

SEPTEMBER 7, 1976

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

PRESENT:

Mayor T.W. Constable, in the Chair
Alderman G.D. Ast
Alderman D.P. Drummond
Alderman A.H. Emmott
Alderman B.M. Gunn
Alderman D.A. Lawson
Alderman G.H.F. McLean
Alderman F.G. Randall
Alderman V.V. Stusiak

STAFF:

Mr. M.J. Shelley, Municipal Manager
Mr. E.E. Olson, Municipal Engineer
Mr. K. Ito, Planning Department
Mr. J.S. Belhouse, Planning Department
Mr. J. Plesha, Administrative Assistant to Manager
Mr. R.W. Watson, Deputy Municipal Clerk
Mr. B.D. Leche, Municipal Clerk's Assistant

His Worship, Mayor Constable, stated that he was very pleased to be back in harness following his vacation and expressed his appreciation to Alderman Stusiak for his work as Acting Mayor and thanked Council for its support given to Alderman Stusiak during the Mayor's absence.

M I N U T E S

The Minutes of the Council Meeting held on August 30, 1976, came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

"THAT the Minutes of the Council Meeting held on August 30, 1976, be now adopted."

CARRIED UNANIMOUSLY

P R O C L A M A T I O N

His Worship, Mayor Constable, proclaimed the week of September 6 to 11, 1976 as "Union Label Week".

D E L E G A T I O N S

The following wrote requesting an audience with Council:

- (a) Mr. Tony Verlaan re Traffic Blockades in the Community Plan Area "D".
- (b) Mr. Robb McLaren re Traffic Blockades in the Community Plan Area "D".
- (c) Mrs. W. Reisdorf re Closure of Dellawn Drive and Halifax Street (Mr. Henry Lum, Spokesperson)
- (d) Mr. Len Greenall re Damaging Effects of Fluoride in the Environment.
- (e) Mr. Larry Wanjoff re Draft "Smoking Regulation By-law".

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MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- (a) Mr. Tony Verlaan addressed Council on the subject of road closures in Community Plan Area "D". Mr. Verlaan noted that the petition-letter he was presenting this evening clearly and simply states "That the affected area residents hereby demand that Council implement immediate action to have the blockade on Halifax Street at Woodway and the blockade on Dellawn Drive at Springer Avenue removed immediately."

Mr. Verlaan pointed out that the nature of this letter type of petition, the manner of distribution and the means of effort expended by each petitioner wishing to be counted, that this type of petition represents the most valid and credible type and, therefore, deserves the strongest consideration by this Council.

An overwhelming 93.53% of the petitioners indicate that an east/west passage in the shortest possible form between Springer Avenue and Delta Avenue must be reinstated immediately.

Mr. Verlaan was of the opinion that the blockades as they exist today were premature in that other proposed developments in the area were not taking place at this time as had been originally envisaged.

Mr. Verlaan recommended that Council implement immediate action to have said blockades removed immediately.

In order to control and encourage the minimum number of commuters to use the residential streets such as Ridgelawn Drive, Brentlawn Drive and Halifax Street, Mr. Verlaan further recommended that:

- (a) Broadway between Springer Avenue and Buchanan Street be made for the use of "one-way" only traffic going east. This would result in the westbound morning commuter traffic being forced to take either the Holdom Avenue/Parker Street west route, or, the Lougheed Highway westbound route.
- (b) A "no right turn" between 7:00 A.M. - 9:00 A.M. sign be installed at the northeast corner of the intersection of Lougheed Highway and Springer Avenue and that, in addition, another warning "no right turn" between 7:00 A.M. and 9:00 A.M. sign be installed approximately 100 feet east of the aforementioned intersection.
- (c) The Provincial Department of Highways be informed immediately that due to the urgent need and requirements immediate steps be taken to construct a "left turn" only lane at the intersection of Lougheed Highway and Springer Avenue. This lane will accommodate traffic coming from the westerly direction and wanting to turn north onto Springer Avenue.

By implementing this adjustment, it would relieve the congestion of traffic turning off Willingdon Avenue onto Brentlawn Drive and also the traffic coming via Beta Avenue and then turning onto Ridgelawn Drive. In addition, it would relieve the pressure of left turn traffic which presently exists on the left turn lane at the intersection of Holdom Avenue and Lougheed Highway.

