreement be extended for a further 12 months from 1 September, 1976. In accordance with Section 173 of the Municipal Act, which reads as follows,

'An act or proceeding of a Council is not valid unless it is authorized or adopted by a by-law or resolution at a statutory, regular, adjourned, or special meeting of Council.'

this action should be ratified by Council.

It was recommended that the agreement with the Commissioner of Municipal Superannuation, with respect to Mr. Balfour, be extended for a further 12 months.

MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

8. Proposed 1977 Local Improvement Program  
(Item withdrawn from Council agenda 16 August 1976)

The Municipal Manager provided a report from the C.I.P. Committee regarding their proposed local improvement street works program for the year 1977. It was indicated there are many advantages to the community of completing local improvement procedures in one year for works to be undertaken in the year following; the principal one being a call for tenders for extensive road works before other municipalities have a chance to do so. This should make for better prices.

It was recommended that:

August 30, 1976

1. The local improvement program totalling \$3,556,465, shown on pages 1 and 2 of this report, be approved and staff be instructed to bring down a cost report in accordance with Section 601 of the Municipal Act; and
2. Trees be planted where possible as part of the local improvement, as will be shown in the Section 601 report to be filed with Council as soon as assessment data relative to the projects becomes available, and
3. The rates applicable to the program be those shown on page 3 of this report, amended to reflect a 60% share of the cost to be borne by abutting owners and that Burnaby Local Improvement Charges By-law 1976 be amended accordingly; and
4. It be recommended to the 1977 Council that in the event the local improvement on Norland between Douglas and Laurel passes, the sum of \$166,000 be advanced from the Reserve for Capital Works and that the preloading of Norland between Laurel and Spratt be undertaken on the route shown on the attached sketch; and
5. As soon as the Engineer determines whether or not concrete curbs and gutters should form part of this work, a local improvement should be put - to form part of the local improvement program for 1978; and
6. The money advanced from the Reserve for Capital Works be repaid upon passage of said local improvement; and
7. The \$185,000 required for storm drainage works on this project come from Burnaby Loan Authorization By-law No. 1, 1976, By-law No. 6861, subject to a further report.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN RANDALL:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED

OPPOSED: Alderman Ast to Recommendation  
No. 3.

9. An Assessment of North-South Road Alternatives Through the Central Area of the Municipality.

This subject matter was considered previously under Item 2(a) Delegations.

10. R.C.M.P. Monthly Report.

The Municipal Manager provided a report of the Officer-in-Charge, Burnaby Detachment, R.C.M.P. covering the policing of the Municipality for the month of July, 1976.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the report of the Municipal Manager be received."

CARRIED UNANIMOUSLY

11. Widening - North Side Imperial from Boundary to 580' east of Boundary Road and the Refusal by The Honourable J. Neilsen to Approve the Necessary Road Allowance Dedication from Central Park.

The Municipal Manager provided a report on events to date relating to the above-noted subject wherein it was indicated that on May 27, 1976 the

August 30, 1976

Land Agent wrote the Director of Lands requesting transfer of the land required to the Municipality.

On 8 June 1976, a reply was received from W. A. Taylor, Acting Surveyor General, asking that a reference plan under Section 106(d) of the Land Registry Act be prepared. The last paragraph of the letter reads:

"The Surveyor General will sign the plan as an Official Plan and it will be deposited by this office in the usual way. One original linen plan is required."

This the Municipal Engineer took to be his authority to proceed. The work was included in a tender awarded to Jack Cewe Ltd. on 5 July 1976. The work was one of 14 projects. At the moment, excavation has taken place along the 580 foot tapering strip to a width into the park at its maximum point of approximately 7 feet. \$3,639.33 has been expended to 20 August.

On 20 August 1976, Mr. Jim Neilsen, Minister of the Department of the Environment advised Mr. V. J. Kennedy, Deputy Municipal Engineer, by telephone "that the Surveyor General did not have the authority to give us the indication that he did in his letter 8 June, 1976, that he would sign the plan required as an official plan for the widening of Imperial Street." Mr. Neilsen further advised "that his legal advisors were of the opinion that the approval could not be given for the widening of Imperial Street without an amendment to the Central Park Act, and furthermore that the reference in the Central Park Lease Agreement to the use of portions of the park for road purposes was invalid."

