

1983 MAY 24

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Tuesday, 1983 May 24 at 19:00 h.

PRESENT: Mayor W.A. Lewarne (In the Chair)
Alderman D.N. Brown
Alderman T.W. Constable
Alderman D.P. Drummond
Alderman A.H. Emmott
Alderman D.A. Lawson
Alderman G.H.F. McLean
Alderman E. Nikolai
Alderman V.V. Stusiak

STAFF: Mr. M.J. Shelley, Municipal Manager
Mr. J.E. Fleming, Director Administrative and Community Services
Mr. E.E. Olson, Director Engineering
Mr. A.L. Parr, Director Planning and Building Inspection
Mr. C.A. Turpin, Deputy Municipal Clerk
Mrs. M. Pasqua, Committee Secretary

M I N U T E S

The minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1983 May 16 came forward for adoption.

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN DRUMMOND:

"THAT the minutes of the regular Council Meeting and Caucus Meeting 'In Camera' held on 1983 May 16 be now adopted."

CARRIED UNANIMOUSLY

P R O C L A M A T I O N

- (a) His Worship, Mayor Lewarne, issued the following proclamation in recognition of "Canadian Environment Week":

"NOW THEREFORE I, WILLIAM A. LEWARNE, MAYOR OF THE DISTRICT OF BURNABY, DO HEREBY PROCLAIM the week of 1983 June 05 to 1983 June 11, as

'CANADIAN ENVIRONMENT IN BURNABY, BRITISH COLUMBIA WEEK'

D E L E G A T I O N

The following wrote requesting an audience with Council:

- (a) John Coburn, 1983 May 11, Re: Decision made regarding Community Plans Five and Ten, specifically Apartment Study Area "G"
Spokesman - John Coburn

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN McLEAN:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- (a) Mr. John Coburn, 3030 Carina Place, then addressed the members of Council regarding Community Plan Five and Ten, Apartment Study Area "G". The text of Mr. Coburn's presentation is contained hereunder:

"At the Council Meeting of May 9th 1983 Council approved the recommendation to adopt the adjusted Community Plans Five and Ten as outlined in Diagram F, Sketch 1, page 142, of the agenda for the May 9th meeting. In discussions

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relating to this recommendation a number of issues were raised; the issue of property having to be acquired and the issue of a playing field being built adjacent to the recreation centre. I have no quarrel with any sound rational decision this Council has made, but what I cannot understand is why this piece of road needs to be built. I don't feel that this road the way it is would encourage any additional through traffic and that is good. Beaverbrook is quite an adequate road for a local collector and having no extension will have the same affect, it will not change anything if that extension is not built. There are playing fields at the Stoney Creek Community School and Cameron School which are under-utilized at this time. There is a new park being developed on the Keswick site and we have Bell Park, and all these are within the planning area. If we need another park or another playing field it could be developed without the road. As a matter of fact you would most probably get a better park site without the road. In conclusion, the question I have is why would we want to spend money on a road with no readily apparent purpose?"

His Worship, Mayor Lewarne, then introduced and welcomed to tonight's Council Meeting Ms. Rosemary Brown, Member of the Legislative Assembly of the Province of British Columbia, representing the Burnaby-Edmonds constituency.

B Y L A W S

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN CONSTABLE:

"THAT

'Burnaby Lease Authorization Bylaw No. 3, 1983'

#8060

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN CONSTABLE:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN CONSTABLE:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN CONSTABLE:

"THAT

'Burnaby Lease Authorization Bylaw No. 3, 1983'

#8060

be now read three times."

CARRIED UNANIMOUSLY

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MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN CONSTABLE:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 1982'	#7954
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 73, 1982'	#8005
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 6, 1982'	#8030
'Burnaby Lease Authorization Bylaw No. 1, 1983'	#8051
'Burnaby Street and Traffic Bylaw 1961, Amendment Bylaw No. 1, 1983'	#8059

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 McLEAN:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 37, 1983 May 24, which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) Beaver Electrical Machinery Ltd.,
S. Nosella, Re: Byrne Road

A letter dated 1983 May 10 was received whereby the writer advised that the condition of Byrne Road from Marine Way south is deplorable. The writer suggested that as a temporary measure the road be resurfaced as was done between Marine Way and Marine Drive with the knowledge that there are plans to move the creek and upgrade Byrne Road at sometime in the future.

Item 3, Municipal Manager's Report No. 37, 1983 May 24, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager submitted a report from the Director Engineering written in response to the letter received from Beaver Electrical Machinery Ltd., advising that it is the municipality's intention to overlay the section of Byrne Road from Marine Way to the south as part of the 1983 Street and Lane Rehabilitation Program. This paving project will be undertaken with the knowledge that the work is a temporary remedial measure.

The Municipal Manager recommended:

- (1) THAT Beaver Electrical Machinery Ltd., 7440 Lowland Drive, Burnaby, B.C., V5J 5A4 be sent a copy of this report.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

- (b) Multiple Sclerosis Society of Canada, British Columbia
Division, President, Re: Permission to hold MS Carnation
Day - Thursday through Saturday, 1984 May 10 - May 12

A letter dated 1983 May 09 was received from the Multiple Sclerosis Society of Canada, British Columbia Division, requesting permission to hold MS Carnation Day from Thursday, 1984 May 10 through Saturday, 1984 May 12 inclusive.

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN STUSIAK:

"THAT this item of correspondence be tabled for placement upon a suitable 1984 Council agenda in order that the matter may be dealt with by the Council of that day."

CARRIED UNANIMOUSLY

- (c) Lower Mainland Municipal Association, Secretary Treasurer,
Re: Lower Mainland Municipal Association Airport Committee

A letter dated 1983 May 10 was received advising of the appointments to the Lower Mainland Municipal Association Airport Committee.

