

1981 AUGUST 10

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1981 August 10 at 19:00 h.

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

ABSENT: Alderman D.P. Drummond

STAFF: Mr. A.L. Parr, Acting Municipal Manager  
Mr. E.E. Olson, Municipal Engineer  
Mr. D.G. Stenson, Assistant Director - Current Planning  
Mr. J.G. Plesha, Administrative Assistant to Manager  
Mr. B.D. Leche, Deputy Municipal Clerk  
Mr. C.A. Turpin, Municipal Clerk's Assistant

P R E S E N T A T I O N S

His Worship, Mayor Mercier, made presentations to the winners of the "Burnaby Pioneer Tales Contest 1981" as follows:

FIRST PRIZE - \$1,000.

Mrs. Ethel B. Derrick (nee Ethel Beamish)  
8027 - 17th Avenue, Burnaby, B.C. V3N 1M5

SECOND PRIZE - \$500.

Mrs. Frances Louise Fleming (nee Frances Waplington)  
Box 365, Sechelt, B.C. V0N 3A0

THIRD PRIZE - \$100.

Mrs. Elizabeth A. Taylor (nee Bessie McLaren)  
#311 - 6550 Nelson Avenue, Burnaby, B.C. V5H 3J9

HONORABLE MENTION - \$50. PRIZES

John M. Boberg  
365 South Glynde Avenue, Burnaby, B.C. V5B 3J5

Maurice S. Dodge  
6287 Waltham Avenue, Burnaby, B.C. V5H 3V3

Jack Gillmore  
4072 Sunnycrest Drive, North Vancouver, B.C. V7R 3E4

Mrs. Florence S. Godwin  
#1308 - 3755 McGill Street, Burnaby, B.C. V5C 1M2

Mrs. Violet Lynds  
Glen Road, Gibsons, B.C.

Murdoch McMurray  
6242 Bryant Street, Burnaby, B.C. V5H 1Y2

Mrs. Q.H. Slawson  
7180 Maureen Crescent, Burnaby, B.C. V5A 1H4

John H. Waplington  
20832 Stoney Avenue, Maple Ridge, B.C. V2X 7T1

M I N U T E S

- (a) The minutes of the Regular Council Meeting and Caucus Meeting "In Camera" held on 1981 July 27 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

"THAT the minutes of the Regular Council Meeting and Caucus Meeting "In Camera" held on 1981 July 27 be now adopted."

CARRIED UNANIMOUSLY

- (b) The minutes of the Public Hearing (Zoning) held on 1981 July 28 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

"THAT the minutes of the Public Hearing (Zoning) held on 1981 July 28 be now adopted."

CARRIED UNANIMOUSLY

D E L E G A T I O N S

The following wrote requesting an audience with Council:

- (a) Allan J. Vidler, 1981 July 20,  
Re: 4442-4444 Imperial Street - Basement Suites.  
Spokesman - Allan J. Vidler
- (b) Marnie Cross, 1981 July 24,  
Re: 4444 Imperial Street - Illegal suite in basement.  
Spokesperson - Marnie Cross
- (c) Mrs. Phyllis Robins, 1981 July 27,  
Re: Suite at 4442 Imperial Street in the basement.  
Spokesperson - Mrs. Phyllis Robins
- (d) Mrs. R. Wise, 1981 July 31  
Re: Property at 4025 Norland Avenue  
Spokesperson - Mrs. R. Wise
- (e) Thomas H. Hara & Co., Glenn F. Hara, 1981 August 04,  
Re: Rezoning Reference #56/81 and Rezoning Reference  
#55/81 - 4259 Victory Street and 5163 Patterson  
Avenue.  
Spokesman - Glenn F. Hara
- (f) Mike Pelzer, Petition, 1981 August 05,  
Re: Fencing of Pizza Hut property at 4775 Hastings Street.  
Spokesman - Mike Pelzer
- (g) Pauline Mudrakoff, 1981 August 04,  
Re: Proposal Call for 3900 Block East Hastings Street.  
Spokesperson - Pauline Mudrakoff
- (h) Barbara Gudmundson, 1981 August 05,  
Re: Park Supervision.  
Spokesperson - Barbara Gudmundson
- (i) Allan Corbett, 1981 August 05,  
Re: Rezoning Reference #52/81, 7928/30 Edmonds Street.  
Spokesman - Allan Corbett

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- (a) Mr. Allan J. Vidler did not appear as a delegation before Council this evening.
- (b) Mrs. Marnie Cross then addressed Council on the subject of an illegal suite in the basement of 4444 Imperial Street. The following is the substance of Mrs. Cross's submission:

"I am a single parent with two fast growing boys. Most apartments do not accept children. My present accomodation is affordable and the closest I will come to single family living. There are other people living in the dwelling but everyone has a separate identity and I feel that this is the closest I will ever be to single family living in this day and age. My boys have the opportunity to live in a house with a yard, to have a garden, and to earn pocket money cutting grass and cleaning the yard up for the owner. Since my landlord received a letter stating that we had to be out out of our present accomodation by August 31, I have been looking for accomodation. It is next to impossible to find something that is affordable. Granted there are some in the vicinity of \$450.00 per month but they are definitely not of the same standard to what I have, low ceilings and no light. I am sure that I would be faced with the same situation. The suite is probably also illegal. What do I do if I move to one of these suites because it is all I can afford? I am faced with coming before you again. I ask that the matter of ceasing habitable accomodation at 4444 Imperial Street be tabled until the housing situation eases and I can find suitable accomodation for my family.

Thank you for your consideration of this matter."

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN BROWN:

"THAT Mr. Allan J. Vidler, landlord of 4442 Imperial Street and 4444 Imperial Street be granted a three (3) month extension of time to comply with the Building and Zoning requirements for the structure at the aforementioned addresses."

CARRIED UNANIMOUSLY

- (c) Mrs. Phyllis Robins did not address Council on the subject of her present accomodation at 4442 Imperial Street this evening.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN AST:

"THAT Item 22, Municipal Manager's Report No. 37, 1981 pertaining to the subject covered by delegations (a), (b) and (c) be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following is the recommendation contained in that report:

- 1. THAT a copy of this report be sent to:
  - (a) Mr. and Mrs. A.J. Vidler, 4444 Imperial Street, Burnaby, B.C. V5J 1B3;
  - (b) Mrs. Marnie Cross, 4444 Imperial Street, Burnaby, B.C. V5J 1B3;
  - (c) Mrs. Phyllis Robins, 4442 Imperial Street, Burnaby, B.C. V5J 1B3.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

- (d) Mrs. R. Wise then addressed Council on the subject of her property at 4025 Norland Avenue. The following is the text of Mrs. Wise's submission:

"Good Evening Ladies and Gentlemen:

Tonight I want to bring to the Council's attention a photocopy from the New Westminster Land Registry, specifically (the right-of-way) their privileges and their responsibilities.

The Municipality has already exercised their privileges I'll just read their obligations that were never fulfilled.

Page III of the Indenture: (Para. 3(a).)

