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| ITEM                 | 20       |
| MANAGER'S REPORT NO. | 35       |
| COUNCIL MEETING      | May 9/77 |

Re: REZONING REFERENCE #37/76A  
2820, 2808, 2776 AND 2932 BAINBRIDGE AVENUE AND  
7111 LOUGHEED HIGHWAY

Following is a report from the Director of Planning on Rezoning Reference #37/76A.

RECOMMENDATION:

1. THAT Rezoning Reference #37/76A be advanced to a Public Hearing at 6:45 p.m. Tuesday, May 24, 1977.

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PLANNING DEPARTMENT  
MAY 5, 1977

TO: MUNICIPAL MANAGER  
FROM: DIRECTOR OF PLANNING  
SUBJECT: REZONING REFERENCE #37/76A  
2820, 2808, 2776 and 2932 BAINBRIDGE AVENUE AND  
7111 LOUGHEED HIGHWAY

The application for rezoning of the subject properties from Neighbourhood Commercial District (C1) and Small Holdings District (A2) to Comprehensive Development District (CD) was advanced to a Public Hearing held February 15, 1977. Subsequently, the Bylaw received Two Readings on March 21, 1977, and the applicant has been proceeding steadily toward satisfaction of the prerequisite conditions.

It has now come to our attention that due to an unfortunate oversight in the mailing of written notification of the Public Hearing, neither the owner nor the occupier of the property at 7287 Lougheed Highway, abutting the east boundary of the development site, received notification by mail.

The Public Hearing that was held on February 15 has been terminated, and in order for Council to receive further input from an abutting owner or occupier, it would be necessary to hold a further Public Hearing.

In order to satisfy the requirements of the Municipal Act and the Municipality's Bylaw in connection with the necessary Public Hearing in this instance, and thereby avoid the possibility of an action to quash the amending Bylaw by reason of the failure to notify the owner and occupier of 7287 Lougheed Highway, it would be appropriate to hold a further Public Hearing on the matter as soon as possible, and provide all necessary notices.


In an effort to avoid undue delay in advancing the Bylaw, it is recommended that a Public Hearing be held prior to the May 24th regular meeting of Council, to receive any further submissions in connection with this rezoning.

RECOMMENDATION

It is recommended THAT:

Rezoning Reference #37/76A be advanced to a Public Hearing at 6:45 p.m. Tuesday, May 24, 1977.

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A. L. Parr,  
DIRECTOR OF PLANNING.

DGS:cm

c.c. Municipal Clerk