- (d) Lower Mainland Municipal Association, Secretary Treasurer,
Re: Lower Mainland Municipal Association Dyking Committee

A letter dated 1983 May 10 was received advising of the appointments to the Lower Mainland Municipal Association Dyking Committee.

- (e) Lower Mainland Municipal Association, Secretary Treasurer,
Re: Lower Mainland Municipal Association Annual General Meeting
- Thursday, 1983 June 02 - 17:30 h - Kinsmen Community Building,
2175 Coquitlam Avenue, Port Coquitlam, B.C.

A letter dated 1983 May 10 was received enclosing a copy of the notice of meeting, agenda and agenda material for the Annual General Meeting of the Lower Mainland Municipal Association to be held on Thursday, 1983 June 02 at 17:30 h at the Kinsmen Community Building, 2175 Coquitlam Avenue, Port Coquitlam, B.C.

- (f) Province of British Columbia, Ministry
of Municipal Affairs, Minister,
Re: New variable tax rate system

A letter dated 1983 May 10 was received from the Minister of Municipal Affairs confirming the government's intention, with respect to the new variable tax rate system, to present enabling legislation at the earliest opportunity. The legislation will be retroactive to the full extent necessary to authorize the use of the variable tax rates in 1983.

- (g) J.A.C. Burman, Petition from residents of housing units
along 5800, 5900 blocks Kincaid Street and along Godwin
Avenue from Sprott Street to Kincaid Street, Re: Car
parking accommodation for residents and visitors

A letter dated 1983 May 14 was received attaching a petition containing one hundred and five (105) signatures of residents of housing units in the 5800 and 5900 blocks Kincaid Street and the residents of Godwin Avenue between Sprott Street and Kincaid Street. The text of the petition is contained hereunder:

"INSOFAR AS the total number of resident and transient automobiles in the above-mentioned area is normally in excess of the available street parking even when all housing unit parking lots are full and EVEN WHEN THE UNDEVELOPED SIDE OF GODWIN STREET ACCOMMODATES THE MAXIMUM POSSIBLE NUMBER OF CARS THROUGH THE USE OF ANGLE PARKING;

AND WHEREAS angle parking on that side of Godwin Street has been the custom for more than five years, during which time no notice or signs have been posted or mailed to warn residents of any changes in the leniency that has been extended in this matter for the past five to eight years;

AND WHEREAS the undeveloped state of this (east) side of Godwin Street does not lend itself to pedestrian traffic so that changing from angle to parallel parking at this time can serve no purpose other than to further congest the traffic;

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AND WHEREAS the laws of use and custom provide buffet against sudden and unwarranted dislocation of such usage without proper and appropriate notification and substitution;

AND WHEREAS the mass ticketing of all cars parked on the afore-defined street on the morning of this day, 1983 April 28 A.D. imposes a most rigorous and unexpected hardship on the owners of those cars, almost all of whom are amongst the low-income residents of the area.

WE THE UNDERSIGNED do hereby petition for a continuance of the custom, a cancellation of the tickets now impending and a promise of posted notices several days in advance should any future construction or city planning make the present parking custom temporarily unavailable, in which case we would expect some provision for adequate parking on the streets to be made available, perhaps by the introduction of lined angle parking on the entire length of the west side of Godwin, through the crescent to Kincaid Street and along the south side of Kincaid to its end, with parallel parking only on the east side of Godwin and the north side of Kincaid. We realize that this matter has not been previously brought to your attention, any more than it has to ours. We know that as responsible managers of Burnaby's civic affairs you will want to acquaint yourself with the facts regarding this matter and we hereby appoint a delegation to provide all information and cooperation that you might require to bring about a suitable amelioration to this unfortunate abrasion."

MOVED BY ALDERMAN CONSTABLE:

SECONDED BY ALDERMAN LAWSON:

"THAT this item of correspondence and attached petition be referred to the Traffic Safety Committee."

CARRIED UNANIMOUSLY

- (h) Rosemary Brown, M.L.A. Burnaby-Edmonds,
Re: Ticketing of cars parked 5800, 5900 blocks Kincaid
Street and Godwin Avenue from Sprott Street to Kincaid Street

A letter dated 1983 May 13 was received whereby the writer endorsed and supported the petition received from the residences in the 5800 and 5900 blocks of Kincaid Street and those residents of Godwin Avenue between Sprott Street and Kincaid Street.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN McLEAN:

"THAT this item of correspondence be referred to the Traffic Safety Committee."

CARRIED UNANIMOUSLY

- (i) Province of British Columbia, Ministry of
Municipal Affairs, Minister, Re: First Quarter
Housing Growth Grant for 1983

A letter dated 1983 May 11 was received enclosing a Province of British Columbia cheque in the amount of \$21,500.00, representing the first quarter Housing Growth Grant for 1983 pursuant to Part III of the Revenue Sharing Act Regulations.

- (j) Province of British Columbia, Ministry of
Municipal Affairs, Minister,
Re: 1982 Major Municipal Highways Grant

A letter dated 1983 May 11 was received enclosing a Province of British Columbia cheque in the amount of \$882,303.24 covering the municipality's previously approved 1982 Major Municipal Highways Grant (Project No. 2-1982) pursuant to Part V of the Revenue Sharing Act Regulations.

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- (k) Society for Soundscape Awareness and Protection, Chairman,
Re: Proposed amendments to anti-noise bylaw

A letter dated 1983 May 13 was received proposing several amendments to the Burnaby Noise Bylaw, Bylaw No. 7332, as amended.

His Worship, Mayor Lewarne, advised that the Chief Public Health Inspector is preparing a report for submission to Council at the Council Meeting to be held on 1983 May 30.

