

1979 SEPTEMBER 24

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1979 September 24 at 19:00 h.

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 - (19:50 h)
Alderman W.A. Lewarne
Alderman D.M. Mercier
Alderman F.G. Randall

STAFF: Mr. B. McCafferty, Acting Municipal Manager
Mr. V.D. Kennedy, Deputy Municipal Engineer
Mr. A.L. Parr, Director Of Planning
Mr. J.G. Plesha, Administrative Assistant To Manager
Mr. James Hudson, Municipal Clerk
Mr. B.D. Leche, Deputy Municipal Clerk

MINUTES

The Minutes of the Council Meeting held on 1979 September 17 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

"THAT the Minutes of the Council Meeting held on 1979 September 17 be now adopted."

CARRIED UNANIMOUSLY

WELCOME

His Worship, Mayor Constable, welcomed Broadcast Journalist Students from The British Columbia Institute Of Technology to the Council Meeting this evening. The Mayor expressed the wish that the students would find the Council Meeting both interesting and informative.

DELEGATIONS:

The following wrote requesting an audience with Council:

- (a) Buckingham Properties Ltd., Director, 1
1979 September 19, Re: Rayside
Neighbourhood Traffic Recommendations
Spokesman - John de C. Evans
- (b) North Burnaby Residents Association 2
Vice-Chairman, 1979 September 19,
Re: Barriers Along Boundary Road
(North of Hastings Street)
Spokesman - Mr. A.J. Seary
- (c) North Burnaby Residents Association 3
1979 September 19, Re: Community
Plan Study Of 1969
Spokesman - Ms. Carolyn Stenner
- (d) R. Chandi and B. Chandi, 1979 September 19, 4
Re: Application For Building Permit On
Lots 29 and 30, Block 10, District Lot
121, Plan 1054 - 4231 Pender Street.
Spokesperson - Mrs. Raj Chandi

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN MERCIER:

"THAT the Delegations be heard."

CARRIED UNANIMOUSLY

- (a) Buckingham Properties Ltd., Director,
Re: Rayside Neighbourhood Traffic Recommendations,
Spokesman, John de C. Evans.

Mr. John de C. Evans, Director, Buckingham Properties, then addressed Council regarding the recommendations of the Planning and Engineering Departments with respect to improving the traffic access to and from the north side of Canada Way, bounded by Burris Street and Sperling Avenue. The following is a text of Mr. Evan's Address:

"Buckingham Properties Ltd., is the owner of the 11.7 Acres of property known as "One Arbourlane" situated at Canada Way and Burris Street. "One Arbourlane" is a luxury townhouse development consisting of 124 dwelling units and a recreational facility. The development is being constructed in two phases with the second phase scheduled to begin October 1979. To date, over 60 percent of the houses in Phase I (situated on the most southerly portion of the site) have been sold for prices in excess of \$80,000. Phase I has been extensively landscaped, and includes a 20 foot high land berm separating Canada Way from the development. The land berm protects residents living in Phase I from the sight and sound pollution generated by Canada Way. A newspaper columnist wrote in the "Columbian" May 4th, 1979 - "One Arbourlane" defies its location between two busy arterial highways (Canada Way and Trans Canada) in the very heart of Burnaby, becoming a quiet, restful village confined to itself in a tranquil setting." This quiet has been achieved in Phase I through careful planning and expense and a similar plan has been prepared for Phase II".

We therefore support the Planning and Engineering Department's recommendation to NOT construct the link road between Burris and the north end of Rayside.

Buckingham Properties Ltd., has been negotiating with B.C. Hydro regarding the purchase of the same right of way as proposed for the link road since February 1978. It is our clear intention to purchase the right of way for the creation of a landscaped land berm, similar to that developed on Canada Way, to ensure the owners in Phase II a tranquil setting.

Obviously the construction of another road parallel to the Freeway and adjoining our property is highly detrimental to the overall saleability of Phase II of "One Arbourlane" and we are there strongly opposed.

The impact of constructing a link road will be to reduce our overall property value and conceivably alter our future plans for development of Phase II - it is apparent to anyone visiting One Arbourlane that in order to ensure the quiet residential setting a land berm is necessary along the freeway.

With respect to the alternatives considered other than the link road, we are not in a position to speak on those, as we are not residents of the area and do not have a personal understanding of the best solution. We do, however, respect the thinking of the Planning Department who have obviously considered all aspects of the problem in arriving at their recommendation.

Therefore, in summary:

1. Buckingham Properties Ltd. (One Arbourlane) is opposed to the construction of any form of link road between Burris Street and Rayside.
2. At the time of requesting a development permit, Buckingham Properties was informed by the Planning Department that the only future use for the right of way would be as part of the trail system. This was in keeping with our intention to buy/lease the right of way and landscape it with earth berms.
3. Construction of a link road will jeopardize future development of the remaining 6 acres in Phase II of One Arbourlane. Without a land berm, the traffic noise from Highway 401 is unbearable and land values will significantly decrease.
4. Buckingham Properties Ltd., is currently negotiating with B.C. Hydro to purchase the right of way for the purposes of creating a landscaped barrier between the development and the freeway."