In view of the fact that the proposed development of Area "D" which was to include a traffic light at Springer Avenue and Lougheed Highway and also the construction of a frontage road with several run-offs onto Lougheed Highway is not now going to be completed for at least three or more years, the petitioners felt assured that Council will concur that for the present time the foregoing recommendations are in the interests of everyone concerned and that these recommendations will be hopefully accepted by Council with great amounts of enthusiasm.

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Mr. Verlaan further recommended that the following improvements be made on Halifax Street:

- (a) That the ditches should be filled and that the road should be curbed and repaved;
- (b) That a sidewalk be constructed on the north side;
- (c) That the view from the northeast corner of Halifax Street towards the northwest be improved.

Mr. Verlaan further noted that these immediate improvements are necessitated by the users; i.e., from the apartments and newer developments south of Halifax Street and that therefore, the resulting costs of these necessary improvements should be pro-rated and borne by the developers of the area south of the 5000/5100 blocks Halifax Street.

- (b) Mr. Robb McLaren then addressed Council on the subject of the road blockades in Community Plan Area "D". Mr. McLaren noted that between Parker Street on the north and Lougheed Highway on the south, a distance of roughly 15 blocks, there is not one through route. Both of these arteries are prone to congestion during peak traffic periods. Hence a large number of motorists have found it easier to seek their own roundabout rush hour short cuts. Residents in the aforementioned North Burnaby area have long been aware that a large proportion of traffic on neighbourhood streets is transient in nature. Motorists in the past have used the east/west streets such as Brentlawn Drive as a means of bypassing heavy traffic around Brentwood Mall and its surrounding busy intersections. Those residents living on Brentlawn Drive, Ridgelawn Drive or even further north into the community around Brentwood Park would be understandably concerned about this. One of the characteristics of this east/west traffic flow is that at one point it bottlenecks onto a single street. Regardless of what route is initiated east or west, there is only one street in the neighbourhood that runs in a straight line between Delta Avenue and Springer Avenue. This is the 5000/5100 blocks on Halifax Street. The solution to the problem would appear to be quick and without question. Block off Halifax Street and the traffic problem will disappear. Mr. McLaren was of the opinion that it is only half a solution. Mr. McLaren reviewed in detail the routes that had been established by area residents and commuters alike to circumvent the existing blockades.

Mr. McLaren then suggested an alternative solution to the problem at hand. Mr. McLaren suggested moving the present barricade on Halifax Street east to the west side of the intersection of Halifax Street and Springer Avenue. In connection with this, he further proposed an additional barrier should be placed on the west border of the intersection of Ridgelawn Drive and Springer Avenue.

Mr. McLaren was of the opinion that using this course of action would result in three distinct advantages:

- (a) Preservation of the intent to reduce through or transient traffic;
- (b) Allow better east/west access and escape to residents in the 5000/5100 blocks, Halifax Street and to those north of that street;
- (c) Reduction in the local traffic level in the area north of Halifax Street.

Mr. McLaren then went on to elaborate on each of the foregoing items and provided a rationale for his reasoning in offering this solution to the problem of road blockades in Community Plan Area "D".

Mr. McLaren advised that he, as a police officer, was especially concerned about the access allowed to emergency vehicles. If the blockades are moved to the proposed position, the Municipality will have, in effect, "standardized" their location. Each barricade would lie just west of Springer Avenue on their respective streets. Police or fire crews could plan their routes with greater ease when responding to an emergency call. When a citizen requires

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police or fire department attendance at his address, he will often want them there as soon as possible.

Mr. McLaren concluded by noting that his presentation is not only a proposal for change but also a gesture of concern. This concern is shared by many of his neighbours and adjoining tenants. Mr. McLaren was hopeful that Council will appreciate this and deal as quickly and effectively as possible to correct the present situation.

- (c) Mr. Henry Lum, 1370 Crestlawn Drive, advised that he was speaking on behalf of Mrs. W. Reisdorf, 5240 Parklawn Drive, and approximately a dozen of the householders that live on Crestlawn Drive, Parklawn Drive and Eastlawn Drive. Mr. Lum noted that his concern at this time was with the excessive through traffic in the northern end of the subdivision. Mr. Lum was of the opinion that this traffic is being created by the barricades on Halifax Street and on Dellawn Drive.