- (l) South Burnaby Garden Club, Secretary,
Re: Outdoor Burning

A letter dated 1983 May 12 was received expressing the concern of the South Burnaby Garden Club regarding the lateness of burning dates this Spring. The South Burnaby Garden Club felt that the dates are much too late in the Spring season for their gardeners who are preparing their soil in March and are faced with large piles of winter pruning at that time.

Item 12, Municipal Manager's Report No. 37, 1983 May 24, pertaining to this subject was brought forward for consideration at this time.

The Municipal Manager submitted a report from the Director Engineering written in response to the letter received from the South Burnaby Garden Club advising that the Engineering Department feels that the request contained in the letter is reasonable and the department has no objection to the proposed change.

The Municipal Manager recommended:

- (1) THAT Council approve a change in the Spring burning days from the last Saturday and Sunday of April and the first Saturday and Sunday of May to the last Saturday and Sunday in March and the first Saturday and Sunday in April.
- (2) THAT the Municipal Clerk be requested to publish notices to this effect at the appropriate time and that the appropriate bylaw amendments be brought forward.
- (3) THAT Mrs. D. Heys, Secretary of the South Burnaby Garden Club be given a copy of this report.

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

- (m) Burnaby Board of Variance, Secretary,
Re: "Summer Kitchen" Appeals - Board of Variance

A letter dated 1983 May 16 was received from the Burnaby Board of Variance advising that in order to avoid any confusion experienced by the Board when considering a "Summer Kitchen" appeal it is respectfully requested of Council to advise the Board of Variance of their intention with respect to "Summer Kitchens" within the Municipality of Burnaby.

Item 18, Municipal Manager's Report No. 37, 1983 May 24, pertaining to this subject was brought forward for consideration at this time.

The Municipal Manager submitted a report from the Director Planning and Building Inspection written in response to the letter received from the Burnaby Board of Variance advising that the regulation of the bylaw stipulating the inclusion of only one kitchen in a dwelling unit is considered to be the fundamental and most important means of preventing illegal conversions, and to compromise this regulation would be to open the door, in effect, to unlimited duplexing and fourplexing in single family and two family areas.

The Municipal Manager recommended:

- (1) THAT the Board of Variance be advised that the municipality does not propose to amend its bylaws to enable the creation of additional cooking facilities in single and two family dwellings.

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN EMMOTT:

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

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN STUSIAK:

"THAT Item 18, Municipal Manager's Report No. 37, 1983 May 24, be referred to the Housing Committee."

CARRIED

OPPOSED: ALDERMAN LAWSON

- (n) Aztec Aviation Group Ltd., President,
Re: Support for new commercial air
service from base at Boundary Bay Airport

A letter dated 1983 April was received requesting that Council support the application of Aztec Aviation Group to the Canadian Transport Commission asking for the authority to operate a new commercial air service from a base at Boundary Bay Airport in Delta, British Columbia, called "Skylink".

- (o) Gerry Ast, Re: Cutting back opening hours
of lounge and cabaret of North Burnaby Inn

A letter dated 1983 May 18 was received whereby the writer urged Council not to grant an extension of opening hours of the Class "A" Liquor Licence as requested by the North Burnaby Inn.

A report on this matter will be forthcoming in the next week or two.

- (p) Province of British Columbia, Ministry of
Attorney General, Attorney General,
Re: Availability and distribution of pornographic material

A letter dated 1983 May 16 was received from the Attorney General acknowledging the receipt of a letter from Council expressing concern about the increasing availability and distribution of pornographic material. The Attorney General advised that at present the only statutory sanctions available to deal with such matters are found in the obscenity provisions of the Criminal Code of Canada. Charges of obscenity are currently before the courts and it is anticipated that any changes to existing enforcement policy will depend upon the disposition of these charges. The writer went on to further advise that it is appreciated that there are many problems associated with regulation of this kind, but unless there is self-imposed discipline in this business, regulatory legislation involving licencing of dealers appears to be the only solution.

T A B L E D M A T T E R S

- (a) Proposed land exchange involving lands required for the Riverway Golf Course and municipal lands designated for agricultural use Council 1983 January 04, Item 1, Manager's Report No. 1, 1983, Minutes Pages 11 and 12

Council chose not to lift this item from the table.

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- (b) Gordon H. Dowding,
Re: Notice to vacate 6825 - 20th Avenue
Council 1983 May 16, Item 3(a) - Minutes Page 6,
Item 10, Manager's Report No. 36, 1983, Minutes Pages 3 and 4

At the regular Council Meeting held on 1983 May 16 Council tabled the following motion as moved by Alderman Emmott and seconded by Alderman Constable:

"THAT notification be given to Mr. Hutton that Council agrees to extend his tenancy to 1983 October 31 subject to the receipt of a letter of compliance within two (2) weeks time, and further that the letter contain a provision which will save the municipality harmless with respect to the condition of the property."

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN McLEAN:

"THAT the motion as moved by Alderman Emmott and seconded by Alderman Constable:

'THAT notification be given to Mr. Hutton that Council agrees to extend his tenancy to 1983 October 31 subject to the receipt of a letter of compliance within two (2) weeks time, and further that the letter contain a provision which will save the municipality harmless with respect to the condition of the property.'

be now lifted from the table."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN McLEAN:

"THAT the motion as moved by Alderman Emmott and seconded by Alderman Constable:

'THAT notification be given to Mr. Hutton that Council agrees to extend his tenancy to 1983 October 31 subject to the receipt of a letter of compliance within two (2) weeks time, and further that the letter contain a provision which will save the municipality harmless with respect to the condition of the property.'

be referred to the Caucus Meeting 'In Camera' to be held at the conclusion of the regular Council Meeting this evening."

CARRIED UNANIMOUSLY

R E P O R T S

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

- (a) Traffic Safety Committee
Re: Traffic Matters

1. Request for traffic improvements at the intersection of Sussex Avenue and Grange Street

The Traffic Safety Committee submitted a report respecting parking in the immediate area of the Sussex Avenue Post Office.

