

1981 JUNE 15

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C., on Monday, 1981 June 15 at 19:00 h.

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

ABSENT: Alderman F.G. Randall

STAFF: Mr. M.J. Shelley, Municipal Manager
Mr. E.E. Olson, 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

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

His Worship, Mayor Mercier, presented Miss Colleen Wood with a Municipal Certificate of Appreciation, acknowledging Miss Wood's tremendous contribution to the welfare of other handicapped people in British Columbia through the provision of two "Sunshine" buses over the past year. Miss Wood is currently engaged in a fund raising campaign for a third "Sunshine" bus. To a standing ovation, His Worship then presented Miss Wood with a cheque towards her personal expenses in recognition of her special contribution to the community.

M I N U T E S

The minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1981 June 01 came forward for adoption.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN BROWN:

"THAT the minutes of the regular Council Meeting and Caucus Meeting 'In Camera' held on 1981 June 01 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) Keith Stainton, 1981 June 01,
Re: Concern related to exclusion
of children from apartment complexes
Spokesman - Keith Stainton
- (b) Gerry Shinkewski, 1981 June 10
Re: Road hazard at intersection of
Bell Avenue and Lougheed Highway
Spokesman - Gerry Shinkewski

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN LEWARNE:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- (a) Mr. Keith Stainton, 5550 Keith Street, then addressed Council on the subject of provision of family accommodation in apartment complexes. The following is the text of Mr. Stainton's submission:

"Introduction

Twenty-seven years ago my wife and I decided that Burnaby was the place where we wanted to reside and raise our family. We have never regretted that decision. We found rewarding work opportunities and a safe and caring community milieu. Successive municipal councils have successfully grappled with community needs and have provided amenities to foster healthful living for children and adults.

Concern

Generally, I am concerned because our community is losing its component of young people. The Pied Piper of economics is stealing our community's children at an alarming rate. Are our parks to become geriatric retreats where benches replace playgrounds? Is the water of our pools to be heated to 30°c. so that we might comfort our rheumatism and, of course, swimming be disallowed? Should we finally bar children from entering Burnaby at all as we become intolerant of them through lack of being with them? To the last three facetious questions the answer is, of course, no! There is no real living without both the young and the old being present.

Specifically, I am concerned about the ever increasing number of housing units, apartments as well as others, which are decreed to be for adults only. Practically, I can understand why those who wish to make the most money with the least trouble would bar children from their housing units; morally, I cannot. Can it be right for anyone to deny a child a home or to say he/she can live in a remote village but not in Burnaby? I think not.

For Consideration

Is it possible for Council to enact legislation that would require developers to provide a minimum of 20% (choose your own % if you wish) of units built be designed for family accommodation? Further, could there be a "tax break" for complex owners who provide family accommodation?

Summary

Burnaby should remain a family community. We are presently under-going community changes which, if not modified in the near future, will result in a deterioration of community relationships. This community still has the resources to shape its own destiny and I ask Council to assemble those resources and initiate action."

- (b) Mr. Gerry Shinkewski, 102 - 9245 Saturna Drive, then addressed Council on the subject of the road hazards existing at the intersection of Bell Avenue and the Lougheed Highway. The following is the substance of Mr. Shinkewski's presentation:

"Over the past couple of weeks I have been in contact with both the Traffic Department of the Municipality of Burnaby and also the Department of Highways, expressing my concern about the intersection of Bell Avenue and Lougheed Highway to try and find some solution for the traffic problems that exist at that intersection. There seems to be a difference of opinion about what should happen between the two departments, as usually there is. The long term planning for this area calls for another access to the area, but until such time as this is instigated, it would be beneficial to the residents of the area if something was done to alleviate the problems existing at this intersection. The accident statistics which I have obtained from Burnaby indicate that over the past twenty-six months there have been approximately thirty-five rear end accidents, involving one or more cars, and fourteen right-angle accidents, resulting in fifteen personal injuries. Fortunately, there have been no deaths yet. The Municipality of Burnaby has proposed to the Highways Department that a left hand turn lane be constructed on the Lougheed Highway to facilitate left turns off the highway onto Bell Avenue. No left turns off Bell Avenue on to Lougheed Highway would be allowed. The information that I have obtained from Mr. Elston of the Department of Highways is that the department will not do anything until such time as the Municipality of Burnaby decides to provide an alternate access to the area. At that time, their solution is

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to close off Bell Avenue to left hand turns from Lougheed Highway with a centre median. As a resident of this area, I would like to see Council apply pressure to have two things done:

1. In the short term, a left hand turn lane to be provided to facilitate left hand turns off the Lougheed Highway at Bell Avenue.
2. The Municipality of Burnaby commit finances and manpower to design an alternate access to the area that is compatible with the residents of the area.

It was agreed that further discussion of the intersection of Bell Avenue and Lougheed Highway would be referred to the Traffic Safety Committee and that Mr. Shinkewski would be invited to attend the meeting of the Committee at which this subject will be discussed and that the Municipal Engineer would provide the Traffic Safety Committee with the latest statistics and planning for this intersection.

B Y L A W S

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

"THAT Item 8, Municipal Manager's Report No. 27, 1981, pertaining to Bylaws Nos. 7668, 7671 and 7673, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager recommended:

- (1) THAT Council adopt the following conditions as prerequisite to the completion of Rezoning Reference #65/80, Rezoning Reference #68/80 and Rezoning Reference #70/80:
 - (a) The satisfaction of all necessary subdivision requirements.
 - (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to Final Adoption of the bylaw associated with this development, it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

"THAT Item 12, Municipal Manager's Report No. 27, 1981, pertaining to Bylaw No. 7662, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager recommended:

- (1) THAT Items 1 to 15 inclusive contained within the letter from Mr. S.J. Wales to the Municipal Manager dated 1981 June 10 be adopted by the Council as additional prerequisites to the final adoption of Rezoning Reference #73/81.

