JUNE 20, 1977

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, June 20, 1977 commencing at 7:00 P.M.

Present:

A CONTRACTOR OF THE PARTY OF TH

Mayor T.W. Constable, in the Chair

Alderman G.D. Ast

Alderman D.P. Drummond Alderman A.H. Emmott Alderman W.A. Lewarne Alderman F.G. Randall Alderman R.D. Stewart Alderman V.V. Stusiak

Absent:

Alderman D.A. Lawson

Staff: Mr. M.J. Shelley,

Mr. M.J. Shelley, Municipal Manager Mr. E.E. Olson, Municipal Engineer Mr. A.L. Parr, Director of Planning

Mr. D.S.Dick, Coordinator, Employee Compensation and

Development

Mr. James Hudson, Municipal Clerk

Mr. R.W. Watson, Deputy Municipal Clerk

MINUTES

The Minutes of the Council Meeting held on June 13, 1977 came forward for adoption.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

"THAT the Minutes of the Council Meeting held on June 13, 1977 be now adopted."

Alderman Stewart advised that he was in favour of the motion as indicated on the top of page 13 in regard to the public transportation system.

Mayor Constable and Alderman Drummond advised that they were in favour of the amending motion to the motion on the Burrard Inlet Seabus as contained on page 11.

A vote was then taken on the original motion as amended and same was CARRIED UNANIMOUSLY.

PROCLAMATION

Mayor Constable proclaimed the week of June 24th to July 1st - "Canada Week" and invited the citizens of Burnaby to celebrate it by knowing the country better, by taking time to study Canadian history.

DELEGATION

The following wrote requesting an audience of Council:

(a) Seaboard Advertising Company, June 10, 1977
 Re: Construction and Installation and Maintaining of Bus Shelters.
 (See Item 9(a) - Transit Committee Report)

Mayor Constable advised that it would be appropriate that the delegation in attendance this evening appear as a future delegation at the Transit Committee meeting of Council providing the recommendation contained within the Transit Committee report on this evenings agenda was adopted.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN LEWARNE:

"THAT the report of the Transit Committee be brought forward."

CARRIED UNANIMOUSLY

A report of the Transit Committee under date of June 15, 1977 was then before the Council.

It was recommended that:

Council concurs with the concept of bus shelters being provided and maintained by private companies in return for advertising privileges on said shelters, and that the Transit Committee be authorized to continue discussions with the private companies involved in this type of operation on the understanding that the results of the Committee's deliberations on this matter will be the subject of further reports to Council as required.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendation of the Transit Committee be adopted."

CARRIED UNANIMOUSLY

B Y - L A W S

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN STEWART:

"THAT:

BURNABY ROAD ACQUISITION AND DEDICATION BY-LAW NO. 3, 1977' - #

'BURNABY ROAD CLOSING BY-LAW NO. 8, 1965, AMENDMENT BY-LAW 1977'

- #7073

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 STUSIAK: SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN STEWART:

"THAT:

BURNABY ROAD ACQUISITION AND DEDICATION BY-LAW NO. 3, 1977

- 111012

'BURNABY ROAD CLOSING BY-LAW NO. 8, 1965, AMENDMENT BY-LAW 1977'

#7073

be now read three times."

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN LEWARNE:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW
NO. 21, 1977'
- #7032

BURNABY SECURITY ISSUING BY-LAW NO. 4, 1977' - #7066

'BURNABY LOCAL IMPROVEMENT TEMPORARY FINANCING
BY-LAW 1977'
- #7067

BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 10, 1977' - #7071

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

CARRIED UNANIMOUSLY

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN DRUMMOND:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 45, 1977 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

(a) J.S. Holbrook
Re: Blockage on Halifax Street

Correspondence under date of June 7, 1977 was received in regard to the above noted subject enquiring as to why a blockade is in place on one of the through streets to the Brentwood shopping area and way points north of the Lougheed Highway.

(b) V. Johnson, Re: Pamphlets/ Garbage Pick-up/Noxious Weeds

Correspondence under date of June 7, 1977 was received in regard to the above noted subjects and indicating several problems with the matters referred to.

The Municipal Manager advised that a staff report would be available at the June 27th meeting of Council.

(c) Brentwood Park Ratepayers Association Re: Nuisance and Noise - Use of Springer Avenue by Beecher Park/Raceway for Motor-Bikes

Correspondence under date of June 8, 1977 was received advising a letter has been forwarded to the R.C.M.P. on behalf of the Brentwood Park Ratepayers Association regarding the great nuisance and noise factor of the use of Springer Avenue by Beecher Park as a raceway for motor bikes.

The Municipal Manager advised that a staff report would be available at the July 4th meeting of Council.