The Traffic Safety Committee recommended:

- (1) THAT a one hour parking limit 09:00 h to 18:00 h be posted on the south side of Grange Street from Sussex Avenue west to the west property line of the Post Office property.

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

2. Protection of Private Property

The Traffic Safety Committee submitted a report respecting a request by residents of Kitchener Street requesting that action be taken to remedy traffic problems in their area. The Traffic Safety Committee had delayed taking any action respecting this matter until an opinion was received from the Municipal Solicitor regarding the municipality's responsibility to protect private property from negligence of others.

The Traffic Safety Committee recommended:

- (1) THAT the request for barricades in front of 1387 Holdom Avenue be denied.
- (2) THAT the municipality erect a checkerboard sign on the west side of Holdom Avenue facing westbound Kitchener Street traffic.
- (3) THAT staff investigate an appropriate form of ripple bar treatment and that it be installed on the westbound approach from Kitchener Street to Holdom Avenue.
- (4) THAT Mr. R. Rizzo, 1387 Holdom Avenue, Burnaby, B.C., V5B 3V5, Mr. F. Ciapponi, 1403 Holdom Avenue, Burnaby, B.C., V5B 3V5 and Mr. F.S. Crestani, Barrister and Solicitor, #1-2519 East Hastings Street, Vancouver, B.C., V5K 1Z2, be sent copies of the report.

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

- (b) The Municipal Manager presented Report No. 37, 1983 May 24, on the matters listed following as Items 01 to 22 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Burnaby Development Cost Charges Bylaw
Bylaw No. 7328

The Municipal Manager submitted a report from the Director Finance advising that the Burnaby Development Cost Charges Bylaw makes provision for the levy of development cost charges for neighbourhood parkland acquisitions, public open space in Metrotown, and a Canada Way overpass. Pursuant to Sections 719(7) and 719(8) of the Municipal Act, monies collected must be placed in a reserve and appropriations therefrom must be by bylaw. The report further advised of expenditures that were made from the development cost charges reserve, for which a bylaw is required.

The Municipal Manager recommended:

- (1) THAT a bylaw be brought down to authorize the expenditures from the Development Cost Charges Bylaw as listed in the report.

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

2. Pay Rates for 1983 Municipal Election

The Municipal Manager submitted a report from the Returning Officer recommending the pay rates to be paid to those individuals selected to work the 1983 Municipal Election.

The Municipal Manager recommended:

- (1) THAT the 1983 Election Pay Rates as enumerated in Schedule "A" as attached to the report be approved.

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

3. Letter from Beaver Electrical Machinery Ltd.
7740 Lowland Drive, Burnaby, B.C., V5J 5A4
Remedial Works for Byrne Road

This item was dealt with previously in the meeting in conjunction with Item 5.(a) under Correspondence and Petitions.

4. Central Valley Sports Complex Land Assembly Area
Portion of Lot 40, D.L. 79, Plan 47720
6540 Thomas Street, Norwegian Seamen's Centre

The Municipal Manager submitted a report from the Director Recreation and Cultural Services advising of the decision of the Parks and Recreation Commission, at its "In Camera" meeting of 1983 May 18, with respect to the acquisition of the Norwegian Seamen's Centre at 6540 Thomas Street.

The Municipal Manager recommended:

- (1) THAT Council be advised that 6540 Thomas Street (Norwegian Seamen's Centre property) is not required for public recreational purposes for the reasons outlined in the report.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

5. Taxes on Median Family Residence - 1982 vs 1983

The Municipal Manager submitted a report from the Director Finance advising that the school tax rates have been announced for 1983, 61.9806 for the local levy and 56.0000 for the Provincial levy. All of the tax rates on the Burnaby median single family residence for 1983 can be compared to 1982 with the comparisons contained within the report.

The Municipal Manager recommended:

- (1) THAT this report be received for information purposes.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

6. Rezoning Servicing Agreement
Rezoning Reference #58/82

The Municipal Manager submitted a report from the Director Planning and Building Inspection advising that the Planning Department reports that the developer has completed requirements leading to final adoption of Rezoning Reference #58/82 as shown on the plan attached to the report. The Director Planning and Building Inspection then provided information for inclusion in the servicing agreement.

The Municipal Manager recommended:

- (1) THAT Council authorize the preparation and execution of the servicing agreement for Rezoning Reference #58/82.

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

7. Building Permit Tabulation Report with
Revenue/Expenditure Statement
Report No. 5, 1983 April 11 - May 08

The Municipal Manager submitted a report from the Director Planning and Building Inspection attaching Building Permit Tabulation Report No. 5, 1983 April 11 to May 08. Revenue/Expenditure figures for the period were not available at the filing date.

The Municipal Manager recommended:

- (1) THAT this report be received for information purposes.

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

8. Rezoning Reference #47/82
Four ALRT Stations in Burnaby
Patterson, Metrotown, Royal Oak, Edmonds

The Municipal Manager submitted a report from the Director Planning and Building Inspection advising that the ALRT station designs are nearing completion with working drawings now underway. In order to meet the B.C. Transit construction schedule and relate it to the finalization of the rezoning bylaw, release of Preliminary Plan Approval, and release of building permits, it is considered important to arrange to submit the four ALRT stations in Burnaby (Patterson, Metrotown, Royal Oak and Edmonds) to a Public Hearing at this time.