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- (2) THAT as necessitated by Item 14 of the 1981 June 10 letter from Mr. S.J. Wales, those prerequisites to Rezoning Reference #73/81 contained within the Director of Planning's report dated 1981 May 21 adopted by Council at the meeting of 1981 May 25; be amended by deleting Item (i) (the payment of the Parks Acquisition Levy) and Item (j) (the payment of the Metro-town Open Space Levy).

- (3) THAT the bylaw be brought forward.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN LAWSON:

"THAT Item 8, Municipal Manager's letter to Wales McLelland Development Company Limited, dated 1981 June 03, 'That the house be designated as a heritage site' and the question of servicing costs be referred back to staff for additional information and a further report."

CARRIED UNANIMOUSLY

A vote was then taken on the original motion as moved by Alderman Stusiak and seconded by Alderman Brown, "That the recommendations of the Municipal Manager be adopted", as amended, and same was CARRIED with Alderman Drummond opposed.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 8, 1981'	#7657
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 9, 1981'	#7658
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.10, 1981'	#7659
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.11, 1981'	#7660
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.12, 1981'	#7661
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.13, 1981'	#7662
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.14, 1981'	#7664
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.15, 1981'	#7665
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.16, 1981'	#7666
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.17, 1981'	#7667
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.18, 1981'	#7668
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.19, 1981'	#7669
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.20, 1981'	#7670
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.21, 1981'	#7671
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.22, 1981'	#7672
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.23, 1981'	#7673
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.24, 1981'	#7674
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.25, 1981'	#7675
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.26, 1981'	#7576
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.28, 1981'	#7678
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.29, 1981'	#7679
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.30, 1981'	#7680
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No.31, 1981'	#7681

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'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 32, 1981'

#7682

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
BYLAWS #7662, #7668,
#7671, #7673
ALDERMAN BROWN TO
BYLAWS #7658, #7661
ALDERMAN DRUMMOND TO
#7658, #7661, #7662

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 #7662, #7668,
#7671, #7673
ALDERMAN BROWN TO
BYLAWS #7658, #7661
ALDERMAN DRUMMOND TO
#7658, #7661, #7662

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 8, 1981'	#7657
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 9, 1981'	#7658
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 10, 1981'	#7659
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 11, 1981'	#7660
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 12, 1981'	#7661
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 13, 1981'	#7662
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 14, 1981'	#7664
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 15, 1981'	#7665
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 16, 1981'	#7666
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 17, 1981'	#7667
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 18, 1981'	#7668
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 19, 1981'	#7669
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 20, 1981'	#7670
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 21, 1981'	#7671
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 22, 1981'	#7672
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 23, 1981'	#7673
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 1981'	#7674
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 25, 1981'	#7675

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'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 26, 1981'	#7676
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 28, 1981	#7678
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 29, 1981'	#7679
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 30, 1981'	#7680
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 31, 1981'	#7681
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 32, 1981'	#7682

be now read a First Time."

CARRIED

OPPOSED: ALDERMAN AST TO
BYLAWS #7662, #7668,
#7671, #7673
ALDERMAN BROWN TO
BYLAWS #7658, #7661
ALDERMAN DRUMMOND TO
#7658, #7661, #7662

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Road Closing Bylaw No. 4, 1981'	#7663
'Burnaby Lease Authorization Bylaw No. 1, 1981'	#7683

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 Road Closing Bylaw No. 4, 1981'	#7663
'Burnaby Lease Authorization Bylaw No. 1, 1981'	#7683

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT Item 10 of the Municipal Manager's Report No. 27, 1981, pertaining to Bylaw No. 7186 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

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The Municipal Manager recommended:

- (1) THAT Council approve the proposed cost sharing agreement to cover the requisite servicing of the subject site.
- (2) THAT Council approve the release of monies from the Capital Contingency Account to the Special Roads Project Account to cover the requisite services.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED

OPPOSED: ALDERMAN LEWARNE

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 bylaws

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 4, 1978'	#7186
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 1980'	#7624
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 2, 1981'	#7633"

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: ALDERMEN BROWN AND
DRUMMOND TO BYLAW
#7624
ALDERMAN LEWARNE TO
BYLAW #7186

The Council reconvened.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: ALDERMEN BROWN AND
DRUMMOND TO BYLAW
#7624
ALDERMAN LEWARNE TO
BYLAW #7186

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 4, 1978'	#7186
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 1980'	#7624
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 2, 1981'	#7633

be now read a third time."

CARRIED

OPPOSED: ALDERMEN BROWN AND
DRUMMOND TO BYLAW #7624
ALDERMAN LEWARNE TO
BYLAW #7186

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN STUSIAK:

"THAT Item 20, Municipal Manager's Report No. 27, 1981, pertaining to Bylaw No. 7566, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager recommended:

- (1) THAT Bylaw #7566 (Rezoning Reference #38/80 - southeast corner of Marlborough and Kingsway) be brought forward for Reconsideration and Final Adoption on 1981 June 15.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 22, 1976'	#6841
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 42, 1980'	#7566
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 1, 1981'	#7631
'Burnaby Budget Authorization Bylaw 1980, Amendment Bylaw 1981'	#7654
'Burnaby Road Closing Bylaw No. 3, 1981'	#7655
'Burnaby Noise or Sound Abatement Bylaw 1979, Amendment Bylaw 1981'	#7656

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

CARRIED UNANIMOUSLY

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 27, 1981 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) M. MacLean, Re: Protest dismissal of
Mr. Jack Hardman as Director of the
Burnaby Art Gallery

A letter dated 1981 May 22 was received protesting the dismissal of Mr. Jack Hardman as Director of the Burnaby Art Gallery.

Item 2, Municipal Manager's Report No. 27, 1981, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager provided a copy of a letter written by His Worship, Mayor Mercier, to Mrs. MacLean outlining Council's position relative to the dismissal of Mr. Jack Hardman as Director of the Burnaby Art Gallery.

