

1984 MARCH 26

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1984 March 26 at 19:00 h.

PRESENT: Mayor W.A. Lewarne (In the Chair)
Alderman D.N. Brown
Alderman D.P. Drummond
Alderman A.H. Emmott
Alderman D.A. Lawson
Alderman G.H.F. McLean
Alderman E. Nikolai
Alderman L.A. Rankin
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. J.G. Plesha, Administrative Assistant to Manager
Mr. R.D. Seath, Municipal Clerk's Assistant
Mrs. M. Pasqua, Committee Secretary

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

Mr. Stu Richardson, General Manager, British Columbia Safety Council, then presented His Worship, Mayor Lewarne with a Certificate of Merit on behalf of the the British Columbia Safety Council, the Canada Safety Council and the Governor General of Canada in recognition of a "fatality free" driving week being the week of 1983 December 04 - 10 which was proclaimed as Safe Driving Week by the Canada Safety Council.

His Worship, Mayor Lewarne gratefully accepted the award on behalf of the citizens of The Corporation of the District of Burnaby.

M I N U T E S

(a) The minutes of the regular Council Meeting and Caucus Meeting 'In Camera' held on 1984 March 19 came forward for adoption.

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN NIKOLAI:

"THAT the minutes of the regular Council Meeting and Caucus Meeting 'In Camera' held on 1984 March 19 be now adopted."

CARRIED UNANIMOUSLY

(b) The minutes of the Public Hearing (Zoning) held on 1984 March 20 then came forward for adoption.

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN NIKOLAI:

"THAT the minutes of the Public Hearing (Zoning) held on 1984 March 20 be now adopted."

CARRIED UNANIMOUSLY

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

(a) His Worship, Mayor W.A. Lewarne, issued the following proclamation regarding "Recycling Month":

"I WILLIAM A. LEWARNE, MAYOR OF BURNABY, join with other Lower Mainland Mayors and Regional District Chairmen in proclaiming the month of April, 1984 as

'RECYCLING MONTH'

and encourage all citizens to actively participate in this worthwhile program."

1984 March 26

DELEGATION

The following wrote requesting an audience with Council:

- (a) Hans and Annette Kienitz, 1984 March 20,
Re: Municipality of Burnaby plan to dig a
ditch along the boulevard in front of
our property and install three culverts
under our existing driveways.
Spokesman - Hans Kienitz

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN LAWSON:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- (a) Mr. Hans Kienitz, 6088 12th Avenue then addressed the members of Council with respect to the municipality's intention to dig a ditch in front of his property at 6088 12th Avenue and install three culvert crossings for the existing driveways. It was the speaker's understanding that the ditch was necessary in order to alleviate drainage problems at the adjoining property being 6150 12th Avenue. Mr. Kienitz objected to the cost of approximately \$400 to \$700 which he would be required to pay for the installation of two additional crossings to his property. A third crossing would be installed by the municipality at no cost to Mr. Kienitz. There is an existing culvert in front of the neighbouring property, 6150 12th Avenue, which to Mr. Kienitz's knowledge has been incorrectly installed and, in his opinion, if lowered would alleviate the drainage problem. Mr. Kienitz further stated that he felt it most unfair to have to pay to rectify the drainage problem at 6150 12th Avenue when he did not cause the problem to start with and when there is an alternate solution.

Mr. Kienitz noted that he had taken depth readings of the ditch which indicated that the ditch could be lowered some 10 inches and if the ditch were lowered eight inches and drained to the ditch across the street, it would alleviate the drainage problems at 6150 12th Avenue. In Mr. Kienitz's opinion, the owner of 6150 12th Avenue installed insufficient drain tile in the ditch in front of this property which has caused the drainage problems on this lot.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN EMMOTT:

"THAT Item 15, Acting Municipal Manager's Report No. 23, 1984 March 26, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

15. Letter from Hans and Annette Kienitz
6088 - 12th Avenue, Burnaby, B.C.
regarding drainage culverts

The Acting Municipal Manager submitted a report from the Director Engineering advising that a ditch existing across the front of 6088 12th Avenue prior to the owner developing the property and the ditch being filled in through that activity has created drainage problems at 6150 12th Ave. The lack of the ditch is the main contributing factor to the drainage problem at 6150 12th Avenue. The owner of 6088 12th Avenue after filling in the ditch during the development activity, replaced the ditch with continuous plastic slotted drain pipe across the front of the property. This pipe has inadequate capacity and the fines from the peat in the area plug up the pipe. Piping of ditches in low land areas, especially in peat ground is not the way to solve drainage problems; ditches are really the only effective way. Reinstatement of the ditch across 6088 12th Avenue is a necessity to drain the west side of 6150 12th Avenue which cannot effectively be drained to the pipe crossing at the east side of 6150 12th Avenue. To restore a drainage outlet for the west side of 6150 12th Avenue the ditch across 6088 12th Avenue must be reinstalled to drain to the pipe crossing at the west side of 6088 12th Avenue.