The Municipal Manager recommended:

- (1) THAT a copy of this report be sent to B.C. Transit, Suite 874, Four Bentall Centre, P.O. Box 49297, 1055 Dunsmuir Street, Vancouver, B.C., V7X 1P6; B.C. Hydro and Power Authority, 970 Burrard Street, Vancouver, B.C., and Kelly-Douglas & Company Ltd., 4700 Kingsway, Burnaby, B.C., V5H 2C1.
- (2) THAT the requisite rezoning bylaw be advanced to a Public Hearing on 1983 June 21 at 19:30 h and the following be established as prerequisites (to be completed by B.C. Transit) to the completion of the rezoning:
 - (a) The submission of a suitable plan of development.

- (b) The deposit of inspection fees relative to the costs of services necessary to serve the site. All services are to be designed and constructed to the approval of the Director Engineering. 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 granting of any necessary easements.
- (e) The assurance of provision of any rights-of-way deemed requisite.

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN BROWN:

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

CARRIED

OPPOSED: ALDERMEN DRUMMOND
AND STUSIAK

9. Strata Title Application #10/82A
3760 Albert Street - Tower A and Commercial
Facilities - Lot 53, D.L. 116, Plan 60390

The Municipal Manager submitted a report from the Director Planning and Building Inspection advising that the Planning and Building Inspection Department is in receipt of an application to strata title 116 residential apartment suites contained within the 15 storey apartment building and the four levels of commercial/office space located at the northeast corner of Boundary Road and East Hastings Street.

The Municipal Manager recommended:

- (1) THAT Council grant strata title approval to the subject application subject to the following prerequisite condition:
 - (a) The submission of five paper copies of the strata survey plans.

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND

10. B.C. Place Report No. 3

The Municipal Manager submitted a report from the Director Planning and Building Inspection submitted in response to a letter dated 1983 May 09 from Mr. P. Manning of B.C. Place inviting comments from the municipality on Report No. 3 published by B.C. Place which outlines their proposals for an overall development framework to guide development at B.C. Place.

The Municipal Manager recommended:

- (1) THAT Council express to the B.C. Place Development Corporation, the G.V.R.D. and the City of Vancouver, its continued serious concern with the potentially high concentration of commercial office space at B.C. Place, particularly in relation to the balance of jobs to labour force, transportation and Regional Town Centre objectives within the Livable Regional Program.
- (2) THAT Council re-state its request to the B.C. Place Development Corporation and the City of Vancouver to support the Livable Region Program by substantially reducing the provision for potential commercial office space at B.C. Place.
- (3) THAT a copy of this report be forwarded to the Minister responsible for B.C. Place (Honourable Stephen Rogers).

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN LAWSON:

"THAT a copy of this report be sent to Greater Vancouver Regional District Planning."

CARRIED UNANIMOUSLY

11. Sale and consolidation of a portion of Springer Avenue and Roy Street Road Allowances

The Municipal Manager submitted a report from the Director Planning and Building Inspection advising that the recommendations contained in the report are being advanced to Council as an equitable solution to the closure and sale of the redundant Roy Street and Springer Avenue road allowances. This proposal differs from that which was originally approved by Council in that it no longer involves the closed Springer Avenue road allowance. These lands will be held by the Corporation for future disposition as market conditions dictate.

The Municipal Manager recommended:

- (1) THAT Council authorize the Municipal Solicitor to proceed with the registration of the Highway Exchange Bylaw No. 7919 subject to the following:
 - (a) Receipt of a subdivision plan to be prepared by the applicant consolidating the closed Roy Street road allowance with Lot 35, Plan 29746, D.L. 125, N.W.D. as shown on Figure 3 attached to the report.
 - (b) Payment by the applicant of \$29,098.49 to The Corporation of the District of Burnaby as compensation for the additional lands involved in the subject highway exchange.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

12. Letter from Mrs. D. Heys, Secretary, South Burnaby Garden Club, 6126 Denbigh Avenue, Burnaby, B.C., V5H 3R5 Outdoor Burning

This item was dealt with previously in the meeting in conjunction with Item 5.(1) under Correspondence and Petitions.

13. Endorsement of decisions taken by Council "In Camera" 1983 May 02

The Municipal Manager submitted a report from the Municipal Clerk regarding decisions that have been taken at the Caucus Meeting "In Camera" held on 1983 May 02 dealing with Item 1, Municipal Manager's "In Camera" Report No. 33, 1983 May 02 concerning the acquisition of property at 6267 Willingdon Avenue for the Willingdon-Beresford parksite.

The Municipal Manager recommended:

- (1) THAT Council endorse at an "open" Council Meeting the decision that has been taken by Council at the Caucus Meeting "In Camera" 1983 May 02 as enumerated in the Municipal Clerk's report.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

14. Endorsement of decisions taken by Council "In Camera" 1983 May 09

The Municipal Manager submitted a report from the Municipal Clerk regarding decisions that have been taken at the Caucus Meeting "In Camera" held on 1983 May 09 dealing with Items 1 and 2, Municipal Manager's "In Camera" Report No. 35, 1983 May 09 concerning the proposed acquisition of property at 6291 Willingdon Avenue for the Willingdon-Beresford parksite and the acquisition of property at 6609 Jubilee Avenue for Bonsor Park, Stage 2.

The Municipal Manager recommended:

- (1) THAT Council endorse at an "open" Council Meeting the decisions that has been taken by Council at the Caucus Meeting "In Camera" 1983 May 09 as enumerated in the Municipal Clerk's report.

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

15. Work Orders Numbers 60-09-047 and 60-08-010

The Municipal Manager submitted a report from the Director Engineering regarding costs for street and lane rehabilitation in various locations throughout the municipality and unspecified minor projects including chipwalks, retaining walls and ditch elimination. The total cost of the work to be performed is \$198,111.00.