The Municipal Manager recommended:

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- (1) THAT a copy of this report be sent to Mrs. M. MacLean, 735 - 1st Street, Burnaby, B.C., V3N 3S7.

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

- (b) Province of British Columbia, Ministry of
Municipal Affairs, Minister
Re: The Ministry of Municipal Affairs is now preparing new
legislation with respect to expropriation procedures

A telegram dated 1981 June 02 was received advising that the Ministry of Municipal Affairs is now preparing new legislation with respect to expropriation procedures. Basically, the legislation will provide for:

1. Different procedures for different property requirements.
2. A process of negotiation prior to expropriation.
3. Justification for expropriation.
4. Valuation for expropriation based on a date close to final settlement.

The Minister advised that he would appreciate it if Council would keep this initiative in mind as it considers the Inspector of Municipalities' report re the Mann expropriation.

- (c) United Church of Canada, British Columbia
Conference, Executive Secretary
Re: Resolution concerning lotteries

A letter dated 1981 June 01 was received requesting that Council adopt a resolution calling upon all levels of government in Canada to dissociate themselves from the degrading effects of lotteries, to phase lotteries out of Canadian way of life through legislation, and to withstand any attempts to introduce casinos, gambling institutions, and off-track betting.

- (d) City of Vancouver, City Clerk,
Re: Champlain Heights Road Closures -
Traffic accident problems

A letter dated 1981 June 02 was received advising that the Vancouver City Council at its meeting on Tuesday, 1981 May 26 had adopted the following motion relative to the intersection of Boundary Road and Rumble Street:

"That a temporary closure be implemented on the west side of Rumble Street at Boundary Road, only permitting right turns onto Boundary Road.

That the City Engineer report back in six to eight weeks on this closure and its effect on the traffic situation, particularly at Blake Street and Arbor Street."

- (e) Student Association of B.C. Institute of
Technology, V.P. Public Relations, B.C.I.T.
Shinerama Co-ordinator, Re: Shinerama '81
- Wednesday, 1981 September 23

A letter dated 1981 June 05 was received requesting permission for the Student Association of B.C. Institute of Technology to hold its "Shinerama '81" campaign in the Municipality of Burnaby on 1981 September 23.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

"THAT permission be granted to the Student Association of B.C. Institute of Technology to hold its annual fund raising campaign as requested."

CARRIED UNANIMOUSLY

- (f) Lower Mainland Municipal Association, President
Re: Annual General Membership Meeting -
Friday, 1981 June 19 at 18:30 h

A letter dated 1981 June 02 was received enclosing the agenda for the Annual General Membership Meeting of the Lower Mainland Municipal Association to be held at the Harrison Hot Springs Hotel on Friday, 1981 June 19 at 18:30 h.

The Honourable Hugh Curtis has accepted an invitation to address this meeting. A list of some of the topics of financial concern to L.M.M.A. members has been forwarded to the Minister with the expectation that he will address these concerns and will be prepared to answer questions "from the floor".

R E P O R T S

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

- (a) Traffic Safety Committee - Re: Traffic - Sprott Street

The Traffic Safety submitted a report regarding traffic on Sprott Street between the Freeway overpass and Canada Way.

The Traffic Safety Committee recommended:

- (1) THAT Marianne Baylis, 5976 Sprott Street, Burnaby, B.C., V5E 1V1 be sent a copy of this report.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

- (b) The Municipal Manager presented Report No. 27, 1981 on the matters listed following as Items 1 to 20 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Retirement - Mrs. Amy Graham

The Municipal Manager submitted a report from the Personnel Director concerning the retirement of Mrs. Amy Graham from employment with the Corporation on 1981 July 31 after nearly twenty-one years of service.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

2. Letter from Mrs. M. MacLean
7315 - 1st Street, Burnaby, B.C. V3N 3S7
Burnaby Art Gallery Association

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

3. Burnaby Lake Rugby Committee -
Application for "A" Liquor Licence

The Municipal Manager provided a report from the Parks and Recreation Administrator concerning a Class "A" Liquor Licence for the lounge in the Burnaby Lake Sports Complex Fieldhouse.

The Municipal Manager recommended:

- (1) THAT Council endorse the granting of a Class "A" licence to the Burnaby Lake Rugby Committee for the Burnaby Lake Fieldhouse Lounge.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

4. Local Court of Revision

The Municipal Manager submitted a report from the Local Improvement Program Assessor regarding the need to establish a meeting for the Local Court of Revision.

The Municipal Manager recommended:

- (1) THAT the Local Court of Revision sit at 19:00 h on Tuesday, 1981 October 06.
- (2) THAT the Local Improvement Program Assessor be advised accordingly.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

5. Burnaby Major Emergency Response Plan

The Municipal Manager submitted a report concerning the Burnaby Major Emergency Response Plan.

The Municipal Manager recommended:

- (1) THAT Council adopt the following resolution:

"WHEREAS by virtue of B.C. Reg. 465/59 made by Order in Council No. 892 pursuant to the Emergency Program Act, being chapter 106 of the Revised Statutes of British Columbia 1979, the Municipal Council may by resolution or by bylaw:

- (i) organize, establish and put into operation any plan or scheme for civil defence;
- (ii) co-operate with and make grants of money to any committee set up to undertake the organization and operation of civil defence;

- (iii) authorize any employee of the municipality to perform any services that the Council may deem to be in furtherance of any such plan or scheme of civil defence;
- (iv) acquire by purchase or otherwise fire, demolition, and other equipment or materials that the Council may deem necessary or useful for civil defence;
- (v) authorize the use of real property or any equipment or chattels belonging to the municipality for the furtherance of any such plan or scheme;
- (vi) authorize any employee of the municipality to demolish or remove any privately owned wall, building, structure, or works made dangerous to the public by enemy action or civil disaster;
- (vii) expend money for any of the purposes of civil defence either from general revenue or from any tax levy made under the provisions of the Civil Defence Act.