'(a) That the grantee will do all works and things hereby authorized to be done by the grantee, over, through, under and upon the right-of-way in a good and workmanship manner and so as to cause no unnecessary damage or disturbance to the right-of-way or to, any improvements thereon.

(b) The grantee will indemnify and keep indemnified the grantor from and against all actions, proceedings, costs, claims, liability and demands whatsoever that may be lawfully brought against the grantor by reason of anything done by the grantee, its servants, agents, licensees, contractors or subcontractors or other persons authorized by it in exercise or purported exercise of the rights and liberties hereby granted to the grantee.

(c) The grantee will compensate the grantor for damage done to buildings, crops, tile drains, fences, timber, culverts, bridges, lanes and other improvements and to any livestock and equipment on the said lands by reason of the exercise of the rights herein before granted.

4. It is mutually understood, agreed and declared by and between the parties hereto:

(a) That this indenture shall be construed as running with the land, that no part of the fee of the soil thereof shall pass to or be vested in the grantee under or by these presents and that the grantor may fully use and enjoy the right-of-way subject only to the rights and restrictions herein provided.'

Despite this indenture, plus a letter from my previous tenant, Mrs. Morris, nothing was done by the Municipality. Mr. and Mrs. Morris are both responsible professional people: Mrs. Morris a school teacher and Mr. Morris a lawyer. They were leaving for the North where he would open up his own business and offered a written statement on my behalf due to their frustration with this consistent flooding. They had burnt out the motors of two pumps desperately trying to remove water from the basement. One night in particular, they worked all through the night. The Morris's claimed the water pressure and the freezing in winter was the cause of the crack in the concrete wall in the basement. Prior to this, we had the tiles tested by digging down and inserting a water hose and we could see the water flowing into the ditch on Norland Avenue.

This would indicate that the tiles were adequate to take away the rain water of the roof. Perhaps not adequate enough to service the overflow from the municipality's storm sewer. Ladies and Gentlemen, I see no reason why my basement should act as a reservoir for the municipality's storm sewer. I am sure no court would burden one taxpayer with Burnaby's responsibilities. This storm sewer services the entire hill to the west.

According to your map it runs south to north along the new Chelsea Project then takes a sharp turn west to east through my property. Since the installation of these services we have never been able to cut the grass. The earth is very soft and wet all the time. Mr. Morris told me he could not cut the grass because the lawn mower would not function under such conditions. This was when I spoke to him about not cutting the grass.

I had new eaves-troughs and down-pipes installed, ladies and gentlemen, it would be naive to believe I would not have the drain tiles tested, which is less costly of the two. This is the reason I had never signed the release that the workmanship was acceptable.

I want to go on record that I did not make a fuss when the sewer was installed, as rumour has it. I did not know until Mrs. Morris called. However, I did refuse to sign the release with good cause. This was the time the Municipality should have dealt with the developer. Now my property is totally destroyed. In spite of my continuous efforts to have the Municipality look into the flooding problem nothing of any consequence was done.

At one point, Mr. Shelley, said I could sue the contractor myself, this is not my responsibility as the easement indenture clearly spells out.

After three years, finally, Mr. Shelley told me I had to have a professional survey done then the Municipality may take another look. This was over two months ago.

I realize the report is not one hundred percent in my favour but, this is three and one-half years later.

The fact that all that water and dirt flowing at the rate of one to two gallons a minute from the storm sewer as per Engineer's survey report obviously indicates the in-flow would be at least four times as great during heavy rainfall and could have a marked effect on the condition of the tiles. Also the other two pits were showing an overflow above the basement level. The test took place four days after a rain storm when the overflow would be minimal.

Because of the Municipality's total negligence in the performance of its obligations the house became vacant and uninsurable for a year. Now it has been completely destroyed. There is not a window or inside wall left intact, as you can see from the photographs, also the bathroom is completely wrecked plus all copper pipe has been stolen from the basement. In fact, this house has been totalled.

Further proof of this overflow shows in the Municipality's own house directly north of the storm sewer, see the pictures, the basement of this house is at ground level. The concrete in the carport and the sidewalk along the back of the house has completely disintegrated. This is caused by water pressure from underneath. This is common knowledge to anyone in the construction industry. It is only a matter of time before the foundation will be affected.

One can assume the effect this would have on property where the basement is at least three feet in depth.

This could all have been avoided if the Municipality had fulfilled its obligations along with its priveleges and dealt with the developer.

It would not be prudent to develop the land while this condition exists, and I have immediate plans for it.

I will be submitting my loss of revenue and damages as soon as estimates are in."

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN BROWN:

"THAT the aforementioned submission of Mrs. R. Wise, together with Item 19, Municipal Manager's Report No. 37, 1981 pertaining to this subject be referred to the 'In Camera' portion of the Council Meeting later this evening."

CARRIED UNANIMOUSLY

- (e) Mr. Glenn F. Hara then addressed Council on the subject of Rezoning Reference Nos. 56/81 and 55/81.

The following is the substance of Mr. Hara's submission:

"We are Solicitors acting on behalf of Perreault Construction Limited and Dantro Construction Limited, registered owners of 4259 Victory Street, Burnaby, B.C. and 5163 Patterson Avenue, Burnaby, B.C. respectively.

Our clients made an application to the Municipality for the rezoning of the above mentioned properties from R5 Residential District to R9 Residential District, under Bylaw No. 7580, in March on 1981. Council considered this matter on 1981 July 27 and refused the applications.

Upon perusing the bylaws, introductory report and the recommendations of Council, we note that several inconsistencies and contradictions in the bylaw and introductory report exist and that several errors of fact exist upon which Council based its recommendations."

Mr. Hara then explained in detail the alleged inconsistencies and contradictions in the bylaw and the introductory reports.

In concluding his presentation, Mr. Hara stressed that the single family dwellings planned for these properties would be of superior construction and appearance and he requested that Council at this time reconsider this matter particularly in view of the dates of the bylaws and the introductory reports and also the inconsistencies in the three categories of the introductory report, the two categories in the bylaw, and also the recommendations of the Planning Department by referring to a criteria for the rejection of the applications which does not apply to the category which his clients lot falls into.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN BROWN:

"THAT Items 16 and 17 of Item 22, Municipal Manager's Report No. 35, 1981 be now reconsidered."

CARRIED

OPPOSED: Alderman Randall

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN AST:

"THAT Items 16 and 17 of Item 22, Municipal Manager's Report No. 35, 1981, together with Item 8, Municipal Manager's Report No. 37, 1981, be referred to the Planning Department for a further report on the concerns raised by Mr. Hara this evening."

CARRIED

OPPOSED: Alderman Randall

(f) Mr. Mike Pelzer then addressed Council on the subject of the fencing of the Pizza Hut property at 4775 Hastings Street.

The following is the substance of Mr. Pelzer's submission:

"One of the reasons we want the fence in question is because this is a residential area backing onto a commercial area on Hastings Street. The people in the neighbourhood all have small children and there is a grocery store next to the parking lot of the Pizza Hut. Because there is no fence, our little five and six year olds can always find a pop bottle and head right across the parking lot to the store. That parking lot is busy from 6 a.m. in the morning until 02:30 the following morning. I am really afraid, and I think the neighbours are really afraid, that some child is going to get run over. Because of no fence and the grade of the parking lot, vehicles are driving off the parking lot into the back alley. Once again, children are playing in the alley. When it rains, as it did this Spring, we get a runoff from the parking lot across the alley into back yards of the neighbours in the area. In the mornings, especially on weekends, there are broken bottles in the alley, there is garbage strewn in the alley, and sometimes in the neighbour's back yards."