(d) Union of B.C. Municipalities Re: Meeting with the Hon. H.A. Curtis on Bill 42 - Municipal Act Amendments

Correspondence under date of June 9, 1977 was received in regard to the above noted subject and indicating that the meeting with the Minister lasted for almost four hours and entailed an exhaustive review of all aspects of the proposed amendments.

THE PLANT AND

It was requested that Mayor Constable investigate and report back on Item 6 " that the whole matter of the powers of Boards of Variance be reviewed by the Minister".

It was further requested that Mayor Constable check with the Executive-Director of the U.B.C.M. in regard to the Minister's power to override the Municipal by-laws as indicated in the proposed legislation.

TABLED MATTER

Grants and Publicity Committee Report (Council Meeting - June 13, 1977)

Canadian Mental Health Association

-\$3,000.00

MOVED BY ALDERMAN LAWSON: SECONDED BY ALDERMAN AST:

"THAT the recommendation of the Grants and Publicity Committee be adopted."

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN LEWARNE:

"THAT consideration of this item be tabled for one week."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN AST:

"THAT the subject matter be lifted from the table."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN STEWART:

"THAT the subject matter be retabled for one weeks time."

CARRIED UNANIMOUSLY

It was requested that the Director of Planning report as to what expenses Burnaby has put the Canadian Mental Health Association in order to remodel their building to conform to C4 requirements.

ENQUIRIES

Alderman Ast noted the proposed Bill 58 now before the Provincial Legislature. It was requested that the Municipal Treasurer report on the affect the proposed Provincial revenues might have on the Corporation, including a down-turn in the economy ("Revenue Sharing Act").

Alderman Stusiak

On a question of Alderman Stusiak, Mayor Constable advised that he had been a guest speaker at a C.U.P.E. convention held over the weekend in Vernon, B.C. and that he had commented on the question of longer holidays and shorter work weeks. It was suggested that a 32 hour work week would have to be something that came out of the Canadian economy as a whole and be a national policy.

Mayor Constable further noted that as part of his remarks he had indicated that he was not in favour of the four day work week and as Mayor he had the right to speak out on issues of this type Alderman Lewarne

On a question of Alderman Lewarne, Mayor Constable advised he would make available to Council a copy of his speech to the convention.

Alderman Drummond

On a question of Alderman Drummond, the Municipal Manager advised that the recent spillage of 2000 gallons of fuel in the Barnet area occurred within the District of Burnaby. It was apparently a human error and the matter was now being investigated. It was requested that a staff report be provided on this subject matter.

REPORTS

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

(a) Burnaby Transit Committee
Re: Bus Shelters

This subject matter was considered previously under Item 3 - Delegation.

- (b) The Municipal Manager presented Manager's Report No. 45, 1977 on the matters listed following as Items (1) to (17) either providing the information shown or recommending the courses of action indicated for the reasons given:
- 1. Rezoning Applications
 Reference #32/77 and #34/77

The Municipal Manager provided a report from the Director of Planning concerning the subject rezoning applications. It was indicated that the Municipality is the applicant in both cases.

It was recommended that:

 Council set a Public Hearing for the subject rezonings on Tuesday, July 19, 1977.

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

2. Subdivision Reference #75/75 and Rezoning Reference #29/73
Discharge of Redundant Right-Of-Way
Right-Of-Way Plan No. 48529

The Municipal Manager provided a report of the Director of Planning in regard to the above noted subject. It was indicated that the original approval of the Marathon Development across Canada Way from the Municipal Hall included dedication of a right-of-way in connection with the pedestrian overpass. Design changes since that time require a change in the right-of-way.

It was recommended that:

1. The Municipal Council authorize the discharge of the redundant right-of-way described by Plan No. 48529, as more particularly outlined in this report.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN LEWARNE:

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

CARRIED

OPPOSED: Alderman Stewart

The said

3. Municipal Subdivision Reference #8/76, D.L. 127
Enclosure of Watercourse

The Municipal Manager provided a report from the Director of Planning in regard to the above noted subject. It was indicated that since the final design of the subdivision and services are dependent on the treatment of the watercourse, Council direction is sought before proceeding further.

It was recommended that:

1. Council approve the enclosure of the watercourse within Municipal Subdivision #8/76.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

4. Road Closures in Community Plan Area "D" - Brentwood Lougheed Highway and Springer Avenue - Council Enquiry

The Municipal Manager provided a report from the Municipal Engineer in response to enquiries from Council concerning the above intersection. It was indicated that the Department of Highways is not prepared to make any specific commitments concerning the Delta intersection until they have seen the final proposals for Community Plan Area "D".

The Director of Planning is now reviewing his previous recommendations in light of this information and a further report will be forthcoming.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

5. Champlain Heights Development Closure of Tyne/Rumble Connection (Item 18, Manager's Report No. 35, May 9, 1977)

The Municipal Manager provided a report in regard to the above noted subject.