1984 March 26

The Acting Municipal Manager recommended:

- (1) THAT this report be sent to Mr. & Mrs. Hans Kienitz at 6088 12th Avenue.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT the recommendation as contained in the report be AMENDED to include a recommendation No. 2 to read as follows:

2. 'THAT the municipality install two (2) sixteen foot culvert crossings at 6088 12th Avenue and that any additional length of culvert, or a third crossing, be at the established price of fifty dollars per metre with such additional cost to be the responsibility of the property owner'."

CARRIED UNANIMOUSLY

A vote was then taken on the original motion as moved by Alderman Stusiak and seconded by Alderman Emmott; "THAT the recommendation of the Acting Municipal Manager be adopted", AS AMENDED, and same was CARRIED UNANIMOUSLY.

B Y L A W S

FIRST, SECOND AND THIRD READINGS:

* "Burnaby Sign Removal Authorization Bylaw No. 2, 1984" #8184

*This bylaw was withdrawn from the Agenda.

SECOND READINGS:

#8173 1690 Augusta Avenue RZ #44/80A

#8174 3832/53/64/65/94/3907/20/70 Keswick Avenue;
9025/45/69 Halston Court RZ #77/83

#8175 4372/74/76 Kingsway; 5925/33/39/47 Kathleen Ave. RZ #86/83

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN BROWN:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 12, 1984' #8173

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 13, 1984' #8174

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 14, 1984' #8175

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 LAWSON:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

The Council reconvened.

1984 March 26

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN BROWN:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 12, 1984'	#8173
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 13, 1984'	#8174
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 14, 1984'	#8175

be now read a second time."

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING:

#8089	6188 Rumble Street	RZ #36/83
#8142	3530 Douglas Road	RZ #64/83

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN BROWN:

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

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 38, 1983'	#8089
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 64, 1983'	#8142."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN BROWN:

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

CARRIED
OPPOSED: ALDERMEN DRUMMOND, LAWSON AND
McLEAN TO BYLAW #8089
MAYOR LEWARNE, ALDERMEN
DRUMMOND, LAWSON AND McLEAN TO
BYLAW #8142

The Council reconvened.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN BROWN:

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

CARRIED
OPPOSED: ALDERMEN DRUMMOND, LAWSON AND
McLEAN TO BYLAW #8089
MAYOR LEWARNE, ALDERMEN
DRUMMOND, LAWSON AND McLEAN TO
BYLAW #8142

1984 March 26

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN BROWN:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 38, 1983' #8089
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 64, 1983' #8142

be now read a third time."

CARRIED
OPPOSED: ALDERMEN DRUMMOND, LAWSON AND
McLEAN TO BYLAW #8089
MAYOR LEWARNE, ALDERMEN
DRUMMOND, LAWSON AND McLEAN TO
BYLAW #8142

RECONSIDERATION AND FINAL ADOPTION:

#8083	5149 Manor Street	RZ #24/83
#8138	7205 Elwell Street	RZ #58/83
#8143	6150 Clinton Street	RZ #66/83
#8144	6091 Imperial Street	RZ #67/83

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN BROWN:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 32, 1983' #8083
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 1983' #8138
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 65, 1983' #8143
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 66, 1983' #8144
'Burnaby Local Improvement Construction Bylaw No. 2, 1984' #8180
'Burnaby Local Improvement Construction Bylaw No. 3, 1984' #8181
'Burnaby Local Improvement Construction Bylaw No. 4, 1984' #8182

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

CARRIED
OPPOSED: ALDERMEN DRUMMOND AND LAWSON TO
BYLAW #8083
ALDERMEN DRUMMOND, LAWSON AND
McLEAN TO BYLAW #8143
ALDERMEN DRUMMOND AND McLEAN TO
BYLAW #8144

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

"THAT all of the following listed items of corespondence be received and those items of the Acting Municipal Manager's Report No. 23, 1984 March 26 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

1984 March 26

- (a) Second Street Community School Advisory Council,
Secretary, 1984 March 14, Re: George Derby lands
public meeting.

A letter dated 1984 March 14 was received advising that the George Derby lands public meeting held on 1984 February 07 at the Second Street Community School was most informative regarding land use, proposed roads and traffic patterns. In order to keep abreast of future proposals, the writer requested that a representative from the community be a part of the planning body, as an observer only, to convey progress back to the community.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN NIKOLAI:

"THAT a letter be sent to the Second Street Community School Advisory Council advising that Mr. H.S. Elwood is the East Area (Zone 5) representative on the Advisory Planning Commission and that the meetings of the Advisory Planning Commission are open to the general public, and further, that notification of the meeting dates of the Advisory Planning Commission be provided to the Second Street Community School Advisory Council."