Mr. Pelzer had discussed the matter of the fence with P.H. Foods around the 1st of April but no action had taken place to this date.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT Item 15, Municipal Manager's Report No. 37, 1981 pertaining to this subject, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following is the recommendation contained in that report:

1. THAT a copy of this report be forwarded to P.H. Foods Limited, #1 - 1001 Austin Avenue, Coquitlam, B.C. V3K 3P2 and to all those whose names appear on the petition submitted to the Council Meeting of 1981 August 10.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

At this point, His Worship, Mayor Mercier welcomed Rosemary Brown, M.L.A. Burnaby-Edmonds, to the Council Meeting this evening.

- (g) Ms. Pauline Mudrakoff then addressed Council on the subject of the proposal call for the 3900 Block East Hastings Street.

The following is the text of Ms. Mudrakoff's submission:

"I refer to the report on the Hastings Street Urban Renewal Area Proposal Call Application as presented in the Agenda of the Council Meeting held on 1981 July 27 and particularly my submission in which I noted that several vital facts were omitted. My submission is very brief, even unedited, and I will read the omitted portions right now:

(a) Prologue - In view of the constant plea for affordable housing the North Burnaby Study Committee proposes the subject site which is Crown Land owned by the three governments, the people of Burnaby, of British Columbia and Canada, be developed to accomodate those qualifying for affordable shelter or as co-op housing. I have attached news articles from the Vancouver Sun commenting on approximately 5,000 co-op units proposed for Vancouver. Burnaby is lagging in such housing and this site gives the Municipality an excellent opportunity to provide same. Also, I am attaching a news item dated June 18 containing comments on this same item from Members of the Legislature, both sides of the House.

Parts on communication and character were fairly well covered in the agenda as well as the project team and preliminary development statistics including proposed uses."

(b) Daily reports of statistics relating to affordable housing shortages dictating the use of residential units is obvious. The public square is actually wasted because of the mini park located three blocks south. However, by moving the bus stop alongside the square would be of some value, i.e. washrooms, water fountain, etc.

(c) Proof of financial ability to undertake the proposed development - backing by the three levels of government. The proposed purchase price of one million nine hundred and forty-three thousand dollars is not applicable because the land is already owned by the three levels of government.

(d) Summary - this proposal reflects the wishes of the North Burnaby Study Committee to maintain a village character for the community. This concept is also endorsed by the overwhelming majority of residents who signed a petition to this effect in 1979. The petition is in the possession

of the Municipality. I cannot imagine why Mr. Ito, the author of the report, neglected to mention the nature of my proposal. I am proposing affordable housing, of course we are talking about senior citizens on pensions as well as other good citizens earning moderate incomes. The report indicates that the selected project agrees with the objectives of the North Burnaby Study Group's Community Plan Review. That is nonsense. First of all, Mr. Ito never attended any meetings and he does not have a grasp of our feelings and objectives. Secondly, some of our goals for our neighbourhood are to encourage redevelopment of the area which is acceptable to the neighbourhood and to minimize a conflict with the existing neighbourhood in terms of land use and traffic.

Our Community Plan Review is not complete. It was held up by the Growth Management Study and then by the Municipal strike. The Municipality has petitions from over 90 percent of the local residents which reads in part: "Furthermore that all development be postponed until such time as such a revision is completed and approved".

I find it incredible that Mr. Ito, who did not mention the nature of my presentation, as it is indeed incredible that politicians spout off about the need for affordable housing, get themselves favourable media coverage, and then do nothing about it.

Currently, there are between 1500 and 2000 names on a waiting list for co-op housing. At least 20 more co-ops could be filled at once. In fact, surely you must know that lots had to be drawn for names to fill one of the more recent ones in Burnaby.

Now I don't understand why the nature of my proposal was not mentioned. The 3900 Block East Hastings Street would be suitable for a co-op as its occupants, being of modest income, probably would not have as high a percentage of automobiles to congest the area. The flat ground on which it sits and its proximity to all facilities would be a blessing to the owner/tenants. Their need is for a decent place to spend their declining years in comfort and dignity.

In his report to Council, No. 24, dated 1980 June 23, Mr. Shelley writes, and I quote: "Burnaby has always demonstrated an interest in providing for social housing and there are already areas in Burnaby which can accomodate this type of housing".

The 3900 Block East Hastings Street has been available for some dozen years and it is high time that Burnaby not only demonstrated an interest but got into action in this regard."

- (h) Barbara Gudmundson then addressed Council on the subject of park supervision.

The following is the text of Mrs. Gudmundson's submission:

"Last year Burnaby Parks had Park Leaders overseeing programs for children. These leaders worked approximately eight hours a day, five days a week, throughout the summer holidays. This year the Playmobile is in some parks up to 10 hours a week at the most. When I phoned and questioned this, I was told this was because the civic workers strike did not give enough time to set up a full park program. Every other municipality and city in the Lower Mainland that was also involved in the strike still installed full-time park leaders in parks where they were normally installed. However, this last weekend I was informed by someone working in the Playmobile, they were told by their supervisors the reason for no leaders being in the parks is lack of funds this year. If this is the reason why the lack of funds, what became of the money saved because there were no wages paid during the strike? Whatever the reason, no time or no money, it is insufficient, find the time and find the money.

We could not foresee this Lower Mainland tragedy, we could not realize what dangers were in store for our children this summer. But we know now someone is killing Lower Mainland children. Knowing this is happening we must act quickly in putting park leaders back into the parks. Burnaby parks must be made as safe as New Westminster parks. Some New Westminster parks have supervisors in them 11 hours a day, 4 days a week and 7 hours a day 2 days a week. Most of the smaller parks have supervisors in them 7 hours a day five days a week.



Here is what I believe we must do to ensure further safety for our children. 1) For the remainder of the summer we should act quickly to ensure proper supervision for children within our parks, not even for short periods of time, full-time park leaders. 2) We should appeal to the Federal Government for emergency funds to both help find the killer and also to install part-time park supervision for after school park programs in the Fall. 3) We should try to gather parents together into groups to act as a cross between The Guardian Angels of New York City and our Block Parents. These parent groups could act as volunteers, groups working in conjunction with Parks Board Staff and R.C.M.P. These parents could watch both the parks and areas surrounding parks for children travelling to and from playgrounds. 4) Every year we have R.C.M.P. visit schools, this year there should be more visits than ever. These same officers should also make appearances in the parks on a regular basis, talking both to park leaders as well as the children.

I have asked that these statements do not appear in the press because I did not want to bring attention to the fact that our parks are not properly supervised now, that in itself would put our children into more danger.