This was followed up by a telegram dated 20 August 1976 which reads:

"Approval to create a turning lane within Block A of Lot 2 of District Lot 151, Group 1, N.W.D., Plan 3443, has not been granted. Please refrain from any further construction work within the boundaries of Central Park and restore the land to its natural condition."

The work stopped forthwith.

It will cost about \$2,000 to replace the topsoil and seed grass within the Park area.

The Central Park Agreement provides that there is reserved to the lessor (the Province) the right to enter and take for highway improvements or relocation purposes certain park lands. For this we require permission from the Province.

If the Minister is correct, and the Province cannot give permission, then we must prevail upon the Minister to seek the necessary enabling legislation.

Under the circumstances, an early meeting should be had with the Minister to ensure that he is in possession of all of the facts as we see them.

It was recommended that an early meeting with The Honourable J. Neilsen and his advisors be sought.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN McLEAN:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

August 30, 1976

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT Acting-Mayor V. V. Stusiak attend the proposed meeting on Tuesday, August 31st with the Honourable J. Neilsen, Minister of Environment."

CARRIED UNANIMOUSLY

12. Subdivision Servicing Agreement  
Subdivision Reference #118/75, 71/76, 53/76 (Burnaby 200)

The Municipal Manager provided a report from the Director of Planning regarding the proposed servicing agreement for the above-noted subdivision. It was indicated that the subdivider has completed requirements leading to final approval of the above reference subdivision. It was recommended that Council authorize the preparation and execution of the servicing agreement for Subdivision Reference #118/75, 71/76, 53/76 (Burnaby 200).

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN AST:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

13. F. & A. Construction Ltd. - Forfeiture of \$2,000.00 Deposit,  
Collapsed Sale - 8655 Royal Oak Avenue

This subject matter was considered previously under Item 4(g) Correspondence and Petitions.

14. Letter from Mr. F. Batscheider, 1470 Crestlawn Drive, Burnaby  
Halifax Street Closure

This subject matter was considered previously under Item 4(a) Correspondence and Petitions.

15. Oil Spill / H. M. Trimble and Sons Ltd.  
7260 Winston Street

The Municipal Manager provided a report from the Chief Public Health Inspector on the subject oil spill. In summary, it was indicated that the Company has now changed their policy to that of prohibiting any transfer of petroleum products on their property and all expenses relating to this spill have been accepted by H.M. Trimble and Sons Ltd. The total cost will be between \$8,000 and \$10,000. It was stated that the officials of H.M. Trimble and Sons Ltd. have spared no expense nor the provision of manpower in the successful effort of completing this clean up.

It was recommended that:

A copy of this report be sent to Messrs. Ian Robertson and C. W. Nicol of the Environmental Protection Service and Mr. D. I. Rodway of the Provincial Emergency Programme, and that our Environmental Health Staff be commended for a job well done.

MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN AST:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

August 30, 1976

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT a letter of appreciation be forwarded to McRae's Septic Tank Service (Vancouver) Ltd. for their prompt service and co-operative action in clearing up the oil spill."

CARRIED UNANIMOUSLY

16. Proposed Ban on Smoking in Stores  
By-law No. 6904 - "Burnaby Fire Prevention By-Law 1968  
Amendment By-Law No. 3, 1976."

This subject matter was considered previously under Item 2(f) Delegations.

17. Petition from Residents of Wedgewood and 6th Streets  
Traffic Circulation - Wedgewood Street

This subject matter was considered previously under Item 4(1) Correspondence and Petitions.

18. Closure of Carleton Avenue between Canada Way and Norfolk Street

The Municipal Manager provided a report from the Director of Planning regarding the proposed closure of a portion of Carleton Avenue. It was indicated the prospective purchasers agreed to all the proposed conditions and has solicited the consent of abutting owners on the east side. A letter has been received from this owner agreeing to the proposed closure.