CARRIED UNANIMOUSLY

- (b) Lower Mainland Municipal Association, Secretary/
Treasurer, 1984 March 13, Re: Annual General
Meeting - Thursday, 1984 June 14 - City of
White Rock.

A letter dated 1984 March 13 was received advising that municipalities wishing to submit resolutions to the Lower Mainland Municipal Association for endorsement and furtherance to the Union of British Columbia Municipalities should forward such resolutions to the Lower Mainland Municipal Association, 8550 Young Road South, Chilliwack, B.C., for receipt prior to Friday, 1984 April 27. Resolutions received after 1984 April 27, unfortunately will not be given consideration. A suggestion was made that dependent upon the number and degree of controversy involved in the resolutions, it may be prudent to commence the business portion of the annual general meeting in the mid afternoon (i.e. 15:00 h) rather than attempt to complete all business after dinner.

- (c) H.A. Slater, 1984 March 14, Re: Acquiring
10'/12' of property through rear of 7249, 7269,
7289 Waverly Avenue.

A letter dated 1984 March 14 was received whereby the writer requested that the municipality acquire a 10/12 foot strip of property from the rear portion of the properties known as 7249, 7269 and 7289 Waverly Avenue in order to provide an access to the garage at the rear of the property at 7290 Gray Avenue.

His Worship, Mayor Lewarne, advised that the Director Engineering is preparing a report in response to this item of correspondence which will be submitted to Council at the regular Council Meeting to be held on 1984 April 02.

- (d) Society for Soundscape Awareness and Protection,
Chairman, 1984 March 15, Re: Noisy operation of
motor vehicles, particularly at night.

A letter dated 1984 March 15 was received requesting that the municipal police force rigidly enforce Section 7A 01 of the Motor Vehicle Act Regulations which prohibits operation of motor vehicles in a fashion such as to produce loud and unnecessary noise. The motor vehicle polluters of the soundscape regularly, with impunity, commit noise assault on their fellow citizens.

His Worship, Mayor Lewarne, advised that staff is preparing a report in response to this item of correspondence which will be submitted to Council at the regular Council Meeting to be held on 1984 April 02.

1984 March 26

- (e) Union of British Columbia Municipalities, President,
1984 March 16, Re: Criminal Document Service.

A memorandum dated 1984 March 16 was received from the Union of British Columbia Municipalities advising that they have been working towards a resolution of the criminal document service issue as a top priority of the U.B.C.M. Throughout the discussions, the U.B.C.M. have remained steadfast in the position that the responsibility for the costs of criminal document service must remain a provincial responsibility. The basic principle involved here, one on which this organization's members have been united in supporting through the U.B.C.M.'s revised General Policies and the Special Resolutions of 1982 and 1983 Convention is that the Provincial Government should not transfer any responsibility to local government that imposes added cost burdens on local government and their taxpayers without compensation. A meeting with the Minister of Municipal Affairs, the Attorney General and the U.B.C.M. has been scheduled for Thursday, 1984 March 22.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

"THAT Item 7(aa) Reports be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- 7.(aa) Mayor W.A. Lewarne
Re: Criminal Document Service - Memorandum
from Union of British Columbia Municipalities

His Worship, Mayor Lewarne, submitted a report in response to the memorandum received from the Union of British Columbia Municipalities advising that the Executive Committee of the Greater Vancouver Regional District met on 1984 March 26 regarding the responsibility for criminal document servicing.

His Worship, Mayor Lewarne, recommended concurrence with the resolution which was adopted by the Executive Committee of the Greater Vancouver Regional District.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

"THAT Council endorse the following recommendation which was adopted by the Greater Vancouver Regional District Executive Committee on 1984 March 26:

'THAT we inform the Attorney General that those municipalities with local forces will direct that their forces not serve criminal processes and those municipalities that have a contract for RCMP services, and which have a limited direct control over their forces, will not increase their policing services to handle the serving of criminal documents nor sanction any reduction in the level of policing service to handle this function;

AND THAT we ask the Attorney General to respond to our numerous requests for meeting to discuss the problems and ramifications of his Ministry's actions'."

CARRIED UNANIMOUSLY

- (f) Svend J. Robinson, M.P. Burnaby, 1984 March 15,
Re: Funding for Canada Day Celebration projects.

A letter dated 1984 March 15 was received advising of the availability of "Seed Money" funding for Canada Day Celebration projects. The Secretary of State does not assure that consideration will be given proposals submitted to the British Columbia Canada Day Committee after 1984 May 01. Applications for funding must be prepared and submitted as soon as possible to the British Columbia Canada Day Committee, Room 207, 1525 West 8th Avenue, Vancouver, B.C., V6F 1T5 (Phone 732-4269).