I look at the Federal Government spending \$50,000. for aerial photo's in hopes of finding the plane that disappeared last week, and it appears those children's lives do not matter, when compared to government official's lives. This attitude in itself is part of the sickness we are dealing with. We certainly allow this killer more power than we allow ourselves in defence of their actions.

How many people in our armed forces are overseas now, in peace time? How many are in this country now, capable people who I'm sure would appreciate being able to help create peace in the British Columbia Lower Mainland. An emergency meeting could be called by Lower Mainland Municipal Politicians, to gather appeals of all Lower Mainland communities in an attempt to get the Federal Government to allow our armed forces to work on this problem. These representatives of our communities would also hopefully work towards securing the necessary changes in laws which now do not amply protect innocent citizens.

I believe it is necessary to ensure, when these killers of children are caught, they never again be allowed to live within society. It is only in this manner that society can truly be protected. For if in twenty or thirty years, a murderer of this sort is released that society is at risk. Never releasing anyone capable of these crimes is only common sense.

I would like to have a motion brought forth tonight by Burnaby Council to 1) re-instate full-time park supervision in Burnaby parks for the remainder of the summer holidays, and part-time supervision in the parks thereafter; 2) to appeal to the Federal Government for the necessary assistance. How many Lower Mainland children must die before we get Federal Government assistance? 3) to set up meetings etc. to allow those citizens wanting to assist, a format to work by. A well designed program would certainly work better than no program."

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN RANDALL:

"THAT the submission of Mrs. Barbara Gudmundson on park supervision be referred to the Parks and Recreation Commission to reply directly to Mrs. Gudmundson on the problems pertaining to parks and that a copy of the submission be also forwarded to the Burnaby Detachment, R.C.M.P. for information."

CARRIED UNANIMOUSLY

- (i) Allan Corbett then addressed Council on the subject of Rezoning Reference No. 52/81, 7928/30 Edmonds Street.

Mr. Corbett then reviewed in detail the physical aspects of the area surrounding the site in question and advised Council that he found it very difficult to understand why Rezoning Reference No. 52/81 had not been advanced to a Public Hearing. Mr. Corbett noted that the area will be subject to considerable redevelopment over the next few years.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN BROWN:

"THAT Item 15 of Item 22, Municipal Manager's Report No. 35, 1981 July 27 pertaining to Rezoning Reference No. 52/81 be now reconsidered."

CARRIED

OPPOSED: Mayor Mercier, Alderman Ast

The following motion was then before Council for reconsideration:

"MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN DRUMMOND:

THAT Council not give favorable consideration to the subject rezoning request."

A vote was then taken on the aforementioned motion with the following results:

FOR: Mayor Mercier, Aldermen Ast, Lawson and Randall

OPPOSED: Aldermen Brown, Emmott, lewarne and Stusiak

The votes being equal FOR and AGAINST the question, the motion was declared negatived and LOST.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN LEWARNE:

"THAT Rezoning Reference No. 52/81 be advanced to a Public Hearing."

FOR: Aldermen Brown, Emmott, Lewarne and Stusiak

OPPOSED: Mayor Mercier, Aldermen Ast, Lawson and Randall

The votes being equal FOR and AGAINST the question, the motion was declared negatived and LOST.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT Item 18, Municipal Manager's Report No. 37, 1981 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 copy of this report be sent to Mr. Allan Corbett, 4791 Buxton Street, Burnaby, B.C.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN LAWSON:

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

CARRIED

OPPOSED: Alderman Stusiak

B Y L A W S

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT

- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 86, 1981' Bylaw #7743
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 87, 1981' Bylaw #7744

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 88, 1981'	Bylaw #7745
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 89, 1981'	Bylaw #7746
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 90, 1981'	Bylaw #7747
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 91, 1981'	Bylaw #7748
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 92, 1981'	Bylaw #7749
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 93, 1981'	Bylaw #7750
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 94, 1981'	Bylaw #7751
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 95, 1981'	Bylaw #7752
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 96, 1981'	Bylaw #7753
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 97, 1981'	Bylaw #7754
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 98, 1981'	Bylaw #7755
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 99, 1981'	Bylaw #7756

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT the Committee now rise and report progress on the bylaws."

CARRIED

OPPOSED: Alderman Ast to Bylaw #7743  
Aldermen Ast and Lawson to Bylaws #7744,  
#7747, 7748, 7750 and 7754  
Mayor Mercier to Bylaw #7745.

The Council reconvened.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: Alderman Ast to Bylaw #7743  
Aldermen Ast and Lawson to Bylaws #7744,  
7747, 7748, 7750 and 7754  
Mayor Mercier to Bylaw #7745.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 86, 1981'	Bylaw #7743
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 87, 1981'	Bylaw #7744
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 88, 1981'	Bylaw #7745
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 89, 1981'	Bylaw #7746
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 90, 1981'	Bylaw #7747
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 91, 1981'	Bylaw #7748
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 92, 1981'	Bylaw #7749
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 93, 1981'	Bylaw #7750
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 94, 1981'	Bylaw #7751
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 95, 1981'	Bylaw #7752
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 96, 1981'	Bylaw #7753
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 97, 1981'	Bylaw #7754
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 98, 1981'	Bylaw #7755
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 99, 1981'	Bylaw #7756

be now read a First Time."

CARRIED

OPPOSED: Alderman Ast to Bylaw #7743  
Aldermen Ast and Lawson to Bylaws #7744,  
7747, 7748, 7750 and 7754  
Mayor Mercier to Bylaw #7745.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT

- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 55, 1981' Bylaw #7708
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 56, 1981' Bylaw #7709
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 1981' Bylaw #7710
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 58, 1981' Bylaw #7711
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 59, 1981' Bylaw #7712
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 1981' Bylaw #7713
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 61, 1981' Bylaw #7714
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 62, 1981' Bylaw #7715
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 63, 1981' Bylaw #7716
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 64, 1981' Bylaw #7717
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 65, 1981' Bylaw #7718
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 66, 1981' Bylaw #7719
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 67, 1981' Bylaw #7720

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN LEWARNE:

"THAT the Committee now rise and report progress on the bylaws."

CARRIED

OPPOSED: Alderman Ast to Bylaws #7709, 7713, 7714, 7715 and 7719

The Council reconvened.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: Alderman Ast to Bylaws #7709, 7713, 7714, 7715 and 7719

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT

- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 55, 1981' Bylaw #7708
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 56, 1981' Bylaw #7709
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 1981' Bylaw #7710
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 58, 1981' Bylaw #7711
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 59, 1981' Bylaw #7712
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 1981' Bylaw #7713
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 61, 1981' Bylaw #7714
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 62, 1981' Bylaw #7715
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 63, 1981' Bylaw #7716
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 64, 1981' Bylaw #7717

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 65, 1981'	Bylaw #7718
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 66, 1981'	Bylaw #7719
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 67, 1981'	Bylaw #7720

be now read a Second Time."