(b) North Burnaby Residents Association, Vice Chairman,
Re: Barriers Along Boundary Road (North Of Hastings Street),
Spokesman - Mr. A.J. Seary.

Mr. A.J. Seary, Vice Chairman, North Burnaby Resident's Association then addressed Council on the subject of installing barriers along Boundary Road north of Hastings Street. The following is the substance of Mr. Seary's Submission:

"Mr. Seary submitted a petition signed by fifty-one residents of the North Burnaby Area which supplements the petition submitted to the Transportation Committee on 1979 August 20 requesting immediate action to eliminate the commuter traffic from the North Burnaby area. The following is a preamble to that petition:

"Whereas present traffic counts in the area bounded by Albert Street, Willingdon Avenue, Boundary Road, and Burrard Inlet show that the streets are at present carrying traffic far in excess of that for which they were designed; whereas this excess traffic is a direct result of the incompleted section of the freeway and Second Narrows Bridge; whereas construction of an offramp at Cambridge Street will serve only to increase through traffic in this area; and whereas it is the stated objective of The Burnaby Transportation Committee's Conceptual Plan to keep commuter traffic out of residential areas; we, the undersigned residents of North Burnaby petition the Municipal Council Of Burnaby to take the following actions forthwith:

1. To close off the North Burnaby area to all commuter traffic by constructing physical barriers on all residential streets opening onto Boundary Road.
2. To press the Provincial Government to complete the freeway link between the Second Narrows Bridge and the Trans Canada Highway and thus make these barriers unnecessary."

Mr. Seary advised that the Vancouver Heights Citizen's Committee will appear before Vancouver City Council on Tuesday 1979 September 25 at which time they will ask for closure of all streets facing Cassiar from Franklin (Albert) to Oxford, as well as Cambridge/Skeena - Bridgeway. Mr. Seary invited Members of Burnaby Council to attend this meeting.

Mr. Seary further advised that The Vancouver City Engineer will recommend to his Council:

1. No Closures.
2. No left turn signs only on Franklin - Oxford.

3. Signs only after other interim measures had been taken.

Mr. Seary was of the opinion that the recommendations of The Vancouver City Engineer are unsatisfactory because they solve less than half the problem.

Mr. Seary recommended that a meeting of The Burnaby Transportation Committee, Traffic Safety Committee, Traffic Engineers, and local residents be held as soon as possible to discuss the proposed closures along Boundary Road.

Mr. Seary noted that the people in Burnaby Heights are asking for closure of Boundary Road as an immediate solution to the traffic problems. They were also requesting a meeting with The Transportation Committee, Traffic Safety Committee, Traffic Engineers and local residents to implement this plan as soon as possible.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN AST:

"THAT the Chairman of the Transportation Committee convene a joint meeting between the Transportation Committee, The Traffic Safety Committee, Representatives Of The North Burnaby Resident's Association and appropriate members of municipal staff as soon as possible to discuss the proposed installation of the barricades along Boundary Road between Hastings Street and Burrard Inlet.

CARRIED UNANIMOUSLY

- (c) North Burnaby Residents Association
1979 September 19, Re: Community
Plan Study Of 1969
Spokesman - Ms. Carolyn Stenner

Ms. Carolyn Stenner then addressed Council to request that a review be made of the Community Plan Study Of 1969. The following is the substance of Ms. Stenner's Submission:

" I am here tonight to talk to the Council about the Apartment Study of 1969 of the Corporation of Burnaby. The Burnaby Heights area is one of the oldest and most intensive developed residential districts in the Municipality. With this Apartment Study of 1969 we are looking at a ten year old out-dated plan that does need to be reviewed.

Questions arise from this Study of 1969 and various viewpoints merge. Congestion, overwhelming size of developments, noise, pollution, etc. all need to be considered. In the last five years our quiet residential streets have been turned into busy thoroughfares but I think that enough has been said to point out the obvious.

At 19:50 h Alderman Lawson entered the Council Chamber and took her place at the Council table.

Something must be done to provide the total needs of the community. Desire from the residents for their quiet streets. And the same can be said for the developer who sees there is a ready market. There is a need to preserve and strengthen the residential area and to provide a choice of styles of living accommodation within our community.

We can go on tonight about these different viewpoints. However, the reason I am here tonight is to point out that many of our problems would be resolved if Council could review the Apartment Study of 1969. Come into our area. Ask the residents what they would want. Then present your opinions why Council wants high density. I feel the result would be that Council recognizes our community stability. Council, in a series of updated reports, under the provision of open space, apartments and

commercial areas could ensure the form of structure so that our community fits into a well formed pattern. It is important that our community is kept aware of these studies. Show us that your arguments are valid. Come into our area and discuss it with the Community.