1984 March 26

- (g) Burnaby 1984 Summer Games Society, Assistant President, 1984 March 21, Re: Permission to hold fireworks display in connection with Torch Lighting Ceremony 1984 - Friday, April 06.

A letter dated 1984 March 21 was received advising that in compliance with Burnaby Fire Services (1983) Bylaw #8047, the Burnaby 1984 Summer Games Society requests permission to hold a fireworks display in connection with the Torch Lighting Ceremony on the evening of Friday, 1984 April 06.

Item 08, Acting Municipal Manager's Report No. 23, 1984 March 26 was brought forward for consideration at this time.

8. Letter from Burnaby 1984 Summer Games Society, P.O. Box 80294, Burnaby, B.C., V5H 3X6 Fireworks Display 1984 April 06 to Mark the Beginning of the 1984 B.C. Summer Games.

The Acting Municipal Manager submitted a report from the Director Fire Services written in response to the item of correspondence received from the Burnaby 1984 Summer Games Society requesting permission to hold fireworks display in connection with the Torch Lighting Ceremony on Friday, 1984 April 06. The report advised that such display is to be conducted in accordance with the Manual of Display Fireworks issued by the Explosives Division, Department of Energy, Mines and Resources, Ottawa and included the appropriate safety measures required under the Manual of Display Fireworks, measures which will be strictly enforced by the Burnaby Fire Department should Council approve the President of the 1984 B.C. Summer Games request.

The Acting Municipal Manager recommended:

- (1) As provided for under Section 933(1)(a) Province of British Columbia Municipal Act, THAT Council authorize the President of the 1984 B.C. Summer Games to conduct a Fireworks Display 1984 April 06 to mark the beginning of the B.C. Summer Games.
- (2) THAT such Fireworks Display be in accordance with the Manual of Display Fireworks, issued by the Explosives Division Department of Energy, Mines and Resources, Ottawa.
- (3) THAT a copy of this report be sent to Mr. Richard Smith, Assistant President of the Burnaby 1984 Summer Games Society, P.O. Box 80294, Burnaby, B.C., V5H 3X6.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

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

- (a) Trans Mountain Pipe Line Company Ltd.'s Request for a Permanent Easement Through Park Property West of Cliff Avenue

This item was tabled at the regular Council Meeting held on 1984 March 05.

Trans Mountain Pipe Line Company Ltd.'s Request for a Permanent Easement Through Park Property West of Cliff Avenue

The Municipal Manager submitted a report from the Director Engineering advising that the Director has reviewed the Trans Mountain Pipe Line Company Ltd.'s request for permanent easement through park property west of Cliff Avenue as requested by Council at its regular Council Meeting held on 1984 February 13 and concurs in the findings and recommendation put forward by the Director Recreation and Cultural Services in Item 6, Municipal Manager's Report No. 11, Council Meeting 1984 February 13.

1984 March 26

The Municipal Manager recommended:

- (1) THAT Council approve Trans Mountain Pipe Line Company Ltd.'s request for a permanent easement of approximately 300 feet by 30 feet through park property west of Cliff Avenue as illustrated on Sketch OP13-2-3s and that the terms of the easement be as outlined in the report from the Director Recreation and Cultural Services, Item 6, Manager's Report No. 11, Council Meeting 1984 February 13.

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN BROWN:

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

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN RANKIN:

"THAT Item 6, Municipal Manager's Report No. 17, 1984 March 05 be now TABLED."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

"THAT this matter be now LIFTED from the table."

CARRIED UNANIMOUSLY

The motion as moved by Alderman McLean and seconded by Alderman Brown at the regular Council Meeting held on 1984 March 05, being "THAT the recommendation of the Municipal Manager be adopted" was then before the meeting.

A vote was then taken on the original motion as moved by Alderman McLean and seconded by Alderman Brown at the regular Council Meeting held on 1984 March 05, being "THAT the recommendation of the Municipal Manager be adopted" and same was CARRIED with Alderman Drummond OPPOSED.

R E P O R T S

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

(a) Traffic Safety Committee
Re: Traffic Matters

- A. Request for a Stop Sign - Southeast
Corner of Sperling Avenue and
Halifax Street

The Traffic Safety Committee submitted a report regarding a request for a stop sign at the southeast corner of Sperling Avenue and Halifax Street.

The Traffic Safety Committee recommended:

- (1) THAT the request for a stop sign on the southeast corner of Halifax Street and Sperling Avenue be denied.
- (2) THAT Mr. Walter J. Booth, 5560 Hardwick Street, Burnaby, B.C., V5G 1R1 receive a copy of this report.

1984 March 26

MOVED BY ALDERMAN EMDITT:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

B. Intersection of Gilley Avenue and
Imperial Street

The Traffic Safety Committee submitted a report in response to an item of correspondence received from Mr. Svend J. Robinson, M.P., Burnaby requesting that Council reconsider their decision to not install a four way stop sign at the intersection of Gilley Avenue and Imperial Street.