CARRIED

OPPOSED: Alderman Ast to Bylaws #7709, 7713, 7714, 7715 and 7719

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Highway Exchange Bylaw No. 4, 1981'	Bylaw #7724
'Burnaby Road Closing Bylaw No. 5, 1981'	Bylaw #7757
'Burnaby Road Closing Bylaw No. 6, 1981'	Bylaw #7758
'Burnaby Road Closing Bylaw No. 7, 1981'	Bylaw #7759

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT the Committee now rise and report the bylaws complete."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Highway Exchange Bylaw No. 4, 1981'	Bylaw #7724
'Burnaby Road Closing Bylaw No. 5, 1981'	Bylaw #7757
'Burnaby Road Closing Bylaw No. 6, 1981'	Bylaw #7758
'Burnaby Road Closing Bylaw No. 7, 1981'	Bylaw #7759

be now read Three Times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT Council do now resolve itself into a Committee of the Whole to consider and report on

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 35, 1980'	Bylaw #7559."
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CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT the Committee now rise and report the bylaw complete."

CARRIED

OPPOSED: Alderman Brown

The Council reconvened.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: Alderman Brown

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 35, 1980' Bylaw #7559

be now read a Third Time."

CARRIED

OPPOSED: Alderman Brown

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 33, 1981' Bylaw #7684

'Burnaby Lease Authorization Bylaw No. 2, 1981' Bylaw #7722

'Burnaby Lease Authorization Bylaw No. 3, 1981' Bylaw #7723

be now Reconsidered and Finally Adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto."

CARRIED UNANIMOUSLY

C O R R E S P O N D E N C E   A N D   P E T I T I O N S

MOVED BY ALDERMAN STUSIAK:  
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. 37, 1981 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) Burnaby Residents' Joint Council, Chairman  
Re: B.C. Place

A letter dated 1981 July 23 was received enclosing a copy of a brief presented by the Burnaby Residents' Joint Council to Vancouver City Council on 1981 July 21 with reference to B.C. Place.

The impact of B.C. Place, particularly on traffic in the Greater Vancouver Regional District, is becoming alarmingly clear to many citizens groups in the Lower Mainland. In Burnaby it is of particular concern.

Once Vancouver Council approves any road plan for B.C. Place, an additional major source of traffic in the Lower Mainland and, in Burnaby in particular, is assured. There is no "highway bypasses" around Burnaby. However, there is an alternative to more highways; it is less commercial development in downtown Vancouver and more rail transit.

The Burnaby Residents' Joint Council respectfully requested that Burnaby Council make formal, public representations to Vancouver City Council, to protect Burnaby from more traffic and more highways.

- (b) Fellburn Fellowship Society, Chairman of the Fund Raising Chapter, and Burnaby North Lion's Club,  
Re: Permission to hold a chicken barbeque on  
1981 Friday and Saturday, August 14 and 15  
at Kensington Plaza.

A letter dated 1981 July 29 was received requesting permission for the Fellburn Fellowship Society, in conjunction with the Burnaby North Lion's Club to hold a chicken barbeque on August 14 and 15 at Kensington Plaza on Hastings Street. The Burnaby North Lion's Club has held several such barbeques and their success in these endeavours has generated a considerable amount of financial support for several local philanthropic projects.

Item 21, Municipal Manager's Report No. 37, 1981 pertaining to this subject, was brought for consideration at this time.

The following are the recommendations contained in that report:

- 1. THAT permission be granted to the Fellburn Fellowship Society and the Burnaby North Lion's Club to hold a chicken barbeque on Friday and Saturday, 1981 August 14 and 15 at the Kensington Plaza, 6500 Block East Hastings Street.
- 2. THAT a copy of this report be sent to Mr. Vincent Sacco, Chairman of the Fund Raising Chapter for Fellburn Fellowship Society, and Mr. Burton W. Wright, Burnaby North Lion's Club.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

- (c) Otto and Judy DiFant  
Re: Rezoning Reference No. 44/81, 3768 Elmwood Street

A letter dated 1981 August 01 was received requesting that the Municipal Council reconsider its previous decision to not approve Rezoning Reference No. 44/81 covering 3768 Elmwood Street.

This application obviously meets the requirements set up by the municipality for R9 zoning. The writer could not justify the application at least not going to a Public Hearing.

Item 9, Municipal Manager's Report No. 37, 1981 pertaining to this subject, was brought forward for consideration at this time.

The following is the recommendation contained in this report:

- 1. THAT a copy of this report be sent to Mr. and Mrs. O. DiFant, 3768 Elmwood Street, Burnaby, B.C. V5G 1R7.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN LEWARNE:

"THAT Item 12 of Item 22, Municipal Manager's Report No. 37, 1981, pertaining to Rezoning Reference No. 44/81 be now reconsidered."

CARRIED

OPPOSED: Mayor Mercier, Aldermen Ast and Randall

The following motion was then before Council for reconsideration:

"MOVED BY ALDERMAN DRUMMOND:  
SECONDED BY ALDERMAN EMMOTT:

THAT Council not give favorable consideration to this rezoning request."

A vote was then taken on the aforementioned motion with the following results:

FOR: Mayor Mercier, Aldermen Ast, Lawson and Randall

OPPOSED: Aldermen Brown, Emmott, Lewarne and Stusiak.

The votes being equal FOR and AGAINST the question, the motion was declared negatived and LOST.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN LEWARNE:

"THAT Rezoning Reference No. 44/81 be advanced to a Public Hearing."

FOR: Aldermen Brown, Emmott, Lewarne and Stusiak

OPPOSED: Mayor Mercier, Aldermen Ast, Lawson and Randall.

The votes being equal FOR and AGAINST the question, the motion was declared negatived and LOST.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

(d) Miss G. Parmiter  
Re: Height of Buildings at 4152 Southwood Street

(e) Edith L. Orr, Robert J.T. Orr and Robert David Orr  
Re: Height of Buildings at 4100/4200 Blocks Southwood Street

Letters dated 1981 August 03 and 1981 August 05 were received protesting the height of improvements which will be observed by a home at 4152 Southwood Street which is presently under renovation.

Item 20, Municipal Manager's Report No. 37, 1981 pertaining to this subject was brought forward for consideration at this time.

The following is the recommendation contained in this report:

1. THAT a copy of this report be sent to:
  - (a) Miss G. Parmiter, 4195 Southwood Street, Burnaby, B.C. V5T 2G1; and
  - (b) Edith, Robert J.T. and Robert David Orr, 4179 Southwood Street, Burnaby, B.C. V5J 2G1.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

R E P O R T S

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

(a) Mayor D.M. Mercier  
Re: Court of Revision for List of Electors

His Worship, Mayor Mercier, submitted a report in which it was recommended that Alderman Alan H. Emmott and Alderman Gerald D. Ast, together with himself, be appointed as the Court of Revision for the List of Electors as closed at 17:00 h on Monday, 1981 August 31 and that the first sitting of the said Court of Revision be held in the Burnaby Municipal Hall, 4949 Canada Way, Burnaby, B.C. at 10:00 h on Thursday, 1981 October 01.



MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN LEWARNE:

"THAT the recommendation of His Worship, The Mayor, be adopted."

CARRIED UNANIMOUSLY

(b) Grants and Publicity Committee  
Re: Grant Applications

1. Burnaby Minor Lacrosse, Division 5-A

The Grants and Publicity Committee submitted a report on a request received from the Burnaby Minor Lacrosse Division 5-A for a grant to assist in travel expenses to Longuille, Quebec.