It was recommended that:

1. The following resolution be rescinded:

'That staff do not pursue the question of having Clinton Street opposite an open road on the Vancouver side of Boundary Road.'

and,

That the Burnaby Municipal staff not pursue the question of the merits of having the new connection to the loop road in the Champlain Heights subdivision intersect Boundary Road opposite Clinton Street rather than at Rumble Street as presently proposed by the City of Vancouver.

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN RANDALL:

"THAT Recommendation No. 1 of the Municipal Manager be adopted."

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN RANDALL:

"THAT Recommendation No. 2 of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

6. Rezoning Reference #28/77

The Municipal Manager provided a report from the Director of Planning concerning the subject rezoning. The Director reports that a suitable plan of development has been prepared and that they are now ready to proceed to a Public Hearing. This matter was last considered by Council on May 24, 1977.

The Director of Planning recommended, as follows:

- 1. THAT Council receive the report of the Planning Department and request that a rezoning by-law be prepared, and that the rezoning be advanced to a Public Hearing on 19 July, 1977 and that the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The dedication of a 16 foot width along Beresford Street for road allowance.
 - c) The granting of any necessary easements.
 - d) The deposit of sufficient monies to cover the costs of all services necessary to serve the site. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - e) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - f) All applicable condominium guidelines as adopted by Council shall be adhered to by the applicant.
 - g) The deposit of a levy of \$980 per unit to go towards the acquisition of proposed neighbourhood parks.
 - h) The retention of as many existing mature trees as possible on the site.
 - i) Applicant's schedule for the construction staging of the subject proposal.
 - j) The undergrounding of existing overhead wiring along Patterson Avenue and Beresford Streets subject to the concerns as outlined in Section 3.5 of this report.

It was recommended that:

 Council approve the recommendations of the Director of Planning contained in the report.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

7. Subdivision Reference #29/77
Restrictive Covenant

The Municipal Manager provided a report from the Director of Planning dated June 13, 1977 which outlines the requirements for a restrictive convenant to ensure adequate side yard setbacks for the subject subdivision.

June 20, 1977

It was recommended that:

1. The Municipal Council authorize the preparation and execution of a restrictive convenant pursuant to Section 24A of the Land Registry Act, as more particularly described in this report.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

8. Subdivision Reference #154/75 Restrictive Covenant

The Municipal Manager provided a report from the Director of Planning dated June 15, 1977 regarding a restrictive convenant on the subject subdivision.

It was recommended that:

 Council authorize the preparation and execution of a restrictive covenant pursuant to Section 24A of the Land Registry Act, as more particularly described in the Director of Planning's report.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

9. Rezoning Reference # 23/77

The Municipal Manager provided a report from the Director of Planning dated June 14, 1977 concerning the subject rezoning. The Director reports that a suitable plan of development has been prepared and that they are now ready to proceed to a Public Hearing.

The Director of Planning recommended, as follows:

- Council authorize the introduction of a Road Closing By-law according to the terms outlined in Section 3.1 of this report, contingent upon the granting by Council of First and Second Reading of the subject rezoning by-law.
- Council receive the report of the Planning Department and request that a rezoning by-law be prepared, and that the rezoning be advanced to a Public Hearing on July 19, 1977 and that the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The submission of an undertaking to remove all existing improvements from the site within six months of the rezoning being effected but not prior to Third Reading of the By-law.
 - c) The consolidation of the net project site into one legal parcel.
 - d) The granting of any necessary easements.
 - e) The deposit of sufficient monies to cover the costs of all services necessary to serve the site. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - f) The installation of all electrical, telephone, and cable servicing and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - g) The dedication of any rights-of-way deemed requisite. 525

h) The deposit of a levy in the amount of \$1,080 per unit to go towards the acquisition of proposed neighbourhood parks.

It was recommended that:

1. Council approve the recommendations of the Director of Planning contained in the report.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN STEWART:

"THAT the Planning Department report by next week in reference to the labour involved to prepare a report in reference to traffic flows in the area and the matter of a left or right turn at Marlborough Avenue plus submit a copy of the previous report."

CARRIED UNANIMOUSLY

10. Licencing of Discotheques (Item 8, Manager's Report No. 41, June 6, 1977)

The Municipal Manager provided a report from the Chief Licence Inspector concerning an application for a discotheque licence. It was indicated that it is not intended that a licence will be issued until Council has considered the forthcoming report from the Director of Planning on this subject matter.

MOVED BY ALDERMAN STEWART: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

11. Rezoning Reference # 29/75
Amendments to the CD Plan
(Item 6, Manager's Report No. 5, January 24, 1977)
(Item 17, Manager's Report No. 81, December 15, 1975)

The Municipal Manager provided a report from the Director of Planning dated June 13, 1977 concerning the subject rezoning. The developer has now proposed certain changes to the CD plan which will require a new public hearing and a new rezoning by-law to supersede By-law #6799 which has received two readings.