NOW THEREFORE BE IT RESOLVED:

THAT the Burnaby Major Emergency Response Plan is approved and established as the basis for co-ordination of emergency responses in the event of a civil disaster."

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

"THAT a copy of Item 5, Municipal Manager's Report No. 27, 1981 regarding the Burnaby Major Emergency Response Plan be forwarded to the Greater Vancouver Regional District and all Greater Vancouver Regional District Municipalities."

CARRIED UNANIMOUSLY

6. Parking Standards for High Rise Apartments

The Municipal Manager provided a report from the Director of Planning regarding parking standards for high rise apartments.

The Municipal Manager recommended:

- (1) THAT Council receive the report of the Planning Department and request the preparation of a bylaw by the Municipal Solicitor to permit the introduction of the proposed amendments, as described in Section "C" into the Burnaby Zoning Bylaw, and that these amendments be advanced to a Public Hearing on 1981 July 14.

The following is the proposed amendment to the Burnaby Zoning Bylaw:

<u>USE</u>	<u>REQUIRED PARKING SPACES</u>
(2) Multiple-family dwellings of:	
(b) 4 storeys or more	1.5 for each dwelling unit, which shall be provided as follows:
	(i) A minimum of 0.2 spaces per unit for visitor parking with at least 35 percent of these located at

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surface level. Visitor parking shall be clearly posted, easily located, safe and convenient to use, and not limited in its use by any security gates or fencing.

- (ii) A minimum of 0.04 spaces per unit for overheight recreational vehicles at an underground location convenient to the main parking garage entrance. A minimum height clearance of 10 feet shall be provided for such spaces and the entrances thereto.
- (iii) Up to 30 percent of the total required spaces may be provided for small car parking, with each space having minimum dimensions of 2.4 m (7.87 feet) in width and 4.8 m (15.75 feet) in length.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN BROWN:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LEWARNE:

"THAT subsection (ii), aforementioned, be referred back to staff for further investigation and a subsequent report to Council."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LEWARNE:

"THAT subsection (iii), aforementioned, be amended to read as follows:

'Up to 35 percent of the total required spaces may be provided for small car parking, with each space having minimum dimensions of 2.4 m (7.87 feet) in width and 4.8 m (15.75 feet) in length.'

CARRIED

OPPOSED: ALDERMEN AST AND BROWN

A vote was then taken on the original motion as moved by Alderman Drummond and seconded by Alderman Brown, "That the recommendation of the Municipal Manager be adopted", as amended, and same was CARRIED with Aldermen Ast and Brown opposed.

7. Subdivision Servicing Agreement
Subdivision Reference #39/80

The Municipal Manager provided a report from the Approving Officer concerning the proposed servicing agreement for Subdivision Reference #39/80.

The Municipal Manager recommended:

- (1) THAT Council authorize the preparation and execution of the servicing agreement for Subdivision Reference #39/80.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

8. Prerequisites for:
- (a) Rezoning Reference #65/80
Lot 42, Block 33, D.L. 95, Plan 1915
7240 - 17th Avenue
 - (b) Rezoning Reference #68/80
Lot 46, D.L. 95, Plan 1915
7280 - 17th Avenue
 - (c) Rezoning Reference #70/80
Lot 45, Block 32, D.L. 95, Plan 1915
7270 - 17th Avenue
-

This item was dealt with previously in the meeting in conjunction with Item 3.(k) - Bylaw No. 7668, Item 3.(n) - Bylaw No. 7671 and Item 3.(p) - Bylaw No. 7673.

The Council Meeting recessed at 21:05 h.

The Council Meeting reconvened at 21:20 h with Alderman Randall absent.

9. Proposed Sale of Public Property
Remainder of Lot 6, Block 15, D.L. 97, Group 1,
Plan 3912, Except North 40 feet
7092 McPherson Avenue
-

The Municipal Manager provided a report from the Municipal Solicitor regarding the proposed sale of the subject property.

The Municipal Manager recommended:

- (1) THAT the portion of Lot 6 of Block 15, D.L. 97, Group 1, Plan 3912 - 7092 McPherson Avenue, not required for the widening of Beresford Street, be sold subject to consolidation with the property to the north for the sum of \$3.00 per square foot. Final area to be determined by legal survey.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

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

CARRIED

OPPOSED: ALDERMEN AST,
DRUMMOND AND STUSIAK

10. Rezoning Reference #48/77 - R.C.M.P. Highway Patrol Facility
Lots 7 and 8 of Lot 11, Block 2, D.L. 14, Plan 12158
7103 Cariboo Road and 9060 Stormont Avenue
From: Small Holdings District (A2)
To: Comprehensive Development District (CD) (Using P2
Administration & Assembly District Guidelines)
-

This item was dealt with previously in the meeting in conjunction with Item 3.(aa) - Bylaw No. 7186.

11. Proposed Right-of-Way Agreement with B.C. Hydro
Subdivision Reference #118/75 - Burnaby 200
-

The Municipal Manager provided a report from the Director of Planning concerning a B.C. Hydro right-of-way agreement in Subdivision Reference #118/75 - Burnaby 200.

The Municipal Manager recommended:

- (1) THAT Council authorize the granting of easements to B.C. Hydro and Power Authority to protect their facilities as outlined in the Director of Planning's report.

- (2) THAT Council authorize the execution of the easement agreement which has been prepared by B.C. Hydro, by the Municipal Clerk on behalf of the Corporation.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

12. Rezoning Reference #73/81
Andy Johnson Residence

This item was dealt with previously in the meeting in conjunction with Item 3.(f) - Bylaw No. 7662.