The Municipal Manager recommended:

- (1) THAT Work Order Nos. 60-09-047 and 60-08-010 be approved.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

16. Special Event Transit Service from
Burnaby to B.C. Stadium

The Municipal Manager submitted a report from the Director Engineering advising that as a result of Council's decision to refer Item 8, Municipal Manager's Report No. 34, 1983 May 09 back to staff, due to concerns regarding the placement of the proposed transit service within the residential area, the Engineering Department met with representatives of B.C. Transit and Metro Transit to review the alternatives. Although all parties are still of the opinion that the originally proposed location best meets the intent of the Special Event Transit Service, the Engineering Department is recommending the Duthie Avenue at Pandora Street stop location be replaced by Hastings Street at Grove Avenue. Another change in the previous recommendations is that the installation of special signing required at Hastings Street and Grove Avenue will be done by the municipality and the changing of the signs when required will be the responsibility of Metro Transit.

The Municipal Manager recommended:

- (1) THAT Council approve the proposed Special Event Transit Service and the required new bus zone on Hastings Street west of Grove Avenue.
- (2) THAT the parking restriction signing required for the zone at Hastings Street and Grove Avenue be installed by the municipality with the changing of the sign messages the responsibility of Metro Transit.
- (3) THAT the approval for the Special Event Transit Service be subject to review after several events have been held.

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

17. Lane Dedication
Lots 35 & 36, Block 3, D.L. 91, Group 1,
Plan 1346 NWD - 6819-6833 Strathmore Avenue

The Municipal Manager submitted a report from the Municipal Solicitor advising that those portions of Lots 35 and 36, Block 3, D.L. 91, Group 1, Plan 1346 NWD containing 46.45 m shown outlined on the plan attached to Bylaw No. 8063, being "Burnaby Road Acquisition and Dedication Bylaw No. 1, 1983", are presently being used as part of the lane in the block bounded by Fulton Avenue, Strathmore Avenue and Elwell Street. For some inexplicable reason, these portions of Lots 35 and 36 have never been acquired or dedicated. Each owner is prepared to accept the sum of \$1,000.00 as full compensation and the Municipal Manager has approved payment. Bylaw No. 8063 is before Council for the purpose of authorizing the acquisition and dedication for highway purposes.

The Municipal Manager recommended:

- (1) THAT Bylaw No. 8063, being the "Burnaby Road Acquisition and dedication Bylaw No. 1, 1983", be placed before Council for the purpose of authorizing the acquisition and dedication for highway purposes.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

18. Letter from Burnaby Board of Variance
Summer Kitchen Appeals

This item was dealt with previously in the meeting in conjunction with Item 5.(m) under Correspondence and Petitions.

19. Reporting Relationship for Chief Librarian

The Municipal Manager submitted a report providing background for the change in the reporting relationship for the Chief Librarian. Prior to this change the Chief Librarian reported to the Director Administration and Community Services and as a result of this change the Chief Librarian will now report to the Director Recreation and Cultural Services.

The Municipal Manager recommended:

- (1) THAT this report be received for information purposes.

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

20. Rezoning Applications

The Municipal Manager submitted a report from the Director Planning and Building Inspection concerning current rezoning applications.

The Municipal Manager recommended:

- (1) THAT Council set a Public Hearing for this group of rezonings on Tuesday, 1983 June 21 at 19:30 h except where noted otherwise in the individual reports.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN CONSTABLE:

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

CARRIED UNANIMOUSLY

Item 1 - RZ #9/83

Application for the rezoning of:

Legal: Lots 5, 6, 7 of 10, Block 3, D.L. 206, Plan 1323

From: Special Industrial District (M4)
To: Residential District (R6)

Address: 517, 523, 599 Sperling Avenue

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06 and to a Public Hearing on 1983 June 21 at 19:30 h and that the following be established as prerequisites to the completion of rezoning:

1983 May 24

- (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 to include construction of the laneway as noted in Section 3.2 of the report, and the completion of a servicing agreement covering all requisite services. All services are to be designed and constructed to the approval of the Director Engineering. 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 subdivision of the site to accommodate the proposed development.
- (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) The approval of the Ministry of Transportation and Highways to the rezoning application.
- (j) The deposit of a charge of \$829.00 per unit to go towards the acquisition of proposed neighbourhood parks.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

Item 2 - RZ #10/83

Application for the rezoning of:

Legal: Lot 40, Block 5, D.L. 28, Plan 24032

From: Residential District (R5)

To: Residential District (R9)

Address: 7922 Twelfth Avenue

The Municipal Manager recommended:

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

1983 May 24

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN McLEAN:

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

MOTION DEFEATED

OPPOSED: MAYOR LEWARNE, ALDERMEN BROWN
CONSTABLE, EMMOTT, McLEAN AND
STUSIAK

MOVED BY ALDERMAN CONSTABLE:
SECONDED BY ALDERMAN BROWN:

"THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06
and to a Public Hearing on 1983 June 21."

CARRIED

OPPOSED: ALDERMEN DRUMMOND, LAWSON
AND NIKOLAI

Item 3 - RZ #11/83

Application for the rezoning of:

Legal: Lot 54, D.L. 38, Plan 52707

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

Address: 4378 Halley Avenue

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

"THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06
and to a Public Hearing on 1983 June 21."

CARRIED

OPPOSED: ALDERMEN DRUMMOND AND LAWSON

Item 4 - RZ #13/83

Application for the rezoning of:

Legal: Lot 40, D.L. 149, Plan 34554

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

Address: 4345 Hurst Street

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06 and to a Public Hearing on 1983 June 21 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) The submission of a \$933.00 per unit Neighbourhood Parkland Acquisition Charge.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

Item 5 - RZ #14/83

Application for the rezoning of:

Legal: Lots 16 & 17, Block 33, D.L. 120, Plan 13283

From: Residential District (R3)

To: Residential District (R9)

Address: 4533 and 4535 Napier Street

The Municipal Manager recommended:

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

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

Item 6 - RZ #16/83

Application for the rezoning of:

(a) Metrotown Bus Loop

Legal: S.1/2 of Lot 8, Lot 9 N.1/2, Lot 9 S.1/2, Lots 10 N.1/2 & S.1/2, Block 18 W.1/2, D.L. 151/153, Plan 1993; Lot "A", Lot "B", Block 18, D.L. 151/153, Plan 4242; Lot "E", Sketch 11158, Blocks 16 & 19, D.L. 153, Plan 9394.