It was recommended that:

- Council receive the report of the Planning Department and request that a rezoning by-law be prepared to supersede By-law #6799 Amendment 62 (1975) and that the rezoning be advanced to a Public Hearing on July 19, 1977.
- 2. The prerequisite conditions of rezoning outlined in the Manager's Report #81, Item #17, December 15, 1975 Section 6.0(a) through (j) be retained with the modification if Item (i) as follows:

The deposit of a \$1,080. per unit levy to go towards the acquisition of proposed neighbourhood parks.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN DRUMMOND:

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

12. R.C.M.P. Monthly Report - May 1977

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 May 1977.

MOVED BY ALDERMAN DRUMMOND: SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

13. Eastburn Neighbourhood Improvement Programme Proposed Community Recreation facility

The Municipal Manager provided a report from the Director of Planning dated June 10, 1977 concerning the above subject. Council will note that the concept now recommended is different from the original proposal and that this change in concept is supported by the Eastburn Resident Planning Committee and by the Parks and Recreation Commission.

It was recommended that:

- 1. Council approve the concept for a multi-purpose community recreation facility as outlined in Section II of this report.
- 2. Council approve the inclusion of the (14) lots fronting on Vista and Edmonds, included in Block 6, in the Park Land Acquisition Program and
- 3. The Land Agent be authorized to negotiate the acquisition of properties included in the proposed site for Phase I of the Eastburn Community recreation facility as outlined on Map 2.
- 4. A copy of this report be forwarded to the Parks and Recreation Commission.

MOVED BY ALDERMAN DRUMMOND: SECONDED BY ALDERMAN STEWART:

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

MOVED BY ALDERMAN STEWART: SECONDED BY ALDERMAN LEWARNE:

"THAT the subject matter be tabled one week pending receipt of a financial report."

CARRIED UNANIMOUSLY

14. Kensington Overpass - Council Enquiry Turning Figures and Traffic Counts Delegation - Burnaby Chamber of Commerce

The Municipal Manager provided a report of the Director of Planning concerning questions relating to turning figures and traffic counts at the Sperling-Broadway, Sperling-Lougheed and Sperling-Winston intersections. It was indicated that they were presently examining the merits of updating the 1974 figures and the cost of an origin-destination study.

MOVED BY ALDERMAN STEWART: SECONDED BY ALDERMAN STUSIAK:

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

15. Productivity Measurement and Improvement Course San Francisco, California - June 20/22, 1977

The Municipal Manager provided a request by the Officer-In-Charge, Burnaby Detachment, R.C.M.P. to attend the above noted course.

It was recommended that:

1. The action taken by the Municipal Manager to have the Officer-In-Charge, Burnaby Detachment, R.C.M.P. attend the Productivity Measurement and Improvement course in San Francisco on June 20, 21 and 22, 1977 be ratified.

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

16. Proposed Sale Of Municipal Property
Atlee-Fitzgerald Subdivision

The Municipal Manager provided a report from the Land Agent regarding the proposed sale of twenty-nine lots by public tender as shown on Attachment "A".

It was recommended that:

1. The subject lots in the Atlee-Fitzgerald Subdivision be offered for sale by public tender subject to the minimum price as noted on Attachment "B".

MOVED BY ALDERMAN STEWART: SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

17. 1977 Provincial Youth Employment Program
(Item 17, Supplementary Report No. 21, March 21, 1977)

The Municipal Manager provided a report from the Municipal Treasurer on the proposed submission of an application for the undertaking of a project under the Provincial Youth Employment Program.

It was recommended that:

- The work program as outlined in the Municipal Treasurer's report be approved; and
- 2. THAT the Municipal Treasurer be instructed to forward the application to Victoria.

MOVED BY ALDERMAN STEWART: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

NEW BUSINESS

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN LEWARNE:

"THAT the recommendation of the Grants and Publicity Committee to authorize \$ 2,000.00 for advertising in the B.C. Business Magazine be now reconsidered."

(Council Meeting June 13, 1977)

Mayor Constable, Aldermen Drummond, Emmott, Lewarne, Stewart and Stusiak

528 OPPOSED: ALLESSES

FOR:

OPPOSED: Aldermen Ast and Randall

June 20, 1977

A vote was then taken on the original motion, "Moved by Alderman Ast, Seconded by Alderman Stewart: That the recommendation of the Grants and Publicity Committee be adopted."

CARRIED

OPPOSED: Aldermen Lewarne and Stusiak

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN STEWART:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK: SECONDED BY ALDERMAN STEWART:

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