13. Contract #8109 BNR Grade Separation - Earthworks

The Municipal Manager provided a report from the Purchasing Agent regarding tenders for Contract #8109 - BNR Grade Separation - Earthworks.

The Municipal Manager recommended:

- (1) THAT the lowest tender in the amount of \$1,119,725.00 submitted by Miller Contracting Limited be accepted, with final payment based on actual quantities and unit prices tendered.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED

OPPOSED: ALDERMEN BROWN
AND DRUMMOND

14. Rezoning Reference #13/80

Application for the rezoning of:

Lots 122 and 123, D.L. 32, Plan 34705, Lots 6 and 7, Block 22,
D.L. 32, Plan 1733

From: Residential District (R5)

To: Comprehensive Development District (CD), utilizing
RM2 guidelines

5007, 5019 and 5037 Sanders Street and 6163 Marlborough Avenue

The Municipal Manager recommended:

- (1) THAT Council authorize the introduction of a Road Closing Bylaw, according to the terms outlined in Section 3.1 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 June 29 and to a Public Hearing on 1981 July 14 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 completion of the requisite Road Closing Bylaw as outlined in Section 3.1 of the Director of Planning's report.
- (i) The retention of the large existing conifer tree on the south edge of 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 3.3 of the Director of Planning's report.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

15. Rezoning Reference #49/80
Canada Way/Laurel Community Plan 8
Area Proposed 45 Unit Apartment Unit

Application for the rezoning of:

Lot 4, W $\frac{1}{2}$ of 5, E $\frac{1}{2}$ of 5, 6, 7, 8, 9, 10, Block 2,
D.L. 680, Plan 980

From: Service Commercial District (C4)
To: Comprehensive Development District (CD)
(Based upon RM3 District Guidelines)

The Municipal Manager recommended:

- (1) THAT Council request that a Highway Exchange Bylaw be prepared to exchange a portion of the redundant Laurel Street road right-of-way for a required widening along Canada Way as outlined in Section 3.4 of the Director of Planning's report.

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- (2) THAT Council receive the report of the Planning Department and request that a rezoning bylaw be prepared, and that the rezoning be advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14, 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 if required. 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 undergrounding of existing overhead wiring abutting the site along Canada Way.
 - (e) 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.
 - (f) The consolidation of the net project site into one legal parcel.
 - (g) The granting of any necessary easements.
 - (h) The dedication of any rights-of-way deemed requisite.
 - (i) The provision of a public pedestrian walkway easement from the east end of the site to Laurel Street and the construction of a concrete walk to the approval of the Municipal Engineer.
 - (j) The retention of as many existing mature trees as possible on the site. A tree survey will be required.
 - (k) The approval of the Ministry of Transportation and Highways to the rezoning application.
 - (l) All applicable condominium guidelines as adopted by Council shall be adhered to by the applicant.
 - (m) The deposit of a levy of \$1,125 per unit to go towards the acquisition of proposed neighbourhood parks.
 - (n) The Environmental Health Department has indicated that a noise study will be required to be conducted by a qualified Acoustical Engineer. The developer will be required to insure that the design of the building incorporates adequate noise protection measures.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT Section 3.5 of the Director of Planning's report be amended by the addition of the following words:

'The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.'

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STUSIAK:

"THAT the last sentence in prerequisite (j), 'A tree survey will be required', be deleted from this prerequisite."

CARRIED

OPPOSED: ALDERMEN AST,
DRUMMOND AND LAWSON

A vote was then taken on the original motion as moved by Alderman Ast and seconded by Alderman Brown, "That the recommendations of the Municipal Manager be adopted", as amended, and same was CARRIED UNANIMOUSLY.

16. Rezoning Applications

The Municipal Manager provided a report from the Director of Planning for this group of rezonings on Tuesday, 1981 July 14, except where noted otherwise in the individual reports.

The Municipal Manager recommended:

- (1) THAT Council set a Public Hearing for this group of rezonings on Tuesday, 1981 July 14, except where noted otherwise in the individual reports.
- (2) THAT Council approve the rescheduling of the 1981 August Public Hearing date from 1981 August 18 to Tuesday, 1981 August 25 at 19:30 h.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

"THAT recommendation no. 1, aforementioned, be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

"THAT the Public Hearing proposed for Tuesday, 1981 August 25 at 19:30 h be rescheduled to Wednesday, 1981 September 09 at 19:30 h."

CARRIED UNANIMOUSLY

Item #1, RZ #16/81

Application for the rezoning of:

Lot A, Exc. Pcl. 1, Ref. Pl. 29411, Block 11, D.L. 10, Plan 3320

From: Small Holdings District (A2)
To: Light Industrial District (M5)

6750 Cariboo Road

The Municipal Manager recommended:

- (1) THAT Council not give favourable consideration to this rezoning request.

1981 June 15

- (2) THAT Council abandon Rezoning Reference #38/79, Bylaw Amendment Bylaw No. 9, 1980.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STUSIAK:

"THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h."

MOTION DEFEATED

OPPOSED: MAYOR MERCIER,
ALDERMEN AST, DRUMMOND
AND LAWSON

The votes being equal for and against the question, the motion was declared negatived and LOST.