Mr. Lum stated that the reason for his appearance here tonight was to request Council to direct that the existing barricades be removed immediately or, alternatively, that Council table further consideration of this matter for a further period of two weeks to enable him and the people he represents an opportunity to study the report of the Planning Department in greater detail with a view to making further representations to Council on behalf of the people living in the northern end of the subdivision.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT Item 3, Municipal Manager's Report No. 55, 1976, pertaining to this subject be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following are the recommendations contained in that report:

1. That Council not remove or relocate the street closures from their current location and reaffirm the action taken on June 14, 1976 to close those streets as an integral part of Community Plan Area "D";
2. That Council authorize the Planning Department to pursue the detailed examination of the closure of Parklawn Drive west of Springer Avenue on the understanding that a further report on this matter will be submitted to Council in one month;
3. That all those who have corresponded with Council on this matter be so advised.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN GUNN:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT further consideration of this matter be tabled on the understanding that the Planning Department will pursue the detailed examination of the closure of Parklawn Drive west of Springer Avenue and that the Brentwood Ratepayers' Association and any other parties that are interested, including the group represented by Mr. Henry Lum this evening, be invited to submit their views for incorporation in a future report."

CARRIED UNANIMOUSLY

Mr. Len Greenall, 14144 Trites Road, Surrey, B.C. then addressed Council on the subject of industrial fluoride pollution. Mr. Greenall presented a short series of slides and films on the damaging effect of fluoride in the environment.

Most of the film material shows the extreme damage done in the Ferndale, Washington area for which resident farmers and growers are presently suing the International Aluminum Company. Fluoride is a major and wide spread industrial pollutant causing severe and untold effects on people, the atmosphere, livestock and vegetation. Mr. Greenall pointed out that it is essential that we all become aware of the shocking side effects from this chemical before any decision to further increase our exposure to it is made, particularly via our community water supply.

Mr. Larry Wanjoff, President, United Non-Smokers Society then addressed Council and requested that Council give consideration to the adoption of an independent By-law regulating the smoking of tobacco products in public places. Such a By-law should encompass these major features:

- (a) Notice must be given to the public. Signs are very important in all affected areas;
- (b) Responsibility for such signs must be clearly assigned to those persons who are in control of a no smoking area as defined in the By-law;
- (c) It is extremely important that ashtrays and a sufficient notice at all entrances be provided and that in every major facility there should be specifically set aside a smoking area that is independently ventilated from the remainder of the building;
- (d) A By-law must be very flexible. In major facilities there should not be any options to ban smoking. Smaller businesses should not be forced to act against their wishes and it is important that such small businesses should be given the option of whether or not they wish to be subject to a non-smoking By-law.

Insofar as enforcement of a non-smoking By-law is concerned, Mr. Wanjoff was of the opinion that the By-law would be enforced by the people and would not require the Municipality to provide additional forces to ensure that the provisions of the By-law are adhered to. Mr. Wanjoff stated that Burnaby Council was in a position to do something very positive for the health and safety of Canadians at this moment and requested that Council take the matter very seriously.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"THAT Item 2, Municipal Manager's Report No. 55, 1976, pertaining to this subject be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following are the recommendations contained in that report:

- 1. That comments made by Mr. Wanjoff relative to his proposed adoption of an independent By-law to regulate smoking be referred to staff for study and comment;
- 2. That Mr. Wanjoff and Mr. A. MacDonald, Manager of the Burnaby Chamber of Commerce be advised that smoking regulations will be the subject of a report, and consideration by Council, on September 13, 1976.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

B Y - L A W S

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN RANDALL:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 30, 1976' - #6702

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Rezoning Reference #30/75

- (a) Lots 2 & 3, Block 33, D.L. 95, Plan 1152
- (b) Lot 4, Blocks 37 & 38, D.L. 95, Plan 1152
- (c) Lot 6, Block 37, D.L. 95, Plan 1152

7145/49/55/63/69 Edmonds Street.

From Residential District (R5) to Multiple Family
Residential District (RM3)

The Planning Department, by memorandum dated September 2, 1976 advised that the prerequisites previously established by Council in connection with this rezoning have been satisfied.

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 47, 1975' - #6734

Rezoning Reference #42/75

Lot 79, D.L. 1, Plan 48717 and Portion of Rochester
Street to be closed.

4327 North Road.

From Gasoline Service Station District (C6), Small Holdings
District (A2) and Neighbourhood Commercial District (C1)
To Neighbourhood Commercial District (C1)

The Planning Department, by memorandum dated September 2, 1976 advised that the prerequisites previously established by Council in connection with this rezoning have been satisfied.