From: Manufacturing District (M1)

To: Comprehensive Development District (CD) (based upon the P2 & C3 District Guidelines) for the development of the Metrotown Bus Loop and future commercial development.

Address: 6365, 6375, 6385, 6395, 6413, 6421 Sussex Avenue and part of 4660 Kingsway.

(b) Edmonds Bus Loop

Legal: Lots 1, 2, 3, Block 51, D.L. 95, Plan 2073; Lot B, Block 51, D.L. 95, Plan 16808.

From: General Industrial District (M2)

To: Administration and Assembly District (P2) for the development of the Edmonds Bus Loop.

Address: 6944, 6954 18th Avenue and 7449 Ayres Avenue

The Municipal Manager recommended:

1983 May 24

- (1) THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06 and that the following be established as prerequisites (to be completed by B.C. Transit) for 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 Director Engineering. 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 definition of the project site in legal terms.
 - (f) The granting of any necessary easements.
 - (g) The dedication of any rights-of-way deemed requisite.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

Item 7 - RZ #17/83

Application for the rezoning of:

Legal: Lot 6, Blocks 27 & 28, D.L. 34, Plan 1355

From: Residential District (R5)

To: Residential District (R9)

Address: 4064 Brandon Street

The Municipal Manager recommended:

- (1) THAT favourable consideration not be given to this rezoning request.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN McLEAN:

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

MOTION DEFEATED

OPPOSED: MAYOR LEWARNE, ALDERMEN BROWN
CONSTABLE, EMMOTT, NIKOLAI AND
STUSIAK

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN STUSIAK:

"THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06 and to a Public Hearing on 1983 June 21."

CARRIED

OPPOSED: ALDERMEN DRUMMOND, LAWSON
AND McLEAN

Item 8 - RZ #18/83

Application for the rezoning of:

Legal: E.1/2 and W.1/2 of Lot 5, Except South 10 feet,
Block "H", D.L. 127, Plan 1254

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

Address: 5070 and 5100 Frances Street

The Municipal Manager recommended:

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

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

Item 9 - RZ #19/83

Application for the rezoning of:

Legal: Lot 129, D.L. 69, Plan 61647

From: Comprehensive Development District (CD)
To: Amended Comprehensive Development District (CD)
(utilizing the RML density guidelines)

Address: 3960 Canada Way

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06 and to a Public Hearing on 1983 June 21 at 19:30 h and that the following be established as prerequisites to the completion of 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 Director Engineering. 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 granting of any necessary easements.
- (e) The dedication of any rights-of-way deemed requisite.
- (f) The retention of as many existing mature trees as possible around the perimeter of the site.
- (g) The retention of the existing watercourse in an open condition over the subject site in its existing location, to the approval of the Director Engineering.
- (h) The approval of the Ministry of Transportation and Highways to the rezoning application.
- (i) All applicable condominium guidelines as adopted by Council shall be adhered to by the applicant.
- (j) The applicant will also be required to engage an acoustical consultant to undertake a noise study to ensure that the residential units are adequately protected from the noise from Canada Way.
- (k) The construction of a walkway between Avondale Park and Canada Way near the west property line of the development site on the existing easement.
- (l) The payment of the Parkland Acquisition levies as outlined in Section 6.4 of the report.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

Item 10 - RZ #20/83

Application for the rezoning of:

Legal: Lot 16, Block 64, D.L. 34, Plan 2801

From: Residential District (R2)

To: Residential District (R9)

Address: 4236 Moscrop Street

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."

CARRIED UNANIMOUSLY

Item 11 - RZ #21/83

Application for the rezoning of:

Legal: Lot 31, Block 3, D.L. 13, Plan 3046

From: Residential District (R3)

To: Residential District (R9)

Address: 8555 - Tenth Avenue

The Municipal Manager recommended:

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

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

Item 12 - RZ #22/83

Application for the rezoning of:

Legal: W. 85.62 Ft. of 4, Block 2, D.L. 206, Plan 22020

From: Residential District (R5)

To: Residential District (R9)

Address: 6560 Union Street

The Municipal Manager recommended:

- (1) THAT favourable consideration not be given to this rezoning request.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

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

MOTION DEFEATED

OPPOSED: MAYOR LEWARNE, ALDERMEN BROWN
CONSTABLE, EMMOTT, NIKOLAI AND
STUSIAK

MOVED BY ALDERMAN CONSTABLE:

SECONDED BY ALDERMAN BROWN:

"THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06 and to a Public Hearing on 1983 June 21."

CARRIED

OPPOSED: ALDERMEN DRUMMOND, LAWSON AND
McLEAN

Item 13 - RZ #23/83

Application for the rezoning of:

Legal: Lot 1, Block 2, D.L. 14, Plan 12158; Parcel "B", Ref. Plan 22811E, Except Part on Plan 26009, Lot 2 of Lot 2, Block 2, D.L. 14, Plan 3047; Lot 2, Except Parcel "B" with Fee 22811 and Except Parcel "C", Expl. Plan 10946 and Except part on Plan 26009 of Lot 2, Block 2, D.L. 14, Plan 3047; Lot 3, Block 2, D.L. 14, Plan 3047.