The Traffic Safety Committee recommended:

- (1) THAT the request for either a traffic signal or a four way stop at the intersection of Gilley Avenue and Imperial Street be denied.
- (2) THAT this report and attached correspondence be sent to Mr. Svend Robinson, M.P., Burnaby, 6340 Kingsway, Burnaby, B.C., V5E 1C5.

MOVED BY ALDERMAN EMDITT:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

(aa) Mayor W.A. Lewarne
Re: Criminal Document Service -
Memorandum from Union of British
Columbia Municipalities

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

(b) The Acting Municipal Manager presented Report No. 23, 1984 March 26 on the matters listed following as Items 01 to 16 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Retirement - Mr. Donald Hicks

The Acting Municipal Manager submitted a report from the Personnel Director advising that Mr. Donald Hicks will be retiring from employment with the Corporation on 1984 April 30 after 26 years of service. Mr. Hicks commenced employment with Burnaby on 1958 January 27 as a Social Worker, became a Personnel Technician in 1958 July, Personnel Director in 1960 and Training and Development Coordinator in 1982, the position he has held since that time.

Arrangements have been made for the presentation of the gift from the Corporation to take place at a retirement party arranged for Mr. Hicks to be held at Burnaby Lake Pavillion on 1984 April 26 at 17:00 h.

The Acting Municipal Manager recommended:

- (1) THAT the Mayor, on behalf of Council, send to Mr. Hicks a letter of appreciation for his many years of loyal and dedicated service to the municipality.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

1984 March 26

2. Retirement - Mr. Robert Wardle

The Acting Municipal Manager submitted a report from the Personnel Director advising that Mr. Wardle will be retiring from employment with the Corporation on 1984 April 30 after 28 years of service. Mr. Wardle commenced employment with Burnaby in 1955 July 05 as a Labourer in our Engineering Department and became an Asphalt Raker in 1963, the position he has held since that time.

Arrangements have been made for the presentation of the gift from the Corporation to take place in the Mayor's office on 1984 April 30 at 15:00 h.

The Acting Municipal Manager recommended:

- (1) THAT the Mayor, on behalf of Council, send to Mr. Wardle a letter of appreciation for his many years of loyal and dedicated service to the municipality.

MOVED BY ALDERMAN NIKOLAI:

SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

3. Rezoning Reference #2/84
Lot 7, Block 42, D.L. 35, Plan 1337
3884 Brandon Street

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that notwithstanding the negative recommendation of the Planning and Building Inspection Department as outlined in the rezoning report considered on 1984 March 19, Council determined to advance the subject application to a Public Hearing. Pursuant to the policy of Council regarding the processing of rezoning applications, it is necessary to establish the prerequisite conditions of rezoning associated with the subject application and instruct that a bylaw be prepared and advanced accordingly.

The Acting Municipal Manager recommended:

- (1) THAT a rezoning bylaw to cover the above referenced rezoning application be prepared and advanced to first reading on 1984 April 02 and to a Public Hearing on 1984 April 17 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 Neighbourhood Parkland Acquisition Charge of \$933.00 per unit.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN BROWN:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND

4. Rezoning Reference #4/84
Lot 8, Block J & L, D.L. 25, Plan 7074
8386 Sixteenth Avenue

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that notwithstanding the negative recommendation of the Planning and Building Inspection Department as outlined in the rezoning report considered on 1984 March 19, Council determined to advance the subject application to a Public Hearing. Pursuant to the policy of Council regarding the processing of rezoning applications, it is necessary to establish the prerequisite conditions of rezoning associated with the subject application and instruct that a bylaw be prepared and advanced accordingly.

The Acting Municipal Manager recommended:

- (1) THAT a rezoning bylaw to cover the above referenced rezoning application be prepared and advanced to first reading on 1984 April 02 and to a Public Hearing on 1984 April 17 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 Neighbourhood Parkland Acquisition Charge of \$933.00 per unit.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

CARRIED
OPPOSED: ALDERMAN DRUMMOND

5. Rezoning Reference #7/84
Lot 231, D.L. 207, Plan 44070
550 Cliff Avenue

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that notwithstanding the negative recommendation of the Planning and Building Inspection Department as outlined in the rezoning report considered on 1984 March 19, Council determined to advance the subject application to a Public Hearing. Pursuant to the policy of Council regarding the processing of rezoning applications, it is necessary to establish the prerequisite conditions of rezoning associated with the subject application and instruct that a bylaw be prepared and advanced accordingly.