It was recommended that:

- "1. Council authorize the introduction of a road closing by-law outlined above; and
2. Council approve the sale of the subject area for the sum of \$65,000 subject to the conditions outlined in the Director of Planning's report."

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

19. Proposed Sale of Corporation Land  
Lot 44, D.L. 69, Plan 50300  
East of 3942 Myrtle Street

The Municipal Manager provided a further report from the Land Agent on the question of the subject properties being offered for lease or sale by public tender.

It was recommended that:

"The Land Agent be authorized to negotiate the sale of the subject property for a price of not less than \$157,000 and subject to the following conditions:

- (a) Dedication of road allowance to allow for the eventual construction of Regent Street: and

August 30, 1975

- (b) Installation of required additional servicing costing approximately \$9,450 as estimated by the Municipal Engineer, to be installed and paid for by the purchaser; and
- (c) The granting of a 10 foot easement as shown on the sketch; and
- (d) Acceptance and submittal of a suitable plan of development, with the understanding that the results of any negotiations in this regard will be referred back to Council for consideration and concurrence."

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED

OPPOSED: Aldermen Ast and Drummond

It was requested that the Land Agent be invited to attend a future "In Camera" meeting of Council to discuss the question of the sale of land in this manner.

20. Engineering Services for 1977  
Local Improvement Program

The Municipal Manager provided a report from the Municipal Engineer regarding proposals for engineering services.

It was indicated that for the vast majority of this year's petitioned works, designs were not available with the result that arrangements must be made immediately for such design work to proceed if we are to be successful in meeting the deadlines recommended to be met in the Capital Improvement Program Committee's report dated 19 August, 1976.

It was recommended that:

- "1. Robert F. Binnie Ltd. be retained to provide engineering services as outlined in the Municipal Engineer's letter dated 30 July, 1976, and the Consultant's letter dated 12 August, 1976, more particularly Design and Supervision services for Project "A" of the 1977 Local Improvement Program, and
2. Council ratify the action taken to retain Robert F. Binnie Ltd. to provide engineering services as outlined in the Municipal Engineer's letter dated 30 July, 1976, and the Consultant's letter dated 12 August, 1976, for Project "B" of the 1977 Local Improvement Program, with fees not to exceed \$8,975.00, excluding Disbursements; and
3. Council ratify the action taken to retain Vector Engineering Services Ltd. to provide engineering services as outlined in the Municipal Engineer's letter dated 30 July, 1976, and the Consultant's letter dated 12 August, 1976, for Project "C" of the 1977 Local Improvement Program, with fees not to exceed \$14,600, excluding Disbursements, and
4. Suitable Engineering Agreements be entered into with the afore-mentioned two firms."

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

21. Letter from the British Columbia Telephone Company  
768 Seymour Street, Vancouver  
Assessment of a Penalty on the Late Payment of Taxes

This subject matter was considered previously under Item 4(j)  
Correspondence and Petitions.

22. Vibration Complaint / Transmountain Pipeline Co. Ltd.  
Westridge terminal.

The Municipal Manager provided a report from the Chief Public Health Inspector containing information on vibrations from the Westridge Terminal. It was indicated that the Invisaf flare was in operation and apparently the cause of vibration to the immediate area. It was stated that the flare was in use due to a plant shut down. The shut down was necessary for general plant maintenance and specifically repairs to an above-ground pipeline located at the dock area. An attempt was made to eliminate the vibration by reducing the flare fan speed. This action resulted in an immediate reduction in the vibration to the area with no visible change in emissions. The Assistant Supervisor of Transmountain was advised not to increase the fan speed for the Invisaf flare.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the report of the Municipal Manager be received for information purposes."

