

1985 JULY 22

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1985 July 22 at 7:03 p.m.

PRESENT: Mayor W.A. Lewarne (In the Chair)
Alderman D.N. Brown
Alderman D.P. Drummond
Alderman A.H. Emmott
Alderman E. Nikolai (7:31 p.m.)
Alderman L.A. Rankin (7:07 p.m.)
Alderman V.V. Stusiak

ABSENT: Alderman D.A. Lawson
Alderman G.H.F. McLean

STAFF: Mr. M.J. Shelley, Municipal Manager
Mr. J.E. Fleming, Director Administrative & Community Services
Mr. E.E. Olson, Director Engineering
Mr. H.B. Karras, Director Finance
Mr. A.L. Parr, Director Planning and Building Inspection
Mr. T.M. Dunlop, Deputy Municipal Clerk
Mr. R.D. Seath, Municipal Clerk's Assistant

B Y L A W S

RESCIND SECOND AND THIRD READINGS:

#8379 Text Amendment - Recreational Vehicle Park

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN BROWN:

"THAT Council do now rescind the following motions which were moved by Alderman Nikolai and seconded by Alderman McLean in connection with Bylaw #8379 at the regular Council Meeting held on 1985 July 15, being;

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

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

'THAT

"Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 38, 1985" #8379

be now read a second and third time.'"

CARRIED

OPPOSED: ALDERMAN DRUMMOND

SECOND AND THIRD READINGS:

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN EMMOTT:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND

In accordance with Council direction given at the regular Council Meeting held on 1985 June 24 amendments, recommended by the Recreational Vehicle Park Committee, to Bylaw #8379 were now brought before Council for consideration and adoption at the time of Second Reading of the Bylaw. These amendments are now before the meeting.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT paragraphs (b) and (c) of Section 510.4 be deleted, and that the following be substituted therefor:

- '(b) the minimum area for recreational vehicle spaces intended to be occupied only by motorized or self-propelled vehicles be 52.0 m² (560 square feet);
- (c) The minimum area for recreational vehicle spaces intended to be occupied by two vehicles, one of which is a recreational vehicle, shall be 93 m² (1,000 square feet); and
- (d) the average area of all recreational vehicle spaces within a recreational vehicle park shall not be less than 74.3 m² (800 square feet)."

Alderman Rankin entered the Council Chamber at 7:07 p.m. and took his place at the Council Table.

CARRIED
OPPOSED: ALDERMEN DRUMMOND AND RANKIN

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED
OPPOSED: ALDERMEN DRUMMOND AND RANKIN

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 38, 1985' #8379

be now read a second and third time, AS AMENDED."

CARRIED
OPPOSED: ALDERMEN DRUMMOND AND RANKIN

RECONSIDERATION AND FINAL ADOPTION:

#7614	5310 Capitol Drive; 5307, 5315, 5321 and 5331 East Hastings Street	RZ #51/80
#8269	5361 Irving Street	RZ #53/84

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 55, 1980' #7614

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 62, 1984' #8269

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

CARRIED
OPPOSED: ALDERMAN DRUMMOND TO BYLAW #8269

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

"THAT the following listed item of correspondence be received."

CARRIED UNANIMOUSLY

- (a) Burnaby Village Museum, Museum
 Director, Undated,
 Re: Capital Funding Requirements
 for the Museum Expansion.

Mr. Peter Schofield, Museum Director, submitted an undated brief, on behalf of the Museum Board of Directors, regarding the capital funding requirements for the Museum expansion. Mr. Schofield appeared as a delegation on behalf of the Burnaby Village Museum Board of Directors and read the brief in its entirety at the meeting of Council sitting as a Committee of the Whole with Burnaby Village Museum Board of Directors, Burnaby Public Library Board and Burnaby Parks and Recreation Commission held immediately following this regular Council Meeting.

