

ITEM	14
MANAGER'S REPORT NO.	23
COUNCIL MEETING	1982 04 05

RE: LETTER FROM RENTAL HOUSING COUNCIL OF B.C. WHICH APPEARED ON THE
AGENDA FOR THE 1982 MARCH 22 MEETING OF COUNCIL (ITEM 4g)
REFUSE SERVICE FOR RENTAL APARTMENTS

MUNICIPAL MANAGER'S RECOMMENDATION:

1. THAT the recommendation of the Director Engineering be adopted.

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TO: MUNICIPAL MANAGER

82 04 01

FROM: DIRECTOR ENGINEERING

SUBJECT: REFUSE SERVICE FOR RENTAL APARTMENTS

RECOMMENDATION:


1. THAT a copy of this report be sent to the Rental Housing Council of B.C., 104 - 2078 West Fourth Avenue, Vancouver, B.C., V6J 1M9.

REPORT:

Council, at its meeting of 82 03 22, received a letter from the Rental Housing Council of B.C. requesting the provision of refuse services for rental apartment buildings on the same basis as the service provided to single family and strata title land uses. Copy of that letter is attached.

We have done some work in determining the various ramifications to Burnaby of providing the refuse services requested by the Rental Housing Council of B.C. There is a need, however, for further discussions with other Municipal Departments concerning possible alternatives and for this reason we will not be able to submit a final report on this subject for approximately two months.

EEO/ch

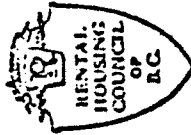

DIRECTOR ENGINEERING

c.c. () Treasurer
() Legal and Lands Department

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CORRESPONDENCE AND PETITIONS
Regular Council Meeting
1982 March 22

145



Rental Housing Council of B.C.

TELEPHONE (604) 733-8213

104-2078 WEST FOURTH AVENUE
VANCOUVER, B.C. V6J 1M9

March 3, 1982

The Corporation of the District of Burnaby,
Attention of the Mayor & Council,
BURNABY, B.C.

RE: BURNABY REFUSE BYLAW and

COLLECTION OF GARBAGE FROM RENTAL APARTMENT BUILDINGS

In the name of owners of rental apartment buildings in Burnaby Municipality, we wish to advise you that your garbage bylaw discriminates against owners and occupiers, is unreasonable and ultra vires of the Municipal Act, R.S.B.C. 1960, c. 255, as amended and particularly s.534.

This is because of a court decision made in Victoria, B.C. as follows:

CASE BEFORE THE HONORABLE MR. JUSTICE L. G. MCKENZIE
SUPREME COURT OF BRITISH COLUMBIA

ELSIE WEDMAN, petitioner

and

THE CORPORATION OF THE CITY OF VICTORIA, respondent

Heard August 2, 1979

Filed in Vancouver Registry Aug 10/79 and 'reported'
as BCD CIV 2937-02.

Specifically, the following owners join our petition on behalf of the owners in the Municipality:

- A) Harbour View, 7191 Barnett - 26 suites - Jordan Dev. Corp. Ltd.
- B) Springer Manor, 5190 E. Hastings - 14 suites - Downs, Sharpley & Co.
Court Apts, 7576 Humphries E. - 18 suites - Downs, Sharpley & Co.
Centennial Apts, 5336 E. Hastings - 33 suites - Downs Sharpley & Co.
- C) Holdom Place, 281 S. Holdon - 90 suites - Garden Construction Ltd.

We would like an opportunity to meet with appropriate designated members of your staff and discuss ways and means of providing garbage collection to all rental apartment buildings on the same basis as service is being provided to single family homes and strata title (condominiums) in Burnaby.

Yours truly,

J. Hayes

J. Hayes, Executive Director

JLH/hb

Representing over 150,000 rental units in British Columbia

- AGENDA 1982 MARCH 22

- COPY - MANAGER

- SOLICITOR

- DOWNS SHARPLEY & CO (FOR REPORT)

RECEIVED

FILE: 1745

1982 MAR 3

MAYOR'S OFFICE