Item #2, RZ #35/81

Application for the rezoning of:

Lot 34, D.L. 75, Plan 30381

From: General Industrial District (M2)

To: Truck Terminal District (M6)

2864 Norland Avenue

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 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 for the consolidated site as described in Section 3.3 of the Director of Planning's report.
 - (b) The consolidation of the net project site into one legal parcel.
 - (c) 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.
 - (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 submission of an undertaking to terminate all existing non-conforming uses from the site upon the completion of rezoning as described in Section 3.3 of the Director of Planning's report.
 - (h) The approval of the Ministry of Transportation and Highways to the rezoning application.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

Item #3, RZ #48/81

Application for the rezoning of:

Lot 102, D.L. 142/143, Plan 57820

From: Heavy Industrial District (M3)
To: Comprehensive Development District (CD)
(based upon RM1 guidelines)

8140 Shellmont Street

The Municipal Manager recommended:

- (1) THAT Council authorize the Planning Department to work with the rezoning applicant towards a suitable plan of development in accordance with the terms of the Director of Planning's report on the understanding that a more detailed report will be submitted at a later date.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

Item #4, RZ #49/81

Application for the rezoning of:

Lot 82, D.L. 148, Plan 51478

From: Small Holdings District (A2)
To: Comprehensive Development District (CD)

8751 Broadway

The Municipal Manager recommended:

- (1) THAT Council authorize the Planning Department to work with the rezoning applicant towards a suitable plan of development in accordance with the terms of the Director of Planning's report on the understanding that a more detailed report will be submitted at a later date.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

Item #5, RZ #68/81

Application for the rezoning of:

Lots 37, 38, 39, 40, 41, D.L. 4, Plan 24746

From: Small Holdings District (A2)
To: Comprehensive Development District (RM3 Guidelines)

9230, 9240 Cameron Street, 3410, 3430 and 3440 Bell Avenue

1981 June 15

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 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. Servicing design must be approved prior to final adoption of this bylaw.
 - (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 retention of as many existing mature trees as possible on the site.
 - (i) All applicable condominium guidelines as adopted by Council shall be adhered to by the applicant.
 - (j) The deposit of a levy to go towards the acquisition of proposed neighbourhood parks as outlined in Section 4.5 of the Director of Planning's report.
 - (k) The undergrounding of existing overhead wiring abutting the site along Bell Avenue.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

17. Rezoning Applications
R9 Residential District Rezoning
Applications/Introductory Report

The Municipal Manager provided a report from the Director of Planning concerning R9 rezoning applications.

The Municipal Manager recommended:

1981 June 15

- (1) THAT Council establish Tuesday, 1981 July 14 as the Public Hearing date for those R9 rezoning applications recommended for forwarding in the following individual reports.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

Item #1, RZ #81/80

Application for the rezoning of:

Lot 15, D.L. 120, Plan 10100

From: Residential District (R5)

To: Residential District (R9)

4290/4292 Graveley Street

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of rezoning:
 - (a) The satisfaction of all necessary subdivision requirements.
 - (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item #2, RZ #86/80

Application for the rezoning of:

Lot "D", Block 8, D.L. 32, Plan 11566

From: Residential District (R5)

To: Residential District (R9)

Address: 5977 McMurray Avenue

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all necessary subdivision requirements.
 - (b) The dedication of a portion of the subject property for a future cul-de-sac on McMurray Avenue.

- (c) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item #3, RZ #87/80

Application for the rezoning of:

Lot 13, Block 11, D.L. 116, Plan 2223

From: Residential District (R5)
To: Residential District (R9)

3911 Venables Street

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of rezoning:
- (a) The satisfaction of all necessary subdivision requirements.
- (b) A parks acquisition levy is applicable to this development. The currently applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item #4, RZ #88/80

Application for the rezoning of:

Lot "D", Block 19, D.L. 68, Plan 11093

From: Residential District (R4)
To: Residential District (R9)

3872 Spruce Street

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:

1981 June 15

- (a) The satisfaction of all necessary subdivision requirements.
- (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item #5, RZ #89/80

Application for the rezoning of

Lot 19, D.L. 74 N¹/₂, Plan 2603

From: Residential District (R5)
To: Residential District (R9)

5494 Manor Street

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all necessary subdivision requirements.
 - (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.
 - (c) The submission of a letter of undertaking to guarantee that the owner will enter into a Restrictive Covenant under Section 215 of the Land Title Act to ensure that any access to the future lots will be taken via the lane to the rear. The preparation and execution of the covenant will be undertaken as a condition of final subdivision approval.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item #6, RZ #92/80

Application for the rezoning of:

Lot C of 35, Block 1, D.L. 158, Plan 13154

From: Residential District (R5)
To: Residential District (R9)

7649 McGregor Avenue

1981 June 15

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all necessary subdivision requirements.
 - (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item #7, RZ #97/80

Application for the rezoning of:

Lot 54, D.L. 25, Plan 25460

From: Residential District (R5)
To: Residential District (R9)

7651 Cumberland Street

The Municipal Manager recommended:

- (1) THAT Council not give favourable consideration to the rezoning request to permit the creation of three R9 lots as proposed.
- (2) THAT Council give favourable consideration to the proposal to rezone only a portion of the site to the R9 District as described in Section 3.3 of the Director of Planning's report and that a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all subdivision requirements.
 - (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

1981 June 15

Item #8, RZ #98/80

Application for the rezoning of:

Lot 8, S.D. 1, Block 3, D.L. 206, Plan 19483

From: Residential District (R5)
To: Residential District (R9)

725 Sperling Avenue

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all subdivision requirements.
 - (b) The submission of a letter of undertaking to guarantee that the owner will enter into a Restrictive Covenant under Section 215 of the Land Title Act to ensure that any access to the future lots will be taken via the lane to the rear. The preparation and execution of the covenant will be undertaken as a condition of final subdivision approval.
 - (c) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

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

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN LAWSON:

"THAT a truncation be taken on the southwest corner of the subject property if the Director of Planning deems it necessary."

CARRIED UNANIMOUSLY

A vote was then taken on the original motion as moved by Alderman Stusiak and seconded by Alderman Lawson, "That the recommendation of the Municipal Manager be adopted", as amended, and same was CARRIED UNANIMOUSLY.