The Acting Municipal Manager recommended:

- (1) THAT a rezoning bylaw to cover the above referenced rezoning application be prepared and advanced to first reading on 1984 April 02 and to a Public Hearing on 1984 April 17 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 Neighbourhood Parkland Acquisition Charge of \$933.00 per unit.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED
OPPOSED: ALDERMAN DRUMMOND

1984 March 26

6. Rezoning Reference #8/84
Lot 14, Block 36, Group 1, D.L. 30, Plan 3036
7461 Eighteenth Avenue

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that notwithstanding the negative recommendation of the Planning and Building Inspection Department as outlined in the rezoning report considered on 1984 March 19, Council determined to advance the subject application to a Public Hearing. Pursuant to the policy of Council regarding the processing of rezoning applications, it is necessary to establish the prerequisite conditions of rezoning associated with the subject application and instruct that a bylaw be prepared and advanced accordingly.

The Acting Municipal Manager recommended:

- (1) THAT a rezoning bylaw to cover the above referenced rezoning application be prepared and advanced to first reading on 1984 April 02 and to a Public Hearing on 1984 April 17 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 Neighbourhood Parkland Acquisition Charge of \$933.00 per unit.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN BROWN:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND

7. Rezoning Reference #15/84
Lot 2, Block A, D.L. 96, Plan 1349
6450 Imperial Street

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that notwithstanding the negative recommendation of the Planning and Building Inspection Department as outlined in the rezoning report considered on 1984 March 19, Council determined to advance the subject application to a Public Hearing. Pursuant to the policy of Council regarding the processing of rezoning applications, it is necessary to establish the prerequisite conditions of rezoning associated with the subject application and instruct that a bylaw be prepared and advanced accordingly.

The Acting Municipal Manager recommended:

- (1) THAT a rezoning bylaw to cover the above referenced rezoning application be prepared and advanced to first reading on 1984 April 02 and to a Public Hearing on 1984 April 17 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 Neighbourhood Parkland Acquisition Charge of \$933.00 per unit.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN BROWN:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND

1984 March 26

8. Letter from Burnaby 1984 Summer Games Society
P.O. Box 80294, Burnaby, B.C., V5H 3X6
Fireworks Display 1984 April 06 to Mark the Beginning
of the 1984 B.C. Summer Games

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

9. North Side of Capitol Hill Conservation Area
Boundary Review

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that the purpose of this report is to review the present boundaries of the north side of Capitol Hill Conservation Area. In the study, the background to the original conservation area designation is summarized. This is followed by a physical analysis of the geological and topographical conditions, as well as an examination of such related factors as the location of existing service. On the basis of this information and recent decisions that have been made with respect to development, a revised boundary configuration has been prepared for the consideration of Council.

The Acting Municipal Manager recommended:

- (1) THAT Council approve the revised boundaries for the delineation of the North side of Capitol Hill Conservation Area as outlined on Map "D" as contained within the report.
- (2) THAT the present policy of preserving the existing vegetation cover, limiting further building, preventing subdivision, and of acquiring vacant private land when it becomes available within the area be continued.

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN LAWSON:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

"THAT this matter be **REFERRED** to the Municipal Manager for a report indicating the lands which would be recommended for purchase, together with the methods of financing which could be utilized for the acquisition of these properties and that the report contain as much pertinent information relative to the stability of soil in the area, and further, that the previously Council adopted land acquisition program for the area also be included."

CARRIED UNANIMOUSLY

10. Letter from Lower Mainland Municipal Association
Which Appeared on the Agenda for the 1984 March 26
Meeting of Council (Item 4b)
Dyking in Big Bend Area

The Acting Municipal Manager submitted a report from the Director Engineering advising that at its regular Meeting of 1984 March 19, Council as a member of the Lower Mainland Municipal Association received a letter from Mayor Harry De Jong, Chairman of the Dyking Committee of that Association. The letter attached a position paper entitled "Forthcoming Recommendations Concerning Federal/Provincial Agreement"; both the letter and the position paper were sent to Council for its information. The position paper has been submitted to the Federal and Provincial Ministries of the Environment. Burnaby is affected only in the Big Bend Area and then only to a minor extent if at all. Over the years since the inception of the Fraser River Flood Control Program in 1968, Burnaby has applied for dyking construction assistance under the program on three occasions. Each time we were turned down because the cost/benefit ratio was not favourable enough when compared to other projects.

1984 March 26

The Director Engineering is of the opinion that Burnaby should make one more try for assistance under the program and, to this end, the Engineering Department has been engaged in the process of hiring a consulting engineer to update the dyking plan and to develop and determine cost/benefit ratios which may be more favourable to obtaining approval of a new application for assistance.