CARRIED UNANIMOUSLY

23. Proposed Sale of Municipal Properties
1. Lots 386 to 394 Inclusive, D.L. 87, Group 1  
Plan 48101, N.W.D. - 7770 to 7868 Burriss Street
  2. Lot 32, Blk. 58, D.L. 218, Plan 1289 - 45 North Stratford Avenue
  3. Lot 161, Blk. 13 of Lot 13, Group 1, Plan 48380 -  
9100 Wilberforce Street
  4. Lot 162, Blk. 13 of Lot 13, Group 1, Plan 48380  
9110 Wilberforce Street
  5. Lot 126 of Lot 189, Group 1, Plan 46877 -  
5140 Bessborough Drive.

The Municipal Manager provided a report from the Land Agent regarding the subject 13 municipal properties which were recently offered for sale.

It was recommended that:

- "1. The bid in the amount of \$28,100.00 from Guilia Pedron for Lot 32, Blk. 58, D.L. 218, Plan 1289 - 45 North Stratford Avenue be accepted; and
2. The bid in the amount of \$35,000.00 from Kamo Construction for Lot 161, Blk. 13 of Lot 13, Group 1, Plan 48380 - 9100 Wilberforce Street be accepted; and
3. The bid in the amount of \$35,275.00 from Kamo Construction for Lot 162, Blk. 13 of Lot 13, Group 1, Plan 48380 - 9110 Wilberforce Street be accepted; and
4. The bids from K.B. Williams in the amount of \$28,599.00, Khubis Chand in the amount of \$26,000 and Elizabeth Rye in the amount of \$39,600 be rejected and the deposits returned accordingly; and
5. The Land Agent be authorized to negotiate the sale of the lots on which no bids were received, together with those lots on which bids were received but not deemed suitable with the understanding that the results of any negotiations in this regard will be referred back to Council for consideration and concurrence, and subject to the further understanding that these lots will be re-advertised when we advertise additional property for sale providing that these lots have not been sold by that time.



MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED

Aldermen Ast and Randall opposed to  
Recommendation No. 5.

24. Rezoning Requirement re B. C. Telephone Complex,  
Kingsway and Boundary Road

The Municipal Manager provided a report from the Municipal Engineer which included the following Engineer's recommendation:

- "1. That the City of Vancouver be asked to proceed immediately with the improvements to Boundary Road between Kingsway and Thurston Street, as geometrically modified on the attached sketch, and including the widening of the B. C. Hydro Railway underpass to four lanes with 50/50 cost sharing as previously agreed upon.
2. That the two Councils continue to discuss and resolve the whole question of the remainder of Boundary Road between 29th Avenue and Marine Drive."

It was recommended that the Municipal Engineer's recommendation be adopted and that a copy of this report be sent to the Burnaby Parks and Recreation Commission.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN McLEAN:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

25. An Assessment of North-South Road Alternatives Through  
the Central Area of the Municipality

This subject matter was considered previously under Item 2(a) Delegations.

26. Proposed 1976 Referendum

The Municipal Manager provided a report from the Municipal Treasurer dealing with the proposed 1976 referendum. It was indicated the purpose of this report is basically to advise the three sectors involved of the amount of funds that will be available for project allocation when the by-law passes and to obtain from the Parks and Recreation Commission and the Library Board a new detailed project budget for each.

It was recommended that:

- "1. The composite by-law total be set at \$23,000.00 and be composed of the sums shown above: and
2. The project allocations of \$8,933,000 for the Kensington overpass project, \$5,631,000 for the Library projects, and \$7,767,000 for the Parks and Recreation projects be established and that the Library Board and the Parks and Recreation Commission be so advised; and
3. The Library Board and the Parks and Recreation Commission be asked to submit new project budgets in the totals shown, and that they do so expeditiously."

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN RANDALL:

"THAT the recommendations of the Municipal Manager be adopted."

August 30, 1976

CARRIED  
OPPOSED: Alderman McLean

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN McLEAN:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN McLEAN:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT this meeting do now adjourn."

CARRIED UNANIMOUSLY

Adjournment time: 8:55 p.m.

Confirmed:

Victor V. Sturrah  
Acting-Mayor

Certified Correct:

[Signature]  
Deputy Municipal Clerk