

1980 JUNE 03

A Special Meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C., on Tuesday, 1980 June 03 at 20:30 h.

PRESENT: Mayor D.M. Mercier, In the Chair
Alderman D.P. Drummond
Alderman A.H. Emmott
Alderman D.A. Lawson
Alderman W.A. Lewarne
Alderman F.G. Randall
Alderman V.V. Stusiak

ABSENT: Alderman G.D. Ast
Alderman D.N. Brown

STAFF: Mr. W.L. Stirling, Municipal Solicitor
Mr. D.G. Stenson, Assistant Director-Current Planning
Mr. James Hudson, Municipal Clerk
Mr. C.A. Turpin, Municipal Clerk's Assistant

His Worship, Mayor Mercier, called the special meeting to order at 20:38 h.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN LEWARNE:

"THAT 'Burnaby Zoning By-law 1965, Amendment By-law No. 21, 1980', No. 7515 be now reconsidered and finally adopted, signed by the Mayor and the Clerk and the Corporate Seal affixed thereto."

His Worship, Mayor Mercier, read a Supreme Court of British Columbia Order to the Members of Council that had been received this day. The text of the Court Order is contained hereunder:

No. A801377
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

HOUSING CORPORATION OF BRITISH COLUMBIA

PETITIONER

AND:

THE CORPORATION OF THE DISTRICT OF BURNABY
ANTONY PARR
MICHAEL J. JONES

RESPONDENTS

BEFORE THE HONOURABLE) TUESDAY, THE 3RD DAY
)
CHIEF JUSTICE) OF JUNE, 1980

THE APPLICATION of the Petitioner coming on for hearing on this date, AND UPON HEARING Douglas I. Knowles, Counsel for the Petitioner and Lance Finch, Counsel for the Respondents.

THIS COURT ORDERS that the Respondent The Corporation of the District of Burnaby and its duly authorized representatives be and are hereby restrained from adopting or approving a By-law rezoning those lands and premises which are situate within The Corporation of the District of Burnaby and which are known and described as:

Lot 229,
of District Lot 6 and 56
Group 1,
Plan 47565,
New Westminster District
(the "Property")

1980 June 03

for a period of fourteen (14) days from the date of this Order provided that this Order shall not prevent the Respondent The Corporation of the District of Burnaby and its duly authorized representatives from holding a Public Hearing to consider said rezoning but shall only apply so as to restrain the Respondent The Corporation of the District of Burnaby and its duly authorized representatives from taking any other steps to rezone the Property.

THIS COURT FURTHER ORDERS that the Petitioner may apply within said fourteen (14) day limit for an extension of the fourteen (14) day limit imposed hereby.

BY THE COURT

DISTRICT REGISTRAR

APPROVED AS TO FORM:

Counsel for the Petitioner

Counsel for the Respondents

AND TAKE NOTICE THAT IF YOU, THE BODIES OR PERSONS AFFECTED BY THIS ORDER, NEGLECT TO OBEY THIS ORDER, YOU WILL BE LIABLE TO PROCESS OF EXECUTION AND PROCEEDINGS FOR ATTACHMENT AND CONTEMPT.

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN LAWSON:

"THAT 'Burnaby Zoning By-law 1965, Amendment By-law No. 21, 1980', No. 7515, be now tabled."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN DRUMMOND:

"THAT the Municipal Solicitor be authorized to take whatever action he deems necessary in accordance with the conditions as they may arise."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN RANDALL:

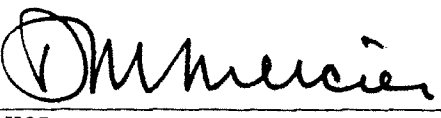
"THAT this meeting do now adjourn."

CARRIED UNANIMOUSLY

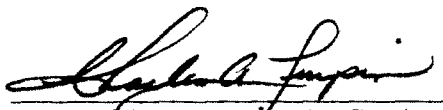
The Council Meeting adjourned at 20:50 h.

Confirmed:

Certified Correct



MAYOR



MUNICIPAL CLERK'S ASSISTANT