The Acting Municipal Manager recommended:

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

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

11. Work Orders - Nos. 60-14-077 and 60-70-127

The Acting Municipal Manager submitted a report from the Director Engineering regarding the cost of installing a traffic control device at the intersection of Dover Street and Royal Oak Avenue, installation of two 9 metre vehicle crossings in the 7500 Block Willard Avenue and construction of a six inch water main on Willard Avenue from Marine Drive to Stride Avenue with two 2 inch water services and meters. The total cost of the proposed work to be performed is \$110,800.00

The Acting Municipal Manager recommended:

- (1) THAT Work Order Nos. 60-14-077 and 60-70-127 be approved.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN NIKOLAI:

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

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN BROWN:

"THAT the recommendation of the Acting Municipal Manager be AMENDED whereby Work Order No. 60-14-077 be WITHDRAWN."

CARRIED UNANIMOUSLY

A vote was then taken on the original motion as moved by Alderman Stusiak and seconded by Alderman Nikolai; "THAT the recommendation of the Acting Municipal Manager be adopted," AS AMENDED and same was CARRIED UNANIMOUSLY.

12. Recycling of Paper in Burnaby

The Acting Municipal Manager submitted a report from the Director Engineering providing Council with information on the status and progress to date of discussions between staff members of Burnaby and Community Paper Recycling on the subject of paper recycling in Burnaby. Two meetings have been held on 1984 January and 1984 March 08 between representatives of the Burnaby Engineering Department and Community Paper Recycling whereat discussion centered on the results of respective areas of research conducted by each party and plans for the next step in implementation. At the meeting held on 1984 March 08 the two parties agreed to proceed further with the matter as follows:

1. Sample routes would be chosen and Community Paper staff would ride with Burnaby refuse crews to assess the volumes of paper put out by residents. This started on 1984 March 12.
2. If results of the above observations are favourable, Community Paper would deliver advertising pamphlets to a sample area of approximately 1,000 homes.

1984 March 26

3. Community Paper will supply two 5 Ton vehicles to pick up the paper ahead of our refuse trucks.
4. If the sample area operation proves feasible, Community Paper will expand the service.
5. Inasmuch as the existing Variety Club containers are mostly in the north half of Burnaby, Community Paper will examine the possibility of placing containers in South Burnaby at strategic locations.
6. Charitable and service groups which rely on the pick up of paper from households as a source of revenue will not be deprived of such revenue if the paper is picked up by Community Paper instead. The plan is for Community Paper to give compensation directly to such groups even though the groups are not necessarily engaged in the actual picking up and transporting of paper to recycling plants.
7. Community Paper agreed to pay all costs for research, advertising, provision of extra containers and the pick up and emptying of these containers.

The above actions have been implemented and the Director Engineering will submit a further report to Council as soon as significant results are available, probably two or three months from now.

The Acting Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

13. Letter from Mr. Tony Fabian Which Appeared on the Agenda for the 1984 March 19 Meeting of Council (Item 4e) Proposed Firehall Relocation

The Acting Municipal Manager submitted a report from the Director Fire Services in response to the item of correspondence received by Council on 1984 March 10 from Mr. T. Fabian in which the writer expressed concern with the insufficient justification for relocating the firefighting operations from No. 1 Firehall at 4867 Sperling Avenue to a proposed new Firehall at Banff Avenue and Canada Way. Mr. Fabian stated in his correspondence that the present No. 1 Firehall is ideally located in terms of response times, egress and access and that the proposal to relocate No. 1 Firehall is solely predicated on the need to reduce response time to the Burnaby General Hospital. The Fire Prevention and Control Plan 1982 November, which contains the recommendation to relocate the firefighting activities from the No. 1 Firehall to an area adjacent to Royal Oak and Canada Way, is the result of a four year study which utilized the most advanced technology in determining how best the future needs of the citizens of Burnaby could be served in terms of cost effectiveness and fire prevention/suppression. At the time the present site of Firehall No. 1 was selected at 4867 Sperling Avenue, this technology as with the lack of definitive information on traffic patterns, building density and demographic development was not as readily available. As a consequence many of the decisions relating to fire prevention were by necessity judgemental. If the Fire Department is to continue delivering a quality service, immediate action is necessary to earmark a firehall site which will allow for a reduced response time to the western boundaries of Burnaby. In order to clear up any concerns which Mr. Fabian may have, arrangements have been made for him to informally meet with staff on Thursday afternoon, 1984 March 22.

1984 March 26

The Acting Municipal Manager recommended:

- (1) THAT a copy of this report for forwarded to Mr. Tony Fabian, 5288 Hardwick Street, Burnaby, B.C., V5G 1P9.

MOVED BY ALDEMAN McLEAN:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

14. TDAC Restaurant Proposal For The Hart Mansion - An Update

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that the purpose of the report is to update Council on the restaurant proposal for the Hart Mansion by TDAC Management Corporation and to outline what steps have been taken to finalize the proposal. Substantial agreement has been reached between TDAC Management Corporation on a conceptual design plan and a Lease Agreement for the Hart Mansion. The report recommends that the Municipal Solicitor be authorized to finalize the Lease Agreement for presentation to Council. Negotiations are continuing and Council will be given additional specific details on the various aspects of the lease agreement as soon as they become available (it is estimated that the next Council report including the Lease Agreement will be ready for submission to Council in about three weeks).