Ms. Stenner produced a copy of a flyer that had been circulated in 1966 containing information on the Community Plan and requested information on the answers received from the Burnaby Heights area. Did the residents on Albert, Pandora, Triumph, Dundas and Oxford, talk personally to the Planning Department.

Planning Department has said that the flyers were the only way of informing residents. Well, that was a very long time ago. People move on an average of every five years. Current public attitudes and perceptions changed.

During the course of the current Apartment Study there is a need for better community information concerning the principles and policies underlying the planning of the Municipality. Our concerns are in what way we would like to see the Burnaby Heights area grow. It is difficult and hard to perceive that Council would set their Community Plans in that 1969 Study and not review this study and permit any development to begin until the area has had an updated study.

We would like to play a more meaningful role in decisions affecting our neighbourhood so that what can be achieved is a sense of controlled change and stability."

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the Director Of Planning be directed to carry out a review of the community plan for this area and that this review include public meetings in order that concerned citizens in the Burnaby Heights area will have an opportunity to provide input into this review.

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the review of the community plan for the Burnaby Heights area be given priority "A" status.

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN MERCIER:

"THAT the aforementioned motion as Moved by Alderman Gunn and Seconded by Alderman Drummond " THAT the review of the community plan for the Burnaby Heights area be given priority "A" status." be tabled.

CARRIED

OPPOSED: ALDERMEN DRUMMOND AND
RANDALL

A vote was then taken on the original motion as moved by Alderman Randall and Seconded by Alderman Drummond and same was Carried Unanimously.

- (d) R. Chandi and B. Chandi, 1979 September 19,
Re: Application For Building Permit On
Lots 29 and 30, Block 10, District Lot 121,
Plan 1054.- 4231 Pender Street.
Spokesperson - Mrs. Raj Chandi

MOVED BY ALDERMAN MERCIER:
SECONDED BY ALDERMAN RANDALL:

"THAT Item 16, Municipal Manager's Report No. 64, 1979 September 24, pertaining to this subject, be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

The following is the recommendation contained in this report:

1. That a building permit be issued for property at 4231 Pender Street upon the approval of appropriate plans by the Building Department.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN RANDALL:

"THAT the recommendation of the Municipal Manager be adopted.

CARRIED UNANIMOUSLY

In view of the foregoing action of Council, Mrs. Chandi did not address Council this evening.

B Y - L A W S

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

"THAT "Burnaby Highway Exchange By-Law No. 7, 1979"

-#7413

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

"THAT the Committee now rise and report the By-Law complete."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

"THAT "Burnaby Highway Exchange By-Law No. 7, 1979"

-#7413

be now read three times.

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN LEWARNE:

"THAT Council do now resolve itself into a Committee of the Whole to consider and report on "Burnaby Zoning By-Law No. 1965, Amendment By-Law No. 35, 1979" -#7401

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

"THAT the Committee now rise and report the By-Law complete."

CARRIED

OPPOSED: Alderman Drummond

The Council reconvened.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED

OPPOSED: Alderman Drummond

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

"THAT

"Burnaby Zoning By-Law 1965, Amendment By-Law No. 35, 1979" -#7401

be now read a Third Time.

CARRIED:

OPPOSED: Alderman Drummond

Alderman Mercier retired from the Council Chamber at 20:10 h.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN RANDALL:

"THAT

"Burnaby Zoning By-Law 1965, Amendment By-Law No. 29, 1979" -#7391

"Burnaby Road Closing By-Law No. 8, 1979" -#7404

"Burnaby Local Improvement Construction By-Law No. 14, 1979" -#7411

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

CARRIED UNANIMOUSLY

Alderman Mercier returned to the Council Chamber at 20:13 h.

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN LEWARNE:
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. 64, 1979 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) A.D. Porter,
Re: Encroachment Onto Public Property
From Private Lots Of Various Shrubs, Trees,
Bushes.

A letter dated 1979 September 12 was received advising of the encroachment onto public property from private lots of various shrubs, trees, bushes, etc. Where no inconvenience to the public is involved there is little or

no importance to attach to the matter, but there must be a large number of instances where the blocking of vision is a danger and, in addition, there are frequent instances where a marked inconvenience is caused to pedestrians. The writer cited three incidents all within one block of his home.

Item 11, Municipal Manager's Report No. 64, 1979 September 24, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager provided a report from the Municipal Engineer providing his comments on the situations reported by Mr. Porter and the action planned by his department to overcome these problems.

The Municipal Engineer also reported that the next edition of the Information Burnaby Newsletter will contain an article asking citizens to co-operate by keeping trees, shrubs, etc., near intersections trimmed back so that such material does not interfere with the vision of motorists.

The Municipal Manager recommended:

1. THAT Mr. A.D. Porter, 3782 Thurston Street, Burnaby, B.C., be sent a copy of this Report.

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

- (b) Corporation of the City of New Westminster, City Clerk,
Re: Sincere Thanks For The Assistance Provided
During The Recent Major Waterfront Fire.