Item #9, RZ #99/80

Application for the rezoning of:

Lot 41, Block 62, D.L. 188, Plan 15518

From: Residential District (R5)
To: Residential District (R9)

12 S. Gamma Avenue

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:

1981 June 15

- (a) The satisfaction of all subdivision requirements.
- (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item #10, RZ #101/80

Application for the rezoning of:

Lot "A", Block 29, D.L. 122, Plan 10892

From: Residential District (R5)

To: Residential District (R9)

921 Delta Avenue

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all subdivision requirements.
 - (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item #11, RZ #104/80

Application for the rezoning of:

Lot 4, Block 9, D.L. 76, Plan 1885

From: Residential District (R5)

To: Residential District (R9)

5738 Hardwick Street

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:

1981 June 15

- (a) The satisfaction of all subdivision requirements.
- (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item #12, RZ #106/80

Application for the rezoning of:

Lot 14, Block 5, D.L. 97, Plan 2332

From: Residential District (R5)

To: Residential District (R9)

7595 Elwell Street

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all subdivision requirements.
 - (b) The submission of a letter of undertaking to guarantee that the owner will enter into a Restrictive Covenant under Section 215 of the Land Title Act to ensure that any access to the future lots will be taken via the lane to the rear. The preparation and execution of the covenant will be undertaken as a condition of final subdivision approval.
 - (c) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STUSIAK:

"THAT prerequisite (b), aforementioned, be deleted as a prerequisite to the completion of this rezoning."

CARRIED

OPPOSED: ALDERMAN DRUMMOND

A vote was then taken on the original motion as moved by Alderman Stusiak and seconded by Alderman Lawson, "That the recommendation of the Municipal Manager be adopted", as amended, and same was CARRIED UNANIMOUSLY.

Item #13, RZ #108/80

Application for the rezoning of:

Lot 1, D.L. 25, Plan 13830

From: Residential District (R5)
To: Residential District (R9)

8289 12th Avenue

The Municipal Manager recommended:

- (1) THAT Council not give favourable consideration to the proposed three lot R9 subdivision as requested.
- (2) THAT Council give favourable consideration to the proposed two lot R9 subdivision.
- (3) THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all subdivision requirements.
 - (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN LAWSON:

"THAT the Director of Planning take into consideration the future development of Newcombe Street when the subdivision associated with Rezoning Reference #108/80 is being considered."

CARRIED UNANIMOUSLY

Item #14, RZ #84/80

Application for the rezoning of:

Lot 3, Block 20, D.L. 116, Plan 1439

From: Residential District (R5)
To: Residential District (R9)

4040 Parker Street

The Municipal Manager recommended:

- (1) THAT Council not give favourable consideration to the rezoning request for three 10 m (33 foot) lots.

1981 June 15

- (2) THAT a rezoning bylaw, based on the creation of two single family dwelling lots, be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
- (a) The satisfaction of all necessary subdivision requirements.
 - (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.
 - (c) The submission of a letter of undertaking to guarantee that the owner will enter into a Restrictive Covenant under Section 215 of the Land Title Act to ensure that any access to the proposed lots will be taken via the lane to the rear.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT Council give favourable consideration to the rezoning request for three 10 m (33 foot) lots."

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN LAWSON:

"THAT further consideration of Rezoning Reference #84/80 be referred back to the Planning Department for additional information and a subsequent report to Council."

OPPOSED: MAYOR MERCIER,
ALDERMEN AST,
EMMOTT AND LEWARNE

The votes being equal for and against the question, the motion was declared negatived and LOST.

A vote was then taken on the original motion as moved by Alderman Stusiak and seconded by Alderman Lewarne, "That Council give favourable consideration to the rezoning request for three 10 m (33 foot) lots", and same was CARRIED with Aldermen Ast, Drummond and Lawson opposed.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT the prerequisites outlined in Section 4.2 (a), (b) and (c) of the Director of Planning's report be established as prerequisites to the completion of Rezoning Reference #84/80."

CARRIED UNANIMOUSLY

Item #15, RZ #91/80

Application for the rezoning of:

Lots B, C, Block 11, D.L. 30, Plan 13590

From: Residential District (R5)

To: Residential District (R9)

7576 and 7594 Elwell Street

The Municipal Manager recommended:

1981 June 15

- (1) THAT Council not give favourable consideration to the rezoning request for the creation of five single family lots.
- (2) THAT a rezoning bylaw, based on the creation of two single family dwelling lots on each of the subject properties, be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all necessary subdivision requirements.
 - (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.
 - (c) The submission of a letter of undertaking to guarantee that the owner will enter into a Restrictive Covenant under Section 215 of the Land Title Act to ensure that all access to the proposed lots will be taken via the lane to the rear.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STUSIAK:

"THAT prerequisite (c), aforementioned, be deleted as a prerequisite to the completion of the rezoning."

CARRIED

OPPOSED: ALDERMAN DRUMMOND

A vote was then taken on the original motion as moved by Alderman Stusiak and seconded by Alderman Lawson, "That the recommendations of the Municipal Manager be adopted", as amended, and same was CARRIED UNANIMOUSLY.

Item #16, RZ #94/80

Application for the rezoning of:

A portion of Lot 19, Ex. Pcl. "A",
(Ref. Pl. 25860 F), D.L. 30, Plan 3036

From: Residential District (R5)

To: Residential District (R9)

7087 Canada Way

The Municipal Manager recommended:

- (1) THAT Council not give favourable consideration to the rezoning request to permit the creation of four R9 lots.
- (2) THAT Council give favourable consideration to rezoning only the front portion of the site to the R9 category for the creation of two single family dwelling lots and that a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h and that the following be established as prerequisites to the completion of the rezoning:
 - (a) The satisfaction of all necessary subdivision requirements.

1981 June 15

- (b) A parks acquisition levy is applicable to this development. The current applicable levy is \$521.00/unit. The levy amount may be altered upon consideration by Council of a report currently under preparation which reviews the applicable levies. If Council adopts a new levy amount prior to final adoption of the bylaw associated with this development it is proposed that the new amount would be applicable.
- (c) The dedication of any necessary rights-of-way.
- (d) The submission of a letter of undertaking to guarantee that the owner will enter into a Restrictive Covenant under Section 215 of the Land Title Act to ensure that the lane is dedicated, constructed and utilized for vehicular access to the proposed lots.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

"THAT the Approving Officer consider that a Lot 2 be created in a manner that it would be sufficient for either a single family or duplex requirement under the R5 guidelines."