The Municipal Solicitor will finalize negotiations with TDAC on the Lease Agreement that will include other operational aspects such as date of completion of restaurant, property maintenance, public access, insolvency provisions, etc. It is proposed that the lease with TDAC will be forwarded to Council for approval before final reading of the rezoning application.

The Acting Municipal Manager recommended:

- (1) THAT the Lease Agreement between the Municipality and TDAC Management Corporation be forwarded to Council for approval before final reading of the rezoning application for the Hart Mansion Restaurant.

MOVED BY ALDERMAN NIKOLAI:

SECONDED BY ALDERMAN DRUMMOND:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN BROWN:

"THAT the recommendation in the report be AMENDED to include a recommendation No. 2 to read as follows:

2. 'THAT the northern boundary of this site as shown on page 133 of Item 14, Municipal Manager's Report No. 23, 1984 March 26, not be established until such time as Century Park Museum Association and the Director Planning and Building Inspection have determined a mutually acceptable boundary'."

CARRIED UNANIMOUSLY

A vote was then taken on the original motion as moved by Alderman Nikolai and seconded by Alderman Drummond; "THAT the recommendation of the Municipal Manager be adopted," AS AMENDED, and same was CARRIED UNANIMOUSLY.

1984 March 26

15. Letter from Hans and Annette Kienitz,
6088 - 12th Avenue, Burnaby, B.C.
regarding drainage culverts

This item was dealt with previously in the meeting in conjunction with Item 3.(a) under Delegations.

16. Burnaby Tennis Club's Request to Leave up
Air Support Structure From 1984 May 01 to
September 30 - Burnaby Lake Sports Center

The Acting Municipal Manager submitted a report advising that the Burnaby Tennis Club has expressed a desire to keep its air support structure in place from 1984 May 01 to 1984 September 30. The Parks and Recreation Commission have approved this request, and the matter is now coming before Council because retention of the structure for the period requested would require that an action be taken on the licence agreement that has been executed by the Club and the municipality. The Recreation and Cultural Services and the Planning and Building Inspection Departments recommend that the structure be removed for the five month period between May 01 and September 30 in accordance with the terms of the existing licence agreement.

The Acting Municipal Manager's position is that the general public's interest would be best served if the structure were removed during the spring and summer months. Although it is not a principle reason for his position, the Acting Municipal Manager is nevertheless mindful of the precedent that would be established if the municipality were to accede to the Club's request for relaxation of the agreement.

The Acting Municipal Manager recommended:

- (1) THAT the air support structure be taken down by 1984 April 30 in accordance with the licence agreement between the Burnaby Tennis Club and The Corporation of the District of Burnaby.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN NIKOLAI:

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

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN RANKIN:

"THAT this matter be **REFERRED** back to the Parks and Recreation Commission to discuss the allocation of courts for public use with the Burnaby Tennis Club should the air support structure be allowed to remain in place from 1984 May 01 to 1984 September 30."

CARRIED
OPPOSED: ALDERMEN BROWN, McLEAN, NIKOLAI
AND STUSIAK

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

1984 March 26

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

"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 the minutes of the Vancouver Regional Transit Commission meetings held on 1984 February 10 and 17, are available in the Aldermen's Office for the information of Council members.

Alderman Stusiak:

Alderman Stusiak advised that he will not be attending the Federation of Canadian Municipalities Annual Conference in Winnipeg, Manitoba scheduled for 1984 June 03 to June 07 inclusive.

Alderman Stusiak, in his capacity as Chairman of the Housing Committee, then suggested that it may be prudent to have the Advisory Planning Commission appoint a liaison representative who would participate, in a non-voting capacity, with the public information meetings which will be hosted by the Housing Committee respecting the Residential Neighbourhood Environment Study.

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN NIKOLAI:

"THAT the Advisory Planning Commission be requested to appoint a liaison representative of that body to participate, in a non-voting capacity, in the activities of the the Housing Committee relating to the Residential Neighbourhood Environment Study."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN NIKOLAI:

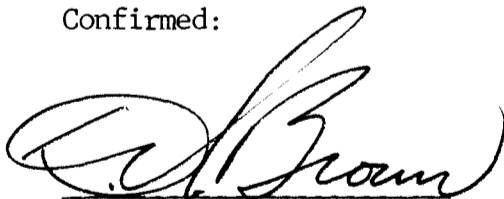
"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 21:12 h.

Confirmed:

Certified Correct:


ACTING MAYOR


MUNICIPAL CLERK'S ASSISTANT