'BURNABY LOAN AUTHORIZATION BY-LAW NO. 1, 1976' - #6861

'BURNABY LOAN AUTHORIZATION BY-LAW NO. 2, 1976' - #6862

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 26, 1976' - #6881

'BURNABY LEASE AUTHORIZATION BY-LAW NO. 6, 1976' - #6908

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

CARRIED UNANIMOUSLY

It was requested the Planning Department provide a status report on the previous request relative to double-glazing residential accommodation.

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 STUSIAK:

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. 55, 1976 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

(a) City Clerk, City of Vancouver re Widening of Boundary Road

A letter under date of August 26, 1976, was received advising that the Vancouver City Council on August 24, 1976, had adopted the following resolution with respect to the widening of Boundary Road:

"That the City Clerk be instructed to arrange a meeting as early as possible, with the interested parties (citizens, Burnaby Council and the Vancouver Parks Board) on the whole question of Boundary Road, including the proposed public transit system in this area."

It was agreed that His Worship, Mayor Constable assume the responsibility for arranging the meeting referred to in the aforementioned resolution of Vancouver City Council as quickly as possible in order that Burnaby Council would be in a position to provide the required leadership.

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(b) Cassady, Insley, Cassady & Lauener, Barristers & Solicitors
re Cicuto Bros. Contractors Ltd.

A letter under date of August 27, 1976 was received concerning an exchange of property owned by Cicuto Bros. Contracting Ltd. at 2736 Douglas Road for two municipally owned lots at 5130 Still Creek Avenue.

Consideration of this item of correspondence was deferred to the "In Camera" portion of this Council Meeting.

(c) Manager, Burnaby Horsemens' Association re Utilize Avalon Avenue
for the Parking of Horse Vans and Trailers, Sunday, September 12, 1976

A letter under date of September 1, 1976 was received requesting permission to use Avalon Avenue for the parking of horse vans and trailers on Sunday, September 12, 1976, during the "First Annual Burnaby Horsemens' Association Trophy Show".

Item 9, Municipal Manager's Rkport No. 25, 1976 pertaining to this subject was brought forward for consideration at this time.

The following are the recommendations of that report:

1. That the Burnaby Horsemens' Association be denied the request to park horse vans and trailers on the 9100 block, Avalon Avenue;
2. That permission be granted to the Association to park horse vans and trailers on Avalon Avenue west of the west property line of 9105 Avalon Avenue;
3. That the Burnaby Detachment, Royal Canadian Mounted Police be advised of this report;
4. That Cathy Utley, Manager, Burnaby Horsemens' Association, be advised accordingly.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN AST:

"THAT the recommendations of the Municipal Manager be adopted and that it be suggested to the Burnaby Horsemens' Association that the area west of the west property line of 9105 Avalon Avenue be used as a turn-around and unloading area for the horses and that arrangements be made with Woodward's Furniture Fair for the use of their parking lot for the parking of horse vans and trailers."

CARRIED UNANIMOUSLY

(d) President, Burnaby Voters' Association re Biennial Elections

A letter under date of August 30, 1976, was received suggesting that in view of the fact that it would appear that Burnaby School Trustees will retain Annual Elections, which will not save tax dollars, Council consider either reconsidering the By-law establishing biennial elections for the Municipality or that Council meet with the School Trustees and work out something agreeable to both groups.

His Worship, Mayor Constable, advised that he would submit a further report on this subject to Council on September 13, 1976. The Mayor stated that he would not return the By-law establishing biennial elections in the Municipality for reconsideration.

(e) Mr. and Mrs. V.E. Fahlman re Opening Halifax Street between Delta Avenue
and Springer Avenue

(f) Gail and Allan McIntosh re Use of Broadway, Halifax Street, Delta Avenue,
Ridgelawn Drive and Brentlawn Drive as a thoroughfare

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- (g) Mr. W.E. Brennan re How long are you going to stop traffic going from Springer Avenue to Delta Avenue via Halifax Street
- (h) William R. Kaye re The closure of Dellawn Drive and Halifax Street
- (i) Claus Stein re Speed Bumps on the Corners of Woodway and Halifax Street as well as on Woodway and Ridgelawn Drive
- (j) Mrs. Nina Bell and Miss Terry Bell re The Blockade between Delta Avenue and Springer Avenue on Halifax Street
- (k) Mrs. Betty Johnstone re Support the complete removal of the Blockade on Halifax Street
- (l) Mr. and Mrs. J.E. Vickers re Traffic Blockades in the Community Plan Area "D".

