

Re: LETTER FROM MR. & MRS. HERMAN WEDENIG, 3663 LAKEDALE AVENUE,  
BURNABY, B. C., V5A 3E4. REGARDING BOARD OF VARIANCE APPEAL  
IN CONNECTION WITH THE HEIGHT REQUIREMENT OF A HEDGE LOCATED  
AT 8179 GOVERNMENT STREET (MRS. G. C. AMORANTO)

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RECOMMENDATION:

1. THAT a copy of this report be sent to  
Mr. & Mrs. Herman Wedenig, 3663 Lakedale Avenue,  
Burnaby, B. C., V5A 3E4.

REPORT

On 1980 March 06, the Board of Variance on this appeal acted under section 709(1)(c) of the Municipal Act which provides that it shall hear and determine any appeal by a person who alleges that enforcement of a zoning by-law with respect to the siting, shape, or size of a building or structure, would cause him undue hardship.

The Municipal Council cannot direct the Board of Variance which is a body appointed by statute, and its authority is outlined in the Municipal Act. In this particular case, the only recourse the complaining party has is to proceed under the Judicial Review Procedure Act.

The question with respect to mice is still being reviewed and the Municipal Manager will be pursuing that aspect of the problem.

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