A letter dated 1979 September 12 was received extending on behalf of the City Council of the Corporation of the City of New Westminster sincere thanks for the assistance Burnaby provided during the recent major waterfront fire in New Westminster on 1979 August 31. The response and assistance was not only greatly appreciated, but the involvement of Burnaby's men and equipment prevented this major fire from spreading across all of the New Westminster Waterfront.

It was agreed that a copy of this letter should be posted in the various Burnaby Fire Halls for the information of the personnel who participated in fighting the fire in New Westminster on August 31.

- (c) Svend J. Robinson, M.P. Burnaby,
1979 September 11, Re: Mr. Louis
Allegretto - Parking Problem.

A letter dated 1979 September 11 was received advising that Mr. Robinson had received a copy of a letter sent to the Burnaby Council by Mr. Louis Allegretto of Burnaby. Mr. Allegretto is having problems with motorists parking in or partway in his driveway and obstructing his view when he is entering or leaving his driveway. He would like the City to erect "No Parking" signs to alleviate the situation.

Mr. Robinson would appreciate the City looking into this matter and erecting signs if at all possible as he could understand how frustrating the situation must be for Mr. Allegretto.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN DRUMMOND:

"THAT this Item of Correspondence be referred to the Traffic Safety Committee."

CARRIED UNANIMOUSLY

- (d) Royal Canadian Air Cadets, No. 637
Squadron, President Sponsoring
Committee, 1979 September 13,
Re: Permission To Hold Annual
Tag Days In South Burnaby - Friday
And Saturday, 1979 October 19 and 20.

A letter dated 1979 September 13 was received requesting permission for The Sponsoring Committee of Air Cadet Squadron No. 637 to hold it's annual tag days in Burnaby on Friday evening October 19 and Saturday October 20.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

"THAT permission be granted to The Sponsoring Committee of Air Cadet Squadron No. 637 to hold their Annual Tag Days as requested.

CARRIED UNANIMOUSLY

- (e) David James, 1979 September 13,
Re: Delighted To See That The
Council Has Turned Down The
Proposal For A Forestry Centre
In Central Park.

A letter dated 1979 September 13 was received expressing appreciation of Council's decision not to permit the construction of the proposed forestry centre in Central Park.

- (f) Transport Canada, Air, Regional
Controller, Civil Aviation, 1979
September 14, Re: The Commercial
Use Of Aircraft By The News Media
For The Purpose Of Diverting
Vehicular Traffic.

A letter dated 1979 September 14 was received regarding the commercial use of aircraft by the news media for the purpose of diverting vehicular traffic.

There is no regulation or order under The Aeronautics Act which would relate to this particular problem. If the aircraft are being operated at the proper altitude and are being flown in a normal, safe manner, conforms to directions given by Air Traffic Control if within controlled air space, and other wise complies with air regulations, little if anything could be done by this office with respect to vehicle traffic direction.

It can only be suggested that the co-operation of the radio station concerned be solicited with respect to this problem.

Any reported violations of the air regulations are investigated by the Air Regulations Division, Transport Canada.

- (g) Province Of British Columbia,
Ministry Of The Environment,
Pollution Control Board, Chairman,
1979 September 10, Re: Hearings
In The City Of Vancouver - Monday,
Tuesday, Wednesday, 1980 February
18, 19, 20.

A letter dated 1979 September 10 was received advising that the Pollution Control Board will hold hearings in the City of Vancouver, British Columbia on February 18, 19, and 20, 1980, to enquire as to whether compliance with recommendations put forward by the Cabinet which pertain to the Lower Fraser River, and specifically, the discharge of toxic substances

From and secondary treatment at the Annacis Island Sewage Treatment Plant.

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN MERCIER:

"THAT .

Mr. F.R. Bunnell,
Commissioner - Operations,
Greater Vancouver Regional District,
2294 West Tenth Avenue,
Vancouver, B.C. V6K 2H9

be invited to appear before the Municipal Council to discuss the relative merits of primary and secondary sewage treatment.

CARRIED UNANIMOUSLY

- (h) T. Barry Barnes, Banting Place
Concerned Citizens, 1979 September 17,
Re: Concerns That Citizens Of Banting
Place Have Regarding Boundary Road.

A letter dated 1979 September 17 was received in which it was noted that adequate access to Banting Place will not be achieved by allowing the residents to exit only onto Marine Drive. It is assumed that the stop light will be removed at this intersection. How will Banting Place residents safely turn left to reach Joffre during rush hour? This means two lefthand turns against heavy westbound and eastbound traffic. A northern connector to Portland Street is a must. This will also aid Banting Place residents in their attempts to reach Joffre with less danger. It was also noted that there does not appear to be any provision made for any barrier between the sidewalk and the new road. Surely Council does not want to be responsible for any accidents where children may wander off the sidewalk and fall into the road.

If a fence is needed it could be a dual purpose as a safety barrier/noise attenuation feature. Current working drawings do not show any noise attenuation for Banting Place residents.