Items (e) to (l) inclusive under Correspondence and Petitions were dealt with previously in the meeting under Items 1, 2 and 3 - Delegations.

T A B L E D M A T T E R S

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

"THAT the report 'Public Transit in Burnaby' tabled on August 3, 1976 for one month be now lifted from the table."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT the report 'Public Transit in Burnaby' be received."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN GUNN:

"THAT copies of the report 'Public Transit in Burnaby' be forwarded to all registered community groups who subscribe to this service for their information and any comments which they may wish to submit."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the report 'Public Transit in Burnaby' be tabled for a further period of two months to allow interested delegations to come forward or to submit written comments and that they be advised that the recommendations contained within the report have not been adopted by Council."

CARRIED UNANIMOUSLY

E N Q U I R I E S

On a question of Alderman McLean as to when the 3800 Block Regent Street would be serviced by sewer, the Municipal Engineer advised that he would bring forward a report on this subject in the near future.

In reply to a question by Alderman McLean concerning the Agenda for the meeting between Council and the Minister of Highways on September 8, 1976, His Worship, Mayor Constable, advised that the only two items to be discussed with the Minister were the proposed Marine Way and the Stormont Interchange.

In reply to a question by Alderman Randall as to whether there was any policy

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which would give Burnaby businesses and merchants any preference for the supply of goods and services to the Municipality, the Municipal Manager advised that there was no such policy and that in most cases competitive prices were the criteria by which the Municipality did its purchasing.

In reply to a further question by Alderman Randall concerning the dedication of Forest Glen Park and the Burrard Inlet Park, Mr. Belhouse advised that now the final boundary for Forest Glen Park has been established it is planned to rezone that portion that is presently zoned R4 to P3 and then prepare a Parks Reservation By-law for consideration by Council. Insofar as the Burrard Inlet Park is concerned it has, in fact, been rezoned P3 and official regional plan amendment will be before Council in approximately three weeks, following which a Parks Reservation By-law will be brought forward.

NOTICE OF MOTION

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"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."

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN STUSIAK:

"THAT further consideration of the aforementioned Motion be tabled pending consideration by Council of a revised soil deposit and soil filling By-law expected by approximately mid-October, 1976."

CARRIED UNANIMOUSLY

REPORTS

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

The Municipal Manager presented Report No. 55, 1976 on the matters listed following as Items (1) to (9) either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Letter from the Vancouver Poultry and Fancy Pigeon Association that appeared on the Agenda for the August 30, 1976 Meeting of Council

The Municipal Manager presented a report of the Director of Planning and the Chief Public Health Inspector concerning the breeding and keeping of pigeons in Burnaby.

It was recommended by the Municipal Manager that:

1. No change be made to the existing regulations within By-law #4742

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regulating the keeping of pigeons within the Municipality of Burnaby; and

2. A copy of this report be forwarded to Mr. E. Silveri of the Vancouver Poultry and Fancy Pigeon Association.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED

OPPOSED: Alderman Gunn

2. Letter from the United Non-Smokers Society, P.O. Box 94592, Richmond, B.C. - Smoking Regulation By-law

This item was dealt with previously in the Meeting as Item 5 - Delegations.

3. Road Closures in Community Plan Area "D".

This item was dealt with previously in the Meeting as Items 1, 2 and 3 - Delegations.

4. New Rates for Welfare Recipients Guaranteed Available Income for Need (G.A.I.N. Act)

The Municipal Manager presented a report of the Human Resources Administrator regarding a schedule of new rates for welfare recipients.

It was recommended by the Municipal Manager that Council endorse the new rates as set out in the Guaranteed Available Income for Need (G.A.I.N.) Act.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN AST:

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

5. Letter from Mr. W.E. Brennan, 804/2020 Bellwood Avenue Burnaby
Cars parked in front of a Fire Hydrant on Parker Street

Appearing on the Agenda for the September 7, 1976 Meeting of Council is a letter from Mr. W.E. Brennan in which reference is made to the parking of automobiles in front of a fire hydrant on Parker Street. The manner in which tickets are processed precludes the police from determining how many were issued for the particular violation to which Mr. Brennan refers. It has been established, however, that one complaint was recently made and that a ticket was issued accordingly. The Royal Canadian Mounted Police have been made aware of Mr. Brennan's complaint and as a result, attention will be given to the specific area in which the hydrant is located by constables on patrol. It would, nevertheless, be appreciated if Mr. Brennan or any other citizen, were to promptly notify the Royal Canadian Mounted Police when parked cars are observed in front of the hydrant.