The Pee Wee Lacrosse Team (17 players) will represent Burnaby and British Columbia in the tournament from August 04 to August 09.

The Grants and Publicity Committee recommended that a grant in the amount of \$850.00 be made to the Burnaby Minor Lacrosse, Division 5-A, for the purpose outlined above.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

2. North Burnaby Willingdon Park Baseball Association

The Grants and Publicity Committee submitted a report on a request received from the North Burnaby Willingdon Park Baseball Association for a grant to assist with travel expenses to attend the Western Canadian Bronco Baseball Championships to be held in Edmonton - St. Albert, Alberta, August 13, 14 and 16.

This is the first time that North Burnaby has won the Provincial Championship. They now have the opportunity to represent Burnaby, British Columbia, at the Western Canadian Championship.

The Grants and Publicity Committee recommended a grant in the amount of \$850.00 be made to the North Burnaby Willingdon Park Baseball Association for the purpose outlined above.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

The Council Meeting recessed at 21:10 h.

The Council Meeting reconvened at 21:25 h with Alderman Drummond absent.

(c) The Municipal Manager presented Report No. 37, 1981 on the matters listed following as Items 1 to 24, either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Agreement between Century Park Museum Association and the Corporation respecting the Management of Heritage Village Museum

His Worship, Mayor Mercier, drew Council's attention to a letter dated 1981 August 10 from Mr. Owen Dykstra, President, Burnaby Civic Employees Local Union 23 regarding the proposed agreement between Burnaby Council and the Century Park Museum Association with reference to Heritage Village.

Mr. Dykstra, on behalf of the employees of the Century Park Museum Association, members of the Burnaby Civic Employees Local Union 23, protested the vagueness of the agreement in the area of staff job security, staff integrity, and staff direction. Particularly of concern is the area of Board Members volunteering at the Village and Board Members then directing staff.

Mr. Dykstra also included a letter of grievance from staff of Heritage Village concerning working conditions at the Gift Shop in Heritage Village Museum.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

"THAT the aforementioned item of correspondence from Burnaby Civic Employees Local Union 23 be received."

CARRIED UNANIMOUSLY

The Municipal Manager submitted a report regarding the proposed agreement between Century Park Museum Association and the Corporation respecting the Management of Heritage Village Museum.

The Municipal Manager recommended:

1. THAT authority be granted to execute the agreement referred to herein.
2. THAT the Municipal Manager be requested to review the agreement in 1982 August, and to report to the Municipal Council on any recommended changes before the expiry of the agreement, after first receiving from the Association any changes it may wish to suggest through it's Board of Directors.
3. THAT a copy of this report item be forwarded to the Board of Directors of Century Park Museum Association.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

Arising out of Council's further discussion of this subject, the following additional direction was given:

1. THAT the agreement between the Century Park Museum Association and the Corporation respecting the Management of Heritage Village not be signed until the return of the Municipal Manager from holidays.
  2. THAT the Municipal Manager respond to the letter from Mr. Owen Dykstra.
  3. THAT Burnaby Civic Employees Local Union 23 concerns be dealt with within the collective agreement between the Union and the Corporation.
  4. THAT the term "staff" in the agreement between C.P.M.A. and the Corporation should specify whether that staff is "Corporation" or "C.P.M.A." staff.
  5. THAT the terms "Museum Director" and "Museum Manager" are both used in the agreement between C.P.M.A. and the Corporation. As these are apparently identical positions, the terminology in the agreement should be standardized.
2. Attendance of Superintendent - Community Recreation at the National Parks and Recreation 1981 Conference in Minneapolis

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding the attendance of the Superintendent - Community Recreation at the National Parks and Recreation 1981 Conference in Minneapolis.

The Municipal Manager recommended:

- 1. THAT Council approve the attendance of the Superintendent - Community Recreation at the 1981 National Parks and Recreation 1981 Conference in Minneapolis.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

3. Burnaby Beautification Committee's Development Projects

The Municipal Manager provided a report from the Parks and Recreation Administrator concerning the Burnaby Beautification Committee's proposed projects as outlined in the attached report.

The Municipal Manager recommended:

- 1. THAT Council approve the proposed Burnaby Beautification Committee's projects outlined in the report of the Parks and Recreation Administrator.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

4. Engineer's Special Estimates

The Municipal Manager provided a report from the Municipal Engineer concerning special estimates of work for his Department in the total amount of \$2,083,700.00.

The Municipal Manager recommended:

- 1. THAT the Special Estimates as submitted by the Municipal Engineer be approved.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

5. Fire Department Quarterly Report - 1981 April, May and June

The Municipal Manager provided a report from the Director - Fire Services covering the operations of the Fire Department for the period 1981 April, May and June.

The Municipal Manager recommended:

- 1. THAT the report of the Director - Fire Services be received for information purposes.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

6. Rezoning Reference #16/78  
Proposed Office/Commercial Building  
Buchanan Street at Willingdon

Application for the rezoning of:

Lots 6 & 7, Blk. 3, D.L. 119 E $\frac{1}{2}$ , Plan 2855; Lot A, N. 52' and Lot A Exc. N. 52', Blk. 3, D.L. 119 E $\frac{1}{2}$ , Plan 10580.

From: Residential District (R5)  
To: Comprehensive Development District (CD) Based upon C3 zone Guidelines.

4462/72 Buchanan Street and 1911/33 Willingdon Avenue.

The Municipal Manager recommended:

1. THAT Council authorize the introduction of a Road Exchange Bylaw according to the terms outlined in Section 3.5 of the Director of Planning's report contingent upon the granting by Council of First and Second Reading of the subject rezoning bylaw.
2. THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 August 24 and to a Public Hearing on 1981 September 09 at 19:30 h 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 deposit of sufficient monies to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed and constructed to the approval of the Municipal Engineer. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
  - c) The consolidation of the net project site into one legal parcel.
  - d) The granting of any necessary easements.
  - e) The dedication of any rights-of-way deemed requisite.
  - 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 undergrounding of existing overhead wiring abutting the site.
  - h) Payment of a contribution towards the cost of a pedestrian overpass of Willingdon Avenue as outlined in Section 3.6 of this report.
  - i) The completion of the requisite Road Exchange Bylaw as outlined in Section 3.5 of this report.
  - j) The approval of the Ministry of Transportation and Highways to the rezoning application.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN EMMOTT:  
SECONDED BY ALDERMAN STUSIAK:

"THAT with respect to prerequisite h), the construction of the proposed pedestrian overpass be made subject to a study of the economics and need as well as traffic problems and counts."

CARRIED UNANIMOUSLY

7. Comparison of Mobile Home Park Regulations of the Province with those which apply in Burnaby

The Municipal Manager provided a report from the Director of Planning providing a comparison between the model Mobile Home Park Bylaw of the Province and the Burnaby regulations governing Mobile Home Parks (Burnaby Mobile Home Park Bylaw 1972 and the Burnaby Zoning Bylaw 1965 - Mobile Home Park District - R7).