Council was advised that the Staff Report on this subject would be available on October 01 and further consideration of the matter was deferred until that time.

- (i) Peter And Ginette Schwizzebel,
1979 September 17, Re: Boundary
Road Problem.

A letter dated 1979 September 17 was received concerning problems being encountered by residents on Banting Place caused by the construction of Boundary Road.

The writer noted that from 06:30 h on every day as soon as they start work on the road his house begins to shake and rattle and any day we expect it to roll down the "ravine". This is also causing the house to crack.

What the residents would like to know is who is going to repair the cracks? Who is going to compensate them for the devaluation of their properties? Who would want to buy houses in this location?

The residents are already suffering the mental anguish caused by all the existing traffic noise, now they must put up with the extra construction noise and the dirt and dust it is causing. They cannot keep their windows open as all the noise and dust is affecting their health.

Item 14, Municipal Manager's Report No. 64, 1979 September 24, pertaining to this subject, was brought forward for consideration at this time.

1979 September 24

The Municipal Manager provided a report from the Municipal Engineer on the above subject.

The Municipal Engineer noted that the correspondents have made reference to the fact that their residence is beginning to show some evidence of cracking. If they consider this to be attributable to the road work, they can submit a claim to the City of Vancouver. If the subsequent investigation substantiates the claim that the road work is the cause of the damage, Vancouver would pay the claim and seek reimbursement of one-half the cost from Burnaby who is a partner in this project.

With respect to the enquiry on devaluation of properties, the procedure to follow in appealing assessments is contained on the assessment notice that The B.C. Assessment Authority sends to property owners in January.

The Municipal Manager recommended:

1. THAT a copy of this report be sent to Peter and Ginette Schwizzebel, 3757 Banting Place, Burnaby, B.C. V5J 3A2.
2. THAT a copy of this report be sent to the City of Vancouver, 453 West 12th Avenue, Vancouver, B.C. V5Y 1V4.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

It was agreed that Mr. Schwizzebel would be provided with the name of the specific official in the City of Vancouver to whom complaints with regards to the construction of Boundary Road should be directed.

- (j) Province Of British Columbia,
Ministry Of Consumer And Corporate
Affairs, Honourable J.A. Nielsen,
Minister, 1979 September 17,
Re: Strata Titles Act.

A letter dated 1979 September 17 was received acknowledging receipt of Council's letter dated 1979 August 17 together with accompanying materials pertaining to strata title approvals.

As Council may already know, the Ministry is reviewing all of the legislation under it's purview and this includes parts, but not all, of the Strata Titles Act. With this in mind, the material is most helpful.

The Minister advised that he was forwarding copies of the enclosures to the Attorney General, the Minister of Municipal Affairs, the Minister of Lands, Parks and Housing, and the Minister of Finance and Deregulation, each of whom has an interest in Council's proposed presentation.

- (k) R. Chandi, 1979 September 19,
Re: Application For Building
Permit On Lots 29 and 30, Plan
1054-4231 Pender Street -
Request To Attend The "In-Camera"
Meeting Monday, 1979 September 24.

This Item of Correspondence was dealt with in conjunction with Item 2(d) under Delegations.

- (1) Jean Keating, 1979 September 17,
Re: Protest Against The Barriers
Erected To Keep Traffic From
Exiting Canada Way West At
Burris Street.

A letter dated 1979 September 17 was received protesting against the barriers erected to keep traffic from exiting at Canada Way west at Burris Street.

- (m) R. Sangster, 1979 September 17,
Re: Access To Deer Lake By The
Best Route For Me.

A letter dated 1979 September 17 was received advising that as a taxpayer the writer has an equal right on all streets with other taxpayers. This should include access to Deer Lake by the best route for him. Since this is blocked, he is being deprived of his rights.

- (n) Harry K. Astoria, 1979 September 18,
Re: Look Forward To An Early Re-
moval Of The Barricades.

A letter dated 1979 September 18 was received advising that the writer was of the opinion that the barricades around the Deer Lake area should be removed immediately. The writer looked forward to an early removal of the barricades and a return to the status quo in the Deer Lake area.

- (o) Marjorie Killip, 1979 September 11,
Re: Access To The Deer Lake Park
Area Is Now Greatly Impaired.

A letter dated 1979 September 11 was received advising us that the writer finds it appalling that the Municipality of Burnaby would sanction such an irresponsible action as the closure of Sperling Avenue at Canada Way. This closure also creates a hazard at the intersection of Buckingham Avenue and Burris Street. On this corner is the school crosswalk. The additional influx of traffic through this area now makes it almost impossible to cross Burris Street.

- (p) H.F. Moore, 1979 September 19,
Re: Wish To Again Protest
Continued Closure Of Sperling
Avenue And Other Thoroughfares
Leading South Of Canada Way
Between Sperling Avenue And
Burris Street.

A letter dated 1979 September 19 was received again protesting the continued closure of the above mentioned streets.