CARRIED UNANIMOUSLY

Item #17, RZ #83/80
Application for the rezoning of:
Lot 11 Ex. Pcl. A, Expl. Pl. 10496,
Block 91, D.L. 127, Plan 4953

From: Residential District (R4)
To: Residential District (R9)

5080 Empire Drive

The Municipal Manager recommended:

- (1) THAT Council not give favourable consideration to this rezoning request.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LEWARNE:

"THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h."

OPPOSED: MAYOR MERCIER,
ALDERMEN AST,
DRUMMOND AND LAWSON

The votes being equal for and against the question, the motion was declared negatived and LOST.

Item #18, RZ #95/80

Application for the rezoning of:

Lot 1, Block 20, N¹/₂, D.L. 32, Plan 1310

From: Residential District (R4)
To: Residential District (R9)

5960 Nelson Avenue

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The Municipal Manager recommended:

- (1) THAT Council not give favourable consideration to this rezoning request.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN LAWSON:

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

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 a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h."

CARRIED

OPPOSED: ALDERMEN AST,
DRUMMOND AND LAWSON

Item #19, RZ #96/80

Application for the rezoning of:

Lot 11, Block 27, D.L. 53, Plan 3037

From: Residential District (R5)
To: Residential District (R9)

7176 Stride Avenue

The Municipal Manager recommended:

- (1) THAT Council not give favourable consideration to this rezoning request.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LEWARNE:

"THAT a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14 at 19:30 h."

MOTION DEFEATED

OPPOSED: MAYOR MERCIER,
ALDERMEN AST, BROWN,
DRUMMOND AND LAWSON

Item #20, RZ #102/80

Application for the rezoning of:

A portion of Lot 14, S.D. 7, Block 2, D.L. 207, Plan 4032

From: Residential District (R4)
To: Residential District (R9)

7391 Curtis Street

The Municipal Manager recommended:

1981 June 15

- (1) THAT Council not give favourable consideration to this rezoning request.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT this Council Meeting continue past 22:30 h."

CARRIED UNANIMOUSLY

18. Rezoning Reference #57/80
Still Creek Street Area

Application for the rezoning of:

4150 - 4390 Still Creek Street, 2661 and 2750 Summer Avenue and
2651 and 2761 Willingdon Avenue

From: Manufacturing District (M1) and (M2)

To: Comprehensive Development District (CD)

(Based upon the M5 District Guidelines for the Light
Industrial/Office portion of the project, C3 District
Guidelines for the hotel site.

The Municipal Manager recommended:

- (1) THAT Council authorize the introduction of the necessary road exchange bylaws within this site according to the terms outlined in Section 3.4 of the Director of Planning's report, contingent upon the granting by Council of First and Second Readings of the subject rezoning bylaw.
- (2) THAT the development concept as a whole be accepted as a community plan guideplan for development of the lands under Comprehensive Development Zoning.
- (3) THAT Council request that a rezoning bylaw be prepared and advanced to First Reading on 1981 June 29 and to a Public Hearing on 1981 July 14, and that the following be established as pre-requisites 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 consolidation of the net project site into one legal parcel or with an approved subdivision pattern.
 - (e) The granting of any necessary easements.

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- (f) The dedication of any rights-of-way deemed requisite.
- (g) The provision of a public pedestrian walkway system within the Still Creek park/trail area and through the site, including the provision of any necessary easements.
- (h) The completion of the requisite Road Closing Bylaws as outlined in Section 3.4 of the Director of Planning's report.
- (i) The retention of as many existing mature trees as possible on the site.
- (j) The provision of a landscaped development within the Still Creek park/trail area, including the maintenance of the existing watercourse in an open condition over the subject site in its existing alignment, to the approval of the Municipal Engineer.
- (k) The approval of the Ministry of Transportation and Highways to the rezoning application.
- (l) Applicant's schedule for the construction staging of the subject proposal.
- (m) The undergrounding of existing overhead wiring abutting the site.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

19. Renegotiated lease rate for a parking lot
Canadian Imperial Bank of Commerce
Lot 5, Block 7, D.L. 32, Group 1, Plan 1229, N.W.D.
6278 McMurray Avenue

The Municipal Manager provided a report from the Municipal Solicitor regarding the renewal of a lease for a parking lot on the subject property.

The Municipal Manager recommended:

- (1) THAT Lot 5, Block 7, D.L. 32, Group 1, Plan 1229, N.W.D. be leased to the Canadian Imperial Bank of Commerce at a revised annual rental of \$7,000.00 payable in advance, for the remaining five (5) year lease period and in accordance with the terms and conditions as set out in the existing lease agreement.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

20. Rezoning Reference #38/80
Lots 18 and 19, Exc. M.16 ft and 20,
Block 30, D.L. 152, Plan 1520, Bylaw No. 7566

This item was dealt with previously in the meeting in conjunction with Item 3.(ddi) - Bylaw No. 7566.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

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The Council reconvened.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

E N Q U I R I E S

ALDERMAN EMMOTT:

Alderman Emmott enquired what was being done to bring the per diem rates for members of Council into line with today's costs.

Alderman Stusiak replied that a report in this respect would be available to Council in approximately two weeks.

ALDERMAN BROWN:

Alderman Brown noted that a burned out building at McKay and Kingsway and house on the west side of McKay Avenue, five houses up from Kingsway, were extremely unsightly.

It was agreed that staff would look into the situation of concern to Alderman Brown.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY


The regular Council Meeting adjourned at 23:10 h.

Confirmed:

Certified Correct:



MAYOR



DEPUTY MUNICIPAL CLERK