From: Small Holdings District (A2)

To: Comprehensive Development District (CD)
(based upon the P5 District Guidelines)

Address: 7169, 7175, 7195 Cariboo Road
and 8940 Trans Canada Highway

The Municipal Manager recommended:

- (1) THAT Council approve the land exchange and sale of municipal property for inclusion in the development site according to the terms outlined in Section 4.3 of the report.
- (2) THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06 and to a Public Hearing on 1983 June 21 at 19:30 h and that the following be established as prerequisites to the completion of 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 Director Engineering. 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.
 - (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 completion of the requisite land exchange and sale of municipal land as outlined in Section 4.3 of the report.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

Item 14 - RZ #25/83

Application for the rezoning of:

Legal: Properties outlined on sketch attached to report.

From: Regional Institutional District (P6)
To: Community Institutional District (P5)

Address: 7502 Cumberland Street

The Municipal Manager recommended:

- (1) THAT Council authorize a partial lifting of the lis pendens from the George Derby Hospital lands to allow consolidation and subdivision to create the site for a 300 bed long term care facility on Site "B".

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- (2) THAT a rezoning bylaw be prepared and advanced to first reading on 1983 June 06 and to a Public Hearing on 1983 June 21 at 19:30 h and that the following be established as prerequisites to the completion of 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 Director Engineering. 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.
 - (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.

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN CONSTABLE:

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

CARRIED UNANIMOUSLY

21. Contract No. 8303
BNR Grade Separation - Steelwork II

The Municipal Manager submitted a report from the Director Engineering advising that the lowest tenderer for Contract No. 8303 - BNR Grade Separation - Steelwork II was West Dom Steel Inc. and that company has now provided the municipality with a letter advising that they wish to withdraw their tender and furthermore they request the return of the bid bond.

The Municipal Manager recommended:

- (1) THAT the lowest tender received from West Dom Steel Inc. for Contract No. 8303 in the amount of \$1,795,000.00 be accepted with final payment based on prices tendered.
- (2) THAT in the event that West Dom Steel Inc. does not carry out the stipulations called for in entering into a contract with the Corporation for Contract No. 8303, the second lowest tender submitted by Hafer Machine Co. Ltd. in the amount of \$2,392,000.00 be accepted.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

22. Proposed ALRT line through the Byrne Creek Ravine

The Municipal Manager submitted a report from the Director Planning and Building Inspection providing the position of B.C. Transit regarding the issue of the desired lowering of footings for the ALRT guideway in order to preserve the Byrne Creek Ravine.

The Municipal Manager recommended:

- (1) THAT Council accept the position of B.C. Transit as outlined in its letter of 1983 May 17 on condition that an appropriate extensive restorative and park/trail landscaping scheme for any disturbed areas as noted on the submitted engineering drawings (fill access shelf, fill retaining slope, creek realignment cuts and fills) be designed and constructed by B.C. Transit.
- (2) THAT the proposed relocated and new overhead power lines be kept on the west side of the B.C. Hydro tracks as originally indicated by B.C. Hydro, in order to preserve the Byrne Creek Ravine; and that B.C. Transit be requested to pursue this west side alignment.
- (3) THAT B.C. Transit be advised of the municipal position that B.C. Transit would be considered responsible for any extra costs, resulting from the accommodation of the ALRT footings, which are incurred if and when the construction of the Edmonds extension is pursued at a future date.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN BROWN:

"THAT recommendation no. 1 and recommendation no. 2 of the Municipal Manager be adopted."

CARRIED

OPPOSED: ALDERMAN STUSIAK

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

"THAT the Municipal Manager's recommendation no. 3 be referred back to staff."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN NIKOLAI:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

N E W B U S I N E S S

MAYOR LEWARNE:

His Worship, Mayor Lewarne, advised that with respect to the regularly scheduled Council Meeting to be held on 1983 June 06 there will be four (4) members of Council absent from the municipality on that date and the Mayor requested that the remaining five (5) members of Council indicate this evening whether they will be attending the 1983 June 06 Meeting.

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Aldermen Brown, Constable, Drummond, McLean and Stusiak indicated they will be attending the Council Meeting to be held on 1983 June 06 and therefore there will be no need to cancel this meeting.

E N Q U I R I E S

ALDERMAN McLEAN:

Alderman McLean enquired as to why the municipality has provided five time restricted parking spaces on Dominion Street adjacent to Sumner Avenue. It appears that these five parking spaces require a good deal of enforcement and it would perhaps be less costly to the municipality if the parking spaces were removed.

In response to Alderman McLean's enquiry, the Director Engineering advised that he would look into the matter and report back to Alderman McLean.

Alderman McLean further enquired as to who is responsible for collecting the debris which results when a bus stop bench has been demolished.

In response to Alderman McLean's enquiry, the Director Engineering advised that our current contract is with Superior Signs Limited and it is that company's responsibility to remove the debris which may result from the destruction of their benches. The Director Engineering requested that Alderman McLean advise him as to the specific location and the material will be removed as soon as possible.

MOVED BY ALDERMAN CONSTABLE:

SECONDED BY ALDERMAN BROWN:

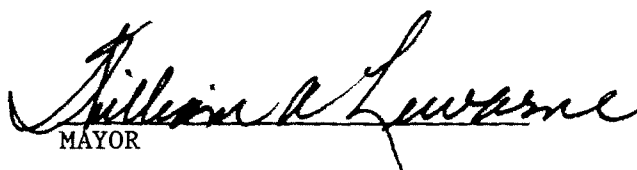
"THAT this regular Council Meeting do now adjourn."

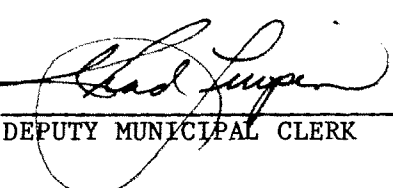
CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 20:42 h.

Confirmed:

Certified Correct:


MAYOR


DEPUTY MUNICIPAL CLERK