- (q) Harry Verwoerd, 1979 September 14,
Re: Express Extreme Dissatisfaction
With The Traffic Situation On Canada Way.

A letter dated 1979 September 14 was received expressing extreme dissatisfaction with the traffic situation on Canada Way. The writer was of the opinion that one of the most obvious solutions would be to reopen Sperling Avenue and Rugby Street to public traffic.

- (r) Mrs. K.C. Jenks, 1979 September 16,
Re: Closure Of Sperling Avenue.

A letter dated 1979 September 17 was received advising that the writer was very concerned with the traffic problem on Canada Way which has become increasingly severe and dangerous since the erection of barriers on Canada Way and Sperling Avenue to Burris Street.

- (s) T. Killip, 1979 September 11,
Re: Cannot See How Anyone Can
Sanction The Closing Of An
Entrance To A Public Park.

A letter dated 1979 September 11 was received concerning the closing of Sperling Avenue at Canada Way. The writer cannot see how anyone can sanction the closing of an entrance to a public park.

- (t) Leslie Glover, 1979 September 17,
Re: Written Protest Regarding The
Blocking Off Of Sperling, Rugby And
Haszard Streets.

A letter dated 1979 September 17 was received protesting the blocking off of Sperling Avenue, Rugby Street and Haszard Street.

- (u) Mr. E.M. Petrygan, 1979 September 08,
Re: Now Request That The Barricades
Be Removed Furst Until The Stormont
Interchange Is Completed.

A letter dated 1979 September 08 was received in which it was noted that the writer had originally no objections to the barricades in the Canada Way /Sperling Avenue area. The writer advised that he was under the impression that the Stormont Interchange Project would be proceeded with immediately, and would take the traffic off Canada Way. He now realizes that the Stormont Project wo-ld not take place in the foreseeable future and requested that Council consider the removal of the barricades in the Canada Way/ Sperling Avenue area until such time as the Stormont Interchange Project is proceeded with.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN RANDALL:

"THAT Correspondence Items (1) to (u) inclusive be referred to the Traffic Safety Committee.

CARRIED UNANIMOUSLY

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

Traffic Safety Committee, 1979 September 17,
Re: Tenth Avenue - New Westminster Portion.
(Item 7 of Item 6(a) - Page 47 - Reports -
Council Meeting 1979 September 17).

The following recommendation of the Traffic Safety Committee tabled on 1979 September 17 pertaining to "Tenth Avenue-New Westminster Portion between Kingsway and Twentieth Street" was then before Council for consideration:

The Traffic Safety Committee recommended that the Municipal Council of The Corporation of the District of Burnaby refer to the Minister of Transportation, Commumincations and Highways, the adjudication of the road classification pertaining to Tenth Avenue with respect to the New Westminster Portion between Kingsway and Twentieth Street drawing to the attention of the Minister the provisions of Section 537 of the Municipal Act."

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN LAWSON:

"THAT Item 12, Municipal Manager's Report No. 64, 1979 September 24, pertaining to this subject be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

The following are recommendations contained in that report:

1. That Item 7 in the Traffic Safety Report which Council considered on 1979 September 17 be lifted from the table; and
2. That a copy of this report be sent to the Transportation Committee with a request for information on when it will meet with representatives of New Westminster.

It was agreed that no action would be taken on Recommendation No. 1, aforementioned.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN LAWSON:

"THAT Recommendation No. 2, aforementioned, be adopted.

CARRIED UNANIMOUSLY

ENQUIRIES

ALDERMAN DRUMMOND

Alderman enquired as to when the Report On Air Quality Problems from Boundary Road to Willingdon Avenue north of Hastings Street could be expected.

Municipal Manager replied that this Report would be available for consideration on 1979 October 01.

REPORTS

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

- (a) BURNABY JUSTICE BUILDING COMMITTEE,
1979 September 20, Re: Proposed
Expansion Of Royal Canadian Mounted
Police Detachment Area Burnaby Justice
Building.

The Burnaby Justice Building Committee submitted a report concerning a proposed expansion of Royal Canadian Mounted Police Detachment area in the Burnaby Justice Building.

The Burnaby Justice Building Committee recommended:

1. THAT The Unecon Partnership be appointed to prepare full preliminary plans and cost estimates for expansion of the Burnaby Justice Building to meet the needs of the Burnaby R.C.M.P. Detachment; and
2. THAT the Mayor and Clerk be authorized to execute the necessary agreements

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

"THAT the recommendations of the Burnaby Justice Building Committee be adopted."

CARRIED:

OPPOSED: ALDERMAN MERCIER

- (b) The Municipal Manager presented Report No. 64, 1979 on the matters listed following as Items 1 to 16 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Retirement- Mrs. Elsie M. Cudmore

The Municipal Manager provided a report from the Personnel Director concerning the retirement of Mrs. Elsie M. Cudmore, who will be retiring from employment with the Corporation on 1979 November 30 after twenty-six years of service.