It was recommended by the Municipal Manager that a copy of this report be sent to Mr. Brennan.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

6. Land Fill Operations at 2650 Willingdon Avenue - East Side of
Willingdon Avenue at B.N.R. Tracks - Canadian Freehold Properties Ltd.

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The Municipal Manager presented a report of the Municipal Engineer on land fill operations.

"At the Council Meeting of 30 August, 1976, a query was raised concerning a slide movement which occurred on the morning of 27 August, 1976 within the southwest portion of the above mentioned site, which in turn caused a movement to Still Creek.

The applicant and holder of the soil filling permit (the owner - Canadian Freehold Properties Ltd.) were required, at the time of making the application for the permit, to engage the services of a geotechnical expert and to this end they appointed Golder Associates.

The 'design' and supervision of the filling operation was under the control of Golder Associates at the time of the slide movement. Your Municipal Engineer is of the opinion that:

1. No better advice could have been made available than that provided by Golder Associates on this particular matter;
2. The slide movement was virtually unavoidable; and
3. The matter was complicated by filling operations carried out many years ago, before the Municipal Act was amended to permit Municipalities the powers to control land filling (Burnaby was most influential in bringing about the new legislation).

Some concern was expressed at the aforementioned Council Meeting on some points amongst which was that rates and fees under our By-law should be revised upward to allow collection of sufficient revenue to offset the costs of administration and control of land filling operations. The Pollution Committee of Council was fully apprised, at its Meeting of 3 August, 1976, of the current status of the Soil Deposit and Soil Filling By-law which is currently in the process of being revised and updated. The proposed revised By-law makes provision for all of the concerns expressed at the 30 August, 1976 Council Meeting, the most notable of which are:

1. That rates and fees to be set at a level at least equal to costs of administration and inspection;
2. That the question of appropriate limits on fines for By-law infractions be examined; and
3. That 'special' filling operations such as those taking place on difficult peat lands be governed by a geotechnical expert.

The By-law is currently in very nearly final form, with review having been conducted by the Municipal Solicitor. The By-law should be before Council by approximately mid-October.

With regard to the site at Willingdon Avenue, we have made Golder Associates, as the Owner's Agent, fully responsible to not only the Owner, but also the Corporation in all matters of restoration and future filling work. No expense whatsoever has been or will be incurred by the Corporation in this operation, except for relatively minor staff time in discussions with Golder Associates and the Owner.

This is for the information of Council."

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

7. Fraser River Foreshore Park Project

The Municipal Manager presented a report of the Director of Planning concerning the Fraser River Foreshore Park Project.

It was recommended by the Municipal Manager that this report item be tabled until the Council Meeting of September 13, 1976 at which time a recommendation from the Parks and Recreation Commission can be provided.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

8. Letter from Mrs. Virginia Stelp that appeared on the Agenda for the August 30, 1976 Meeting of Council - Driveway access to Residential Property on Mary Avenue

The Municipal Manager submitted a report by the Municipal Engineer concerning driveway access to serve 6961 Mary Avenue.

"Mr. Stelp appeared before Council at its meeting of 30 August, 1976 requesting that a curb crossing be provided to the location on his property which he has been using as a parking area since the former carport was enclosed and made part of the house.

On the other side of Mr. Stelp's property there existed sufficient room to gain access to his backyard, but in order for him to do so it would have been necessary to demolish an outside structure in the backyard.

In view of the foregoing, I have directed the contractor to install the curb crossing at the location requested by Mr. Stelp.

This is for the information of Council."

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

9. Letter from the Burnaby Horsemen's Association - 212/9344 Cameron Street, Burnaby re Use of Avalon Avenue for parking in connection with an Equestrian Event.

This item was dealt with previously in the meeting as Item 3(c) - Correspondence and Petitions.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

September 7, 1976

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

"THAT the Council now resolve itself into a Committee of the Whole
'In Camera'."

CARRIED UNANIMOUSLY