The Director of Planning reported that for the most part, the various regulations are quite similar. However, the Burnaby standards are slightly higher where such matters as lot area requirements and setbacks are concerned. This is a reflection by Burnaby of the urban nature of the Municipality and the recognition of the Mobile Home Park Subdivision as an alternative form of residential housing that needs to be made as compatible as possible with surrounding or adjacent residential accomodation.

The Municipal Manager recommended:

- 1. THAT the report of the Director of Planning be received for information purposes.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN BROWN:

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

CARRIED

OPPOSED: Aldermen Lewarne and Stusiak

- 8. Letter from Thomas H. Hara & Company  
Suite 303 - 190 Alexander St., Vancouver, B.C. V5G 1R9  
1. Rezoning Reference #55/81  
4259 Victory Street.  
2. Rezoning Reference #56/81  
5163 Patterson Avenue.

This item was dealt with previously in the meeting in conjunction with Item 2(e) under Delegations.

- 9. Letter from Mr. and Mrs. O. DiFant  
3768 Elmwood Street, Burnaby, B.C. V5G 1R9  
Rezoning Reference #44/81  
3768 Elmwood Street

This item was dealt with previously in the meeting in conjunction with Item 4(c) under Correspondence and Petitions.

- 10. Subdivision Servicing Agreement  
Subdivision Reference #104/80

The Municipal Manager provided a report from the Approving Officer regarding the Servicing Agreement for Subdivision Reference #104/80.

The Municipal Manager recommended:

- 1. THAT Council authorize the preparation and execution of the Servicing Agreement for Subdivision Reference #104/80.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

- 11. Subdivision Servicing Agreement  
Subdivision Reference #115/80

The Municipal Manager provided a report from the Approving Officer regarding the Servicing Agreement for Subdivision Reference #115/80.

The Municipal Manager recommended:

1. THAT Council authorize the preparation and execution of the Servicing Agreement for Subdivision Reference #115/80.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED

OPPOSED: Alderman Lewarne

12. Rezoning Reference #128/81  
Pcl. "A", Ref. Pl. 11251 of Block 8, D.L. 119W<sup>1</sup>/<sub>2</sub>, Plan 206;  
Pcl. "A", Ref. Pl. 11549 of Block 7, D.L. 119W<sup>1</sup>/<sub>2</sub>, Plan 206  
4180 Lougheed Highway

Application for the rezoning of:

Pcl. "A", Ref. Pl. 11251 of Block 8, D.L. 119W<sup>1</sup>/<sub>2</sub>, Plan 206; Pcl. "A", Ref. Pl. 11549 of Block 7, D.L. 119W<sup>1</sup>/<sub>2</sub>, Plan 206.

From: Manufacturing District (M1)

To: Comprehensive Development District (CD) Utilizing the M5 Light Industrial District and the MIR District as a Guideline.

4180 Lougheed Highway

The Municipal Manager recommended:

1. THAT Council abandon Rezoning Reference #25/79, Bylaw No. 7402, Amendment Bylaw No. 39, 1979.
2. THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 August 24 and to a Public Hearing on 1981 September 09 and that the following being established as prerequisites to the completion of the rezoning:
  - a) The submission of a suitable plan of development.
  - b) The deposit of sufficient monies to cover the costs of all services necessary to serve the site. All services are to be designed and constructed to the approval of the Municipal Engineer. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
  - c) 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.
  - d) 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 bylaw.
  - e) The granting of any necessary easements.
  - f) The dedication of any rights-of-way deemed requisite.
  - g) The approval of the Ministry of Transportation and Highways to the rezoning application.
  - h) The preparation and execution of a suitable agreement or easement between the two property owners to guarantee reciprocal access over all driveways and street entrances that are common to both legal parcels as outlined in Section 4.4 of this report.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

13. Proposed Construction of Road Improvements  
Subdivision Reference #144/80

The Municipal Manager provided a report from the Approving Officer regarding Subdivision Reference #144/80.

The Approving Officer reported that in order to complete the road pattern in the area of the subject subdivision and provide access links to developing residential subdivisions in the vicinity of the Burnaby Mountain Golf Course, it is recommended that the Municipality undertake the construction of the aforementioned sections of road.

The recommendation is based upon existing Council policies concerning equitable sharing in private subdivisions due to the presence of municipally owned land and the construction of services that are not directly required to service the private subdivision.

The Municipal Manager recommended:

1. THAT Council authorize the expenditure of an estimated \$201,000.00 for the design and construction of Arden Avenue from Shellmont Street northward to Pinehurst Drive and \$76,000.00 for the design and construction of Shellmont Street between Arden Avenue and road "D" from the Municipal Land Assembly and Development Fund as outlined in the Approving Officer's report.

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

14. Rezoning Reference #111/80  
South East Corner of Patterson Avenue and Kingsway

Application for the rezoning of:

Lot 1 of Block 7 Expt. portion of Plan 1895, D.L. 151/3; Lot 106, D.L. 151, Group 1, Plan 36700; Lot 2, 3 & 4, Block 7, D.L. 151 & 153, Plan 1895; Lot 24 N $\frac{1}{2}$ , Block 7, D.L. 151, Plan 1895; Lot 25, Block 7, D.L. 151 & 153, Plan 1895.

From: Multiple Family Residential District (RM5); Drive-In Restaurant District (C7) and Park & Public Use District (P3)

To: Comprehensive Development District (CD) Based upon RM5 Guidelines.

4134, 4174 Kingsway; 5750, 5770, 5790 Patterson Avenue; and 5791 Barker Avenue.

The Municipal Manager recommended:

1. THAT Council authorize the introduction of a Road Exchange Bylaw according to the terms outlined in Section 4.3 of the Director of Planning's report contingent upon the granting by Council of First and Second Reading of the subject rezoning bylaw.
2. THAT Council approve the purchase of municipal property for inclusion in the development site according to the terms outlined in Section 4.3 of the Director of Planning's report.
3. THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 August 24 and to a Public Hearing on 1981 September 09 at 19:30 h 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 deposit of sufficient monies to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed and constructed to the approval of the Municipal Engineer. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
- c) 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.
- d) The submission of a 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 Bylaw. In the event that existing improvements on the site are vacant and considered to be a hazard to life or property, the Fire Prevention Office may issue an order to demolish such improvements and remove the resultant debris prior to Third Reading.
- e) The consolidation of the net project site into one legal parcel.
- f) The granting of any necessary easements.
- g) The dedication of any rights-of-way deemed requisite.
- h) The completion of the requisite Road Exchange Bylaw as outlined in Section 4.3 of this report.
- i) The retention of as many existing mature trees as possible on the site.
- j) All applicable condominium guidelines as adopted by Council shall be adhered to by the applicant.
- k) The deposit of a levy to go towards the acquisition of proposed neighbourhood parks as outlined in Section 4.5 of this report.
- l) Applicant's schedule for the construction staging of the subject proposal.
- m) The undergrounding of existing overhead wiring along Barker abutting the site.
- n) Adherence to the adopted sound criteria.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: Alderman Brown

15. Letter from Mr. Mike Pelzer et al  
Screen Fencing at 4775 Hastings Street

This item was dealt with previously in the meeting in conjunction with Item 2(f) under Delegations.