The Municipal Manager recommended:

1. THAT the Mayor, on behalf of Council, send to Mrs. Cudmore a letter of appreciation for her many years of loyal and dedicated service of the Municipality.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

2. Building Department Report

The Municipal Manager provided a report from the Chief Building Inspector covering the operations of his Department from 1979 August 13 to 1979 September 07.

The Municipal Manager recommended:

1. THAT the Report of the Chief Building Inspector be received for information purposes.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

3. Fire Prevention Control Study And Master Plan

The Municipal Manager provided a Report from the Chairman of The Fire Study Technical Committee regarding the Fire Prevention Control Study And Master Plan.

The Chairman of The Fire Study Technical Committee provided a Report on the progress of the Fire Prevention And Control Study Master Plan.

As the Study progressed it became evident that, in order to obtain a meaningful picture of the fire situation, a good deal more data would have to be obtained from our records than had originally been envisaged and indicated earlier to Council. For this reason the study is presently two months behind the schedule in the flow chart.

In the 1978 November 02 Report, using 1978 rates, the total cost at the completion of Stage No. 3 "defined Fire Situation" was estimated at (\$41,306.00) Forty One Thousand Three Hundred and Six Dollars. It is estimated that approximately (\$33,000) Thirty Three Thousand Dollars has been spent, of which (\$10,200) Ten Thousand Two Hundred Dollars is attributable to staff specially hired, with the remaining being "In House" staff and equipment costs.

The Municipal Manager recommended:

1. THAT the Report of the Chairman of the Fire Study Technical Committee be received for information purposes.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

4. Pipelines In Burnaby

The Municipal Manager provided a Report from the Municipal Engineer concerning pipelines in Burnaby.

The Municipal Engineer reported that he had been in communication with the Commissioner of Utilities and Engineering for the City of Edmonton, Alberta with respect to an accident involving a ruptured pipeline which occurred in that area in 1979 March 02. The Municipal Engineer had been advised by the City of Edmonton that all pipeline installations in Alberta are subject to existing provincial and federal regulations. A similar situation also exists in the Province of British Columbia. Specifically within the boundaries of the Municipality of Burnaby there is one twenty-four inch diameter pipeline operated by Trans Mountain Oil Pipeline Company carrying unrefined petroleum products which is regulated by The National Energy Board because it traverses provincial boundaries.

All regulations relating to inspection, maintenance, and safe operation of this pipeline are administered by The National Energy Board and any crossings of this line by other utilities such as sewers, water mains, road construction, or street lighting ducts must have prior approval of The National Energy Board.

All other pipelines within Burnaby transporting natural gas, aviation jet fuel, and unrefined petroleum products are regulated by The Ministry of Transportation, Communications and Highways, which performs functions similar to those of The National Energy Board. One exception to this is the transportation of natural gas having a pressure of less than one hundred pounds per square inch which is regulated by the Provincial Gas Inspector who in turn reports to the Gas Safety Branch, Engineering Services of the Division of The Ministry of Labour.

The letter from the City of Edmonton indicates that they considered the Provincial and Federal regulations governing the installation of pipelines to be adequate. This is an opinion which we concur with fullheartedly as it has always been our observation that the various codes and regulations relating to pipelines are being adequately enforced by duly constituted regulatory bodies as noted above, and any undertaking in this field by the Municipality would, in our opinion, be an unnecessary duplication.

The Municipal Manager recommended:

1. THAT the Report of the Municipal Engineer be received for information purposes.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

5. Tenders For Half Ton Pickups

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding a proposal to purchase three half-ton pickup trucks.

The Municipal Manager recommended:

1. THAT Council authorize the purchase of three half-ton pickup trucks from Dueck on Broadway Ltd., the low bidder, for the amount of \$23,992.80.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

6. Preliminary Plan Approval for Additional Lubricating Oil Tankage Chevron Canada Limited

The Municipal Manager provided a report from the Director of Planning regarding a proposal by Chevron Canada Limited to install new storage tanks at its site on North Willingdon Avenue.

The Planning Department reported that inasmuch as the proposed new tanks are not considered to have adverse environmental impact on the surrounding neighbourhood, as they are within the lower, northerly reaches of the site and are being arranged in an orderly fashion they should not be offensive in terms of view from the vantage points from the north, and as their installation will not, according to Chevron officials, contribute to increase in the through put capacity of their refinery,

the Planning Department would propose to issue the Preliminary Plan Approval No. 5190 subject to compliance with the by-laws unless otherwise directed by Council.

The Municipal Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

7. 1979 Municipal Election

The Municipal Manager provided a report from Municipal Clerk regarding the appointment of a Returning Officer and other information related to the 1979 Municipal Election.