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

- (a) Transit Services in the Vancouver
 area
- (o) Province of British Columbia, Ministry
 Human Resources, Minister,
 1985 April 12,
 Re: Transit services in the Vancouver
 area.

A copy of a letter dated 1985 April 12 was received from the Minister responsible for Transit, Honourable Grace McCarthy, addressed to the Chairman of the Vancouver Regional Transit Commission regarding transit services in the Vancouver area. The letter responds to points raised for discussion by the Commission with respect to ALRT funding. Details of the cost sharing formula are set out in the letter.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN LAWSON:

"THAT this item of correspondence be now TABLED."

CARRIED UNANIMOUSLY

Council chose not to lift this matter from the table this evening.

- (b) Outdoor Burning
- (c) Corporation of the City of New Westminster
 City Clerk, 1985 June 19,
 Re: Outdoor Burning

A letter dated 1985 June 19 was received from the Corporation of the City of New Westminster regarding outdoor burning. The letter provides clarification of the City Council's position with respect to outdoor burning and notes that Council's concern arises from burning being permitted at the Stride Avenue dump, which often results in smoke and pollution dispersing over the west end of the City of New Westminster, rather than with outdoor burning by the residents of Burnaby.

Item 19, Municipal Manager's Report No. 46, 1985 July 02 was brought forward for consideration at this time.

19. Letter from the Corporation of the City of New Westminster, City Hall, 511 Royal Avenue, New Westminster, B.C., V3L 1H9, Outdoor Burning

The Municipal Manager submitted a report written in response to the correspondence received from the City of New Westminster with respect to outdoor burning. The report notes that in the past, complaints from New Westminster had coincided with periods of allowable outdoor burning by Burnaby residents during which time no burning took place at the Stride Avenue Dump.

The report further advises that the most recent complaint from New Westminster followed an open burning which took place at Stride Avenue during the early hours of the morning of 1985 June 15, which was set by persons unknown. In a previous report to Council on 1985 June 03, Council was advised that a trench burner will provide a viable means of disposing of some portion of the total volume of garden refuse after pre-operational shakedown measures have taken place. The report concludes with advice that New Westminster's staff will be kept informed of progress on the trench burner installation so that New Westminster City Council will have the opportunity of being more directly informed by its own staff members concerning operations at the Stride Avenue Dump.

The Municipal Manager recommended:

- (1) THAT a copy of the report be sent to the Corporation of the City of New Westminster, 511 Royal Avenue, New Westminster, B.C., V3L 1H9.

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN RANKIN:

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

CARRIED UNANIMOUSLY

Arising out of Council's consideration of this item of correspondence, His Worship, Mayor Lewarne, advised that in accordance with the authority granted to the Mayor under Section 240(1) of the Municipal Act he was returning for reconsideration the resolution as moved by Alderman Brown and seconded by Alderman Rankin at the regular Council Meeting held on 1985 June 03 being; "THAT the recommendations of the Acting Municipal Manager be adopted as follows;

- (1) THAT Council approve the cancellation of outdoor burning by Burnaby residents and that the Municipal Solicitor be requested to bring forward the bylaw appropriately amended.
- (2) THAT a copy of the report be sent to all persons who have recently made their views known on this matter including the City of New Westminster."

His Worship, Mayor Lewarne, then advised that this previously adopted motion was now before Council for reconsideration.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

"THAT the motion as moved by Alderman Brown and seconded by Alderman Rankin at the regular Council Meeting held on 1985 June 03 and now brought forward for reconsideration by His Worship, Mayor Lewarne, being; 'THAT the recommendations of the Acting Municipal Manager as contained within Item 6, Acting Municipal Manager's Report 39, 1985 June 03, being;

- (1) THAT Council approve the cancellation of outdoor burning by Burnaby residents and that the Municipal Solicitor be requested to bring forward the bylaw appropriately amended.
- (2) THAT a copy of this report be sent to all persons who have recently made their views known on this matter including the City of New Westminster.'

be now TABLED."

CARRIED
OPPOSED: ALDERMEN DRUMMOND,
NIKOLAI AND RANKIN

This matter was tabled until such time as a full Council is present.

Council chose not to lift this matter from the table this evening.

R E P O R T S

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

- (a) The Municipal Manager presented Report No. 50, 1985 July 22 on the matters listed following as Items 01 to 05 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Rezoning Reference No. 35/85
7160 Kitchener Street

The 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 1985 July 15, 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 Municipal Manager recommended:

- (1) THAT a rezoning bylaw to cover the above referenced rezoning application be prepared and advanced to First Reading on 1985 July 29 and to a Public Hearing on 1985 August 13 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.
 - c) The submission of a surveyor's plot plan prior to Third Reading to confirm that any structures on the site are in conformance with the regulations of the R9 zoning category in relation to the proposed new lots. Any removal or relocation work must be completed prior to Final Adoption but should not be undertaken prior to Third Reading of the Bylaw.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN RANKIN:

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

CARRIED
OPPOSED: ALDERMAN BROWN

2. Rezoning Reference No. 47/85
7922 Twelfth Avenue

The 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 1985 July 15, 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 Municipal Manager recommended:

- (1) THAT a rezoning bylaw to cover the above referenced rezoning application be prepared and advanced to First Reading on 1985 July 29 and to a Public Hearing on 1985 August 13 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.
 - c) The submission of a surveyor's plot plan prior to Third Reading to confirm that any structures on the site are in conformance with the regulations of the R9 zoning category in relation to the proposed new lots. Any removal or relocation work must be completed prior to Final Adoption but should not be undertaken prior to Third Reading of the Bylaw.
 - d) The existing duplex must revert to a single family dwelling after Third Reading but prior to Final Adoption of the rezoning, if the dwelling is to be retained on one of the new lots.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN RANKIN:

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

CARRIED UNANIMOUSLY

3. Rezoning Reference No. 37/85
4630 Bond Street

The 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 1985 July 15, 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 Municipal Manager recommended:

- (1) THAT a rezoning bylaw to cover the above referenced rezoning application be prepared and advanced to First Reading on 1985 July 29 and to a Public Hearing on 1985 August 13 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.
- c) The submission of a surveyor's plot plan prior to Third Reading to confirm that any structures on the site are in conformance with the regulations of the R9 zoning category in relation to the proposed new lots. Any removal or relocation work must be completed prior to Final Adoption but should not be undertaken prior to Third Reading of the Bylaw.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

CARRIED
OPPOSED: ALDERMAN DRUMMOND

4. Rezoning Reference No. 38/85
6979 E. Hastings Street

The 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 1985 July 15, 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 report further advises that since the subject site is located adjacent to the Westridge Park, measures should be taken to develop an appropriate interface with the park area and present a good visual image to the public. In this regard it would be appropriate to provide a landscape buffer adjacent to the north and east property lines to screen the industrial activities from the park area and to orient the industrial activities of the development away from the East Hastings Street frontage. These concerns should be reflected in the suitable plan of development as a prerequisite condition of rezoning.

The Municipal Manager recommended:

- (1) THAT a rezoning bylaw to cover the above referenced rezoning application be prepared and advanced to First Reading on 1985 July 29 and to a Public Hearing on 1985 August 13 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 to incorporate the landscaping, orientation and access criteria outlined in Sections 1.3 and 1.4 of the Director Planning and Building Inspection's report.
 - b) The deposit of sufficient monies to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed and constructed to the approval of the Municipal Engineer. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.

- d) The submission of an undertaking to remove all existing improvements from the site within six months of the rezoning being effected but not prior to Third Reading of the Bylaw. In the event that existing improvements on the site are vacant and considered to be a hazard to life or property, the Fire Prevention Office may issue an order to demolish such improvements and remove the resultant debris prior to Third Reading.
- e) The 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 STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

CARRIED
OPPOSED: ALDERMEN DRUMMOND AND
RANKIN

5. Referendum

The Municipal Manager submitted a report from the Director Finance in response to a question asked at the 1985 July 22 Council Meeting as to whether or not it was possible to obtain approval from the electors to proceed with the projects that would allow the use of our existing reserves, or alternatively to borrow externally if that was in the community's best interest to do so. The simple answer to this question is yes. The report provided the following four alternatives available in this regard:

- 1. By bylaw, Council can appropriate funds now in reserve to finance the proposed programs. The bylaw requires the Minister's approval, and he may direct that the assent of the electors be obtained.
- 2. A question referendum can be held pursuant to Section 283 of the Municipal Act. Its purpose would be to get the opinion of the electors. It does not result in giving Council the power to borrow in any form.
- 3. A separate loan authorization bylaw for each of Library, Parks and Museum could be adopted, pursuant to Section 330. Each bylaw requires the assent of the electors.
- 4. A comprehensive loan authorization bylaw could be adopted pursuant to Section 331. Such a bylaw would combine all of the programs, i.e. Library, Parks and Museum, into one bylaw. Such a bylaw requires the assent of the electors.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

"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

E N Q U I R I E S

Mayor Lewarne

His Worship, Mayor Lewarne, advised that there is to be a report brought forward for consideration at the regular Council Meeting on 1985 July 29 with respect to increasing the capacity of the Burnaby refuse incinerator. Mayor Lewarne suggested that if any members of Council wish to have specific questions answered in this regard, that they now be brought forward.

Alderman Drummond:

Has the Greater Vancouver Regional District Water and Waste Management Committee made any further commitments with respect to the control of noise, pollution and waste?

Has the Federal Branch of Environment Canada been formally requested to test emissions emanating from the incinerator?

Will the Provincial Government under the Waste Management Act, which sets certain pollution standards for incinerators, evaluate and provide an independent study?

Alderman Brown:

Will there be any enlargement of the traffic pattern schedule for trucks travelling to the incinerator and will there be a schedule prepared for various routes to be used on a daily basis?

Mayor Lewarne:

What will be the impact of additional traffic travelling on Meadowland Avenue?

His Worship, Mayor Lewarne, further advised that the recent hot spell and resultant increased demand for water has created a critical water shortage for the high rises located along the Imperial Street corridor. Mayor Lewarne suggested that Council may have to take immediate action to ameliorate this situation.

Mr. E.E. Olson, Director Engineering, advised that this problem has occurred as a result of the increased demand on the reservoir in Central Park. The Greater Vancouver Water District is closely monitoring this situation and allocating water to those areas of greatest need. The weekday peak demands for water in Burnaby has increased four and one half times above average demand as a result of the hot spell. The problem reaches a peak on Monday evenings with the most critical time being between the hours of 7:00 - 9:30 p.m. Mr. Olson further advised that he has the authority to implement water restrictions if it is deemed necessary; however, he suggested that insofar as staff and the Greater Vancouver Water District are closely monitoring this situation that no action be taken by Council at this time.

1985 July 22

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

"THAT Mr. M.J. Shelley, Municipal Manager, be appointed Acting Municipal Clerk for the 'In Camera' portion of this meeting."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

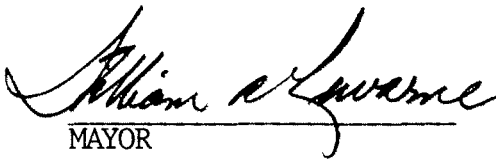
"THAT this regular Council Meeting do now adjourn."

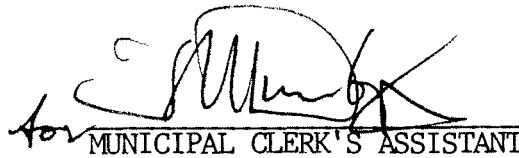
CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 7:27 p.m.

Confirmed:

Certified Correct:


MAYOR


MUNICIPAL CLERK'S ASSISTANT