16. Rehabilitation Counselling Services for Employees

The Municipal Manager provided a report from the Personnel Director in which it was advised that the Burnaby Municipal Benefit's Society is establishing a "Employee Health Counselling" service for Municipal employees which absorbs and expands the former "Employee Nursing" service.



The Municipal Manager recommended:

1. THAT the report of the Personnel Director be received for information purposes.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

17. Rezoning Reference #110/80 and #113/80  
Northwest Corner of Willingdon Avenue at Mayberry Street

Application for the rezoning of:

Lots 12 through 24 inclusive, Block 35, D.L. 24, Plan 1319; Lots 10 through 14 inclusive, Block 36, D.L. 151/3, Plan 1263.

From: Residential District (R5)

To: Comprehensive Development District (CD) Based Upon the RM5, and Maximum 100 Units/Acre, High Density Residential Guidelines

6146/56/66/76/86/96/6208/22/36/50/64/78/92 Kathleen Avenue; 6337/49/59/71/81 Willingdon Avenue.

The Municipal Manager recommended:

1. THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 August 24 and to a Public Hearing on 1981 September 09 at 19:30 h 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 deposit of sufficient monies to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed and constructed to the approval of the Municipal Engineer. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
  - c) 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.
  - d) 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 Bylaw. In the event that existing improvements on the site are vacant and considered to be a hazard to life or property, the Fire Prevention Office may issue an order to demolish such improvements and remove the resultant debris prior to Third Reading.
  - e) The consolidation of the net project site into one legal parcel.
  - f) The granting of any necessary easements.
  - g) The dedication of any rights-of-way deemed requisite.
  - h) The provision of a public pedestrian walkway easement from Kathleen Avenue right-of-way to the east property line of the site and the construction of a concrete walk and lighting to the approval of the Municipal Engineer.

- i) The retention of as many existing mature trees as possible on the site.
- j) The completion or deposit of funds for the installation of a landscaped area along the Kathleen walkway abutting the subject site.
- k) The submission of consent forms from the developer/owners to the future closure of Kathleen Avenue abutting the development site.
- l) All applicable condominium guidelines as adopted by Council shall be adhered to by the applicant.
- m) The deposit of Neighbourhood Parkland Acquisition charges in conformance with Section 3.6 of this report.
- n) Applicant's schedule for the construction staging of the subject proposal.
- o) The undergrounding of existing overhead wiring abutting the site.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN AST:

"THAT Item 24, Municipal Manager's Report No. 37, 1981 pertaining to Rezoning Reference #110/80 and #113/80, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following is the recommendation contained in this report:

1. THAT Sections 3.5 and 3.6 of Item 17, Municipal Manager's Report No. 37, 1981, be deleted and replaced by the amended Sections 3.5 and 3.6 as set forth in this report.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN AST:

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

CARRIED

OPPOSED: Alderman Brown

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN AST:

"THAT the recommendations of the Municipal Manager, as amended by Item 24, Municipal Manager's Report No. 37, 1981, be adopted."

CARRIED

OPPOSED: Alderman Brown

18. Letter from Mr. Allan Corbett  
4791 Buxton Street, Burnaby, B.C.  
Rezoning Reference #52/81  
7928/30 Edmonds Street

This Item was dealt with previously in the meeting in conjunction with Item 2(i) under Delegations.

19. Letter from Mrs. R. Wise  
#403 - 1345 West 15th Avenue, Vancouver, B.C.  
Basement Flooding at 4025 Norland Avenue

This Item was dealt with previously in the meeting in conjunction with Item 2(d) under Delegations.

20. Letters from Miss G. Parmiter and Edith, Robert J.T.  
and Robert David Orr  
Height of an Addition to a House on Southwood Street

This Item was dealt with previously in the meeting in conjunction with Items 4(d) and (e) under Correspondence and Petitions.

- 21. Letter from the Fellburn Fellowship Society  
Proposed Outdoor Barbeque to be held at the Kensington  
Plaza on 1981 August 14 and 15

This Item was dealt with previously in the meeting in conjunction with Item 4(b) under Correspondence and Petitions.

- 22. Letters from Mr. and Mrs. A.J. Vidler, Mrs.  
Marnie Cross and Mrs. Phyllis Robins  
Occupancy of Suites at 4442/44 Imperial Street

This Item was dealt with previously in the meeting in conjunction with Items 2(a), (b) and (c) under Delegations.

- 23. Building Department Report No. 6, 1981 July

The Municipal Manager provided a report from the Chief Building Inspector covering the operations of his Department for the period from 1981 July 06 to 1981 August 02.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

- 24. Rezoning Reference #110/80 and #113/80  
Northwest Corner of Willingdon Avenue at Mayberry Street  
From R5 Residential District to CD Comprehensive Development  
District (Based upon RM5, and Maximum 100 Units/Acre High  
Density Residential Guidelines.

This Item was dealt with previously in the meeting in conjunction with Item 17, Municipal Manager's Report No. 37, 1981.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN RANDALL:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

E N Q U I R I E S

Alderman Lewarne

Alderman Lewarne enquired if His Worship, The Mayor had received information from the Burnaby Tenants Association on the six proposals that they had received information on.

His Worship, Mayor Mercier, advised that he had received no information whatsoever from the Burnaby Tenants Association.

Alderman Stusiak

Alderman Stusiak raised the question of the relocation of the stop signs at Bryant Street and Waltham Avenue. Alderman Stusiak suggested that this matter be referred back to the Traffic Safety Committee for review.

It was agreed that the question of the stop signs at Bryant Street and Waltham Avenue would be referred back to the Traffic Safety Committee for review.

N E W B U S I N E S S

1. Kensington Overpass

His Worship, Mayor Mercier, reported to Council that the earthworks program for the Kensington Overpass was being held up due to a lack of hog fuel caused by the strike of the International Woodworkers of America. Therefore, clearing has been delayed to avoid regrowth. The design drawings are proceeding and the piling contract will be let within one month.

2. Homeowner Grant

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN STUSIAK:

"WHEREAS it has been the practice of the British Columbia Government to make the initial payment of the Homeowner Grant to The Corporation of the District of Burnaby by July 05 and all outstanding payments shortly thereafter; and

WHEREAS it has been the practice of The Corporation of the District of Burnaby to expect receipt of the Homeowner Grant on a timely basis and this is reflected in the Annual Budget; and

WHEREAS in 1981 the Provincial Government has delayed payment of the Homeowner Grant and as of 1981 August 10 has not settled the Provincial Homeowner Grant Interim Claim in the amount of 4.3 million dollars; and

WHEREAS this nonpayment of the account is costing the Corporation \$2,600.00 per day.

THEREFORE BE IT RESOLVED that The Corporation of the District of Burnaby urge the Provincial Government to make the current outstanding Homeowner Grant payment to Burnaby at the earliest possible date."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN AST:

"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 20:25 h.

Confirmed:

Certified Correct:

Raymond P. Drummond  
MAYOR

June D. Geche  
DEPUTY MUNICIPAL CLERK