The Municipal Manager recommended:

1. THAT James Hudson, No. 7-6705 Arlington Street, Vancouver, B.C., V5S 3P1 be appointed Returning Officer for The Corporation of the District of Burnaby for the 1979 Municipal Election.
2. THAT nominations for the 1979 Municipal Election be held in the Burnaby Municipal Hall, Council Chamber, 4949 Canada Way, Burnaby, B.C., V5G 1M2.
3. THAT the poll required for the 1979 Municipal Election be opened at the locations specified in the Report.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

8. Pay Rates for the 1979 Municipal Election

The Municipal Manager provided a report from the Municipal Clerk regarding proposed pay rates for staff employed at the 1979 Municipal Election.

The Municipal Manager recommended:

1. THAT the 1979 Election pay rates as enumerated in Schedule "A" attached to the Municipal Clerk's Report be approved.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

9. Advanced Poll for the 1979 Municipal Election

The Municipal Manager provided a report from the Municipal Clerk on a proposed By-law for an Advanced Poll relative to the 1979 Municipal Election.

The Municipal Manager recommended:

1. THAT a By-law to provide for the holding of an Advanced Poll for the 1979 Municipal Election be brought forward.
2. THAT the Advanced Poll By-law provide therein that the Advanced Poll be held at the Burnaby Municipal Hall, 4949 Canada Way, Burnaby, B.C. V5G 1M2.
3. THAT the Advanced Poll By-law provide therein that the Advanced Poll be kept open from 08:30 h until 20:00 h.

4. THAT the Advanced Poll be held on Wednesday, Thursday and Friday, 1979 November 14, 15 and 16.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

10. Mobile Polls for the 1979 Municipal Election

The Municipal Manager provided a report from the Municipal Clerk on a proposed By-law for mobile polls relative to the 1979 Municipal Election.

The Municipal Manager recommended:

1. THAT a By-law providing therein for the establishment of four (4) Mobile Polls for the 1979 Municipal Election on Saturday, 1979 November 17, for the purpose of attending at the locations hereinafter listed in the Municipal Clerk's Report under the headings - "Mobile Poll Number One", "Mobile Poll Number Two", "Mobile Poll Number Three" and "Mobile Poll Number Four" and for the hours shown, be brought forward.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

11. A Letter From Mr. A.D. Porter,
8782 Thurston Street, Burnaby, B.C.
V5H 1H7
Encroachment of Public Right-of-Way by Trees

This Item was dealt with previously in the meeting as Item 4A under Correspondence And Petitions.

12. New Westminster Portion of Tenth Avenue Between
Kingsway and Twentieth Street.

This Item was dealt with previously in the meeting as Item 5 under Tabled Matters.

13. Election Signs

The Municipal Manager submitted a report on the subject of election signs in Burnaby.

The Municipal Manager recommended:

1. THAT a copy of this report be sent to the presidents of each of the participating political associations and all independent candidates for the purpose of making them aware of the requirements relative to the erection of election signs in Burnaby.
2. THAT a copy of this report be sent to the Parks and Recreation Commission

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

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

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN LAWSON:

"THAT further consideration of this matter be tabled."

1979 September 24

FOR: ALDERMEN DRUMMOND & RANDALL

OPPOSED: MAYOR CONSTABLE, ALDERMEN AST,
EMMOTT, GUNN, LAWSON, LEWARNE &
MERCIER

MOTION DEFEATED

A vote was then taken on the original motion as moved by Alderman Ast,
Seconded by Alderman Lawson "THAT the recommendations of the Municipal Manager
be adopted" and same was carried with Alderman Drummond and Randall opposed.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN EMMOTT:

"THAT the erection of election signs on public property be prohibited and that they
be permitted only on private property."

FOR: MAYOR CONSTABLE, ALDERMEN
EMMOTT & MERCIER.

OPPOSED: ALDERMEN AST, DRUMMOND, GUNN,
LAWSON, LEWARNE, AND RANDALL.

MOTION DEFEATED

14. Letter from Peter and Ginette Schwizgebel
3757 Banting Place, Burnaby, B.C. V5J 3A2
Work on Boundary Road

This Item was dealt with in the meeting as Item 41 under Correspondence
and Petitions.

15. National Harbours Board Leases
Revision of Rates for Leases V-508(3),
V-1359(2) and V-1365(2)

The Municipal Manager provided a report from the Parks and Recreation
Administrator concerning recently announced increases in the lease rates
for the subject water lots.

The Municipal Manager advised that with respect to Lease V-508(3), it
should be noted that the leases for Gilmore and Carlton Avenue Street ends
are required to protect existing Burnaby sewer outfalls. The lease for
the Willingdon Street end is required to protect an existing Greater
Vancouver Sewage and Drainage Outfall which will become a future Burnaby
sewer outfall.

The Municipal Manager recommended:

1. THAT the National Harbours Board be advised in writing of the Council's
and Parks and Recreation's concern that the rates for leases - V-508(3),
V-1359(2) and V-1365(2) are excessive, and that the Board be requested to
favourable consideration to have the rates reduced accordingly. /give
2. THAT the two local Members of Parliament be requested to lend their
assistance in having the lease rates for the subject water lots reduced
by the National Harbours Board.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY