

1987 MAY 11

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B. C. on Monday, 1987 May 11 at 7:00 p.m.

PRESENT: Mayor W.A. Lewarne (In the Chair)
Alderman R.G. Begin
Alderman A.H. Emmott
Alderman G.H.F. McLean
Alderman E. Nikolai
Alderman L.A. Rankin
Alderman V.V. Stusiak
Alderman S.G. Veitch

ABSENT: Alderman D.P. Drummond

STAFF: Mr. A.L. Parr, Acting Municipal Manager
Mr. R.H. Moncur, Director Administrative & Community Services
Mr. W.C. Sinclair, Deputy Director Engineering
Mr. D.G. Stenson, Assistant Director - Current Planning
Mr. J.G. Plesha, Administrative Assistant to Manager
Mr. T.M. Dunlop, Deputy Municipal Clerk
Mrs. M.I. Pasqua, Administrative Officer I

V I S I T O R S

His Worship, Mayor Lewarne, welcomed members of the 16th North Burnaby Company, Girl Guides of Canada, who were accompanied to the Council Meeting by their Guider-In-Charge, Maureen McKay.

M I N U T E S

- (a) The minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1987 May 04 then 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 1987 May 04 be adopted."

CARRIED UNANIMOUSLY

D E L E G A T I O N

The following wrote requesting an audience with Council:

- (a) Victor J. Blancard, 1987 April 29,
Re: Tax Rate Bylaws
Speaker - Victor Blancard

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- (a) Mr. Victor J. Blancard, 4630 Highlawn Drive, then addressed the members of Council as a representative of the "Operation Fightback" organization in opposition to the proposed 1987 tax rate bylaws. The delegation contended that residential tax payers were being forced to assume a greater burden whereas industrial and commercial tax payers were being granted exemptions at the expense of the average homeowner. The delegation suggested that the unemployed, senior citizens and individuals living on fixed incomes would be unfairly penalized and will be left no alternative but to resist tax increases by withholding payments. Council was therefore urged to provide some relief for the residential tax payers, who, it was suggested, would not protest if everyone paid a fair and equitable share of property and school taxes.

B Y L A W S

FIRST, SECOND AND THIRD READING:

MOVED BY ALDERMAN BEGIN:
SECONDED BY ALDERMAN VEITCH:

"THAT

'Burnaby Local Improvement Temporary Financing Bylaw 1987' #8754

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 BEGIN:
SECONDED BY ALDERMAN VEITCH:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN BEGIN:
SECONDED BY ALDERMAN VEITCH:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN BEGIN:
SECONDED BY ALDERMAN VEITCH:

"THAT

'Burnaby Local Improvement Temporary Financing Bylaw 1987' #8754

be now read three times."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

#8673	WITHDRAWN	
#8730	2300 Boundary Road; 2453 Gilmore Avenue and 4050 Lougheed Highway	RZ #11/87

MOVED BY ALDERMAN BEGIN:
SECONDED BY ALDERMAN VEITCH:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 1987' #8730

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

CARRIED UNANIMOUSLY

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

"THAT all of the following listed items of correspondence be received and those items of the Acting Municipal Manager's Report No. 33, 1987 May 11 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) Crazy Benny's New and Used Sporting Goods Ltd., Owner,
1987 April 27
Re: Request permission for portable non-accessory sign - Lougheed Highway and Holdom Avenue
-

A letter dated 1987 April 27 was received from Crazy Benny's New and Used Sporting Goods Ltd. requesting consideration of a permit for a portable non-accessory sign to be located at the junction of Lougheed Highway and Holdom Avenue.

Item 3, Acting Municipal Manager's Report No. 33, 1987 May 11 was brought forward for consideration at this time.

3. Letter from Mr. Garlyn Dewar, Crazy Benny's New and Used Sporting Goods Ltd., No. 12 Park Crest Plaza, 5901 Broadway, Burnaby, B.C., V5B 2Y1
Sandwich Board Sign
-

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection which was written in response to a request from Crazy Benny's New and Used Sporting Goods Ltd. to locate a portable non-accessory sign at the Lumberland site located at 5650 Lougheed Highway. The report advises that staff has discussed possible alternatives under the Burnaby Sign Bylaw and notes that these would be explored by the correspondent who would advise staff of his decision in the near future.

The Acting Municipal Manager recommended:

1. THAT a copy of the report be sent to Mr. Garlyn Dewar, Crazy Benny's New and Used Sporting Goods Ltd., #12 Park Crest Plaza, 5901 Broadway, Burnaby, B.C., V5B 2Y1.

MOVED BY ALDERMAN MCLEAN:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

- (b) Mr. G.A. Torp, 1987 May 01,
Re: Business conduct - Speedy Moving and Storage
-

A letter dated 1987 May 01 was received from Mr. G.A. Torp requesting that Council investigate the conduct of a moving and storage company operating in the municipality.

His Worship, Mayor Lewarne, advised that the complaint is presently under investigation by the Chief Licence Inspector who will communicate directly with the correspondent.

- (c) Mountainside Village Strata Council,
President, 1987 April 27,
Re: Disturbing activities in immediate neighbourhood
-

A letter dated 1987 April 27 was received from the Mountainside Village Strata Council, expressing concern at disturbances and vandalism being caused in the neighbourhood. Council was requested to provide assistance in restoring order and control back to the neighbourhood.

Item 13, Acting Municipal Manager's Report No. 33, 1987 May 11 was brought forward for consideration at this time.

13. Letter from Mountainside Village Strata Council
which appears on the Agenda for the 1987 May 11
Meeting of Council
Complaint Involving Vandalism and Other Problems

The Acting Municipal Manager submitted a report from the Director Administrative and Community Services which was written in response to correspondence received from the Mountainside Village Strata Council regarding vandalism and other problems in the neighbourhood. The report advises that the R.C.M.P. has acknowledged the correspondence from the Strata Council and has directed the Community Policing/Crime Prevention Unit to meet with the Strata Council in order to devise an action plan to address the situation. The report notes that an initial meeting between the Mountainside Village Strata Council and the R.C.M.P. is anticipated in the near future. The report further notes that some of the problems outlined in the correspondence are more of a contract/civil law nature and beyond the jurisdiction of the municipality.

The Acting Municipal Manager recommended:

- (1) THAT a copy of the report be sent to the Mountainside Village Strata Council NW 2175, c/o Chris Raines, 8624 Caraway Court, Burnaby, B.C., V5A 4J1.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN RANKIN:

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

CARRIED UNANIMOUSLY

- (d) Vancouver Senior Strut '87,
Chairperson, 1987 April 30,
Re: Fourth Annual Seniors
Strut - Friday 1987 June 19

A letter dated 1987 April 30 was received from the "Vancouver Senior Strut '87" organization advising of a walk planned for 1987 June 19 to raise funds in support of projects and goals for various activities for the 55 year and older segment of the population.

- (e) Svend J. Robinson, M.P. Burnaby,
1987 April 29
Re: Municipal radio license fees

A letter dated 1987 April 29 was received from Mr. Svend J. Robinson, M.P., Burnaby, advising of a favourable response from the Minister of Communications with respect to previously expressed concerns regarding municipal radio license fee increases. The Federal Minister of Communications advised of an extension of the preferential fee treatment accorded to municipalities for the year commencing 1987 April 01 in order to allow sufficient time for review of the concerns raised.

R E P O R T S

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

- (a) The Acting Municipal Manager presented Report No. 33, 1987 May 11 on the matters listed following as Items 01 to 13 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Scheduled Submission to Council
Burnaby Metrotown - A Development Plan
Community Plan Review Report

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising Council of the status of the Community Plan Review report for Metrotown. The report advises that staff was delayed in finalizing the Community Plan Review report due to the complex coordination necessary to ensure completion of all prerequisites related to the Station Square proposal (RZ #95/85) which received final adoption of its rezoning bylaw on 1987 May 04. The report further advises that the full report of the Community Plan Review will be submitted to Council for consideration at its regular meeting to be held on 1987 May 19.

The Acting Municipal Manager recommended:

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

MOVED BY ALDERMAN MCLEAN:

SECONDED BY ALDERMAN BEGIN:

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

CARRIED UNANIMOUSLY

2. Application for Crown Grant of Property
within Deer Lake Park Boundary

The Acting Municipal Manager submitted a report from the Director Recreation and Cultural Services regarding proposed application for Crown Grant of property within the Deer Lake Park boundary. The report advises that at its meeting of 1987 May 06, the Parks and Recreation Commission adopted a recommendation requesting Council to authorize staff to apply for a Crown Grant for a Provincially owned parcel located at the southeast corner of Moscrop and Willingdon, which is included in the boundaries of Deer Lake Park. The report notes that the Provincial Government transferred the lower portion of the Oakalla lands to Burnaby subject to certain conditions, one of which, is that the Corporation set aside those properties designated for acquisition within the Deer Lake Park boundaries, in perpetuity, for the benefit of all citizens of B.C.

The Acting Municipal Manager recommended:

- (1) THAT staff be authorized to make application to the Ministry of Forests and Lands for a Crown Grant of the parcel described as D.L. 72, except Plans 50398, 59477, 15514, 27814, 29827, 30657, 30657, 63486 and 68136 (4750 Willingdon/4501 Moscrop) as included in the boundaries of the Deer Lake Park.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN MCLEAN:

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

CARRIED

OPPOSED: ALDERMEN BEGIN AND
NIKOLAI

3. Letter from Mr. Garlyn Dewar, Crazy Benny's
New and Used Sporting Goods Ltd., No. 12 Park
Crest Plaza, 5901 Broadway, Burnaby, B.C., V5B 2Y1
Sandwich Board Sign

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

4. Solid Waste Report

The Acting Municipal Manager submitted a report from the Acting Director Engineering which provides an outline of refuse services in the municipality and includes a tabulation of statistics covering a five year period. The report advises that while collection costs have remained relatively static, disposal costs have increased dramatically due to the difficulty of providing disposal facilities on a regional basis.

The Acting Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

5. Status Report - Canopies and Awnings Projecting over Public Road Allowances

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising of the status of staff investigations into the matter of canopies and awnings projecting over public road allowances. The report advises that research is now being completed and a draft report has been sent to the Engineering and Legal Departments for review and comment.

The Acting Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

6. Letter from Mrs. Susan Lanyon which appeared on the Agenda for the May 04th Meeting of Council
996 Duthie Avenue - Alleged Illegal Suite

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection which was written in response to correspondence expressing concern with respect to an alleged illegal suite at 996 Duthie Avenue. The report advises that the Building Inspection division will investigate the alleged violation of the Burnaby Zoning Bylaw and a restrictive covenant registered against the single family dwelling at 996 Duthie Avenue.

The Acting Municipal Manager recommended:

- (1) THAT a copy of the report be provided to Mrs. Susan Lanyon, 7242 Pandora Street, Burnaby, B.C., V5A 1B9.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

7. Rezoning Reference No. 24/87
6879 Kingsway

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising of a rezoning application for 6879 Kingsway from the C4 Service Commercial District to CD Comprehensive Development District (based on C1 Neighbourhood Commercial District guidelines). The report advises of the applicant's intention to convert the existing Ship Galley Restaurant to a Neighbourhood Public House.

The Acting Municipal Manager recommended:

- (1) THAT a rezoning bylaw be prepared and advanced to First Reading on 1987 May 19 and to a Public Hearing on 1987 June 16 at 7:30 p.m., and that the following be established as prerequisites to the rezoning:
 - (a) The submission of a suitable plan of development.
 - (b) The deposit of sufficient monies to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed and constructed to the approval of the 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 deciation of any rights-of-way deemed requisite.
 - (e) The satisfactory completion of the resident sruvey as outlined in Section 3.6 of the report.
- (2) THAT Council approve the adjustment to Community Plan Area Six, as outlined in Section 3.5 of the report.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED
OPPOSED: MAYOR LEWARNE

Arising from consideration of the rezoning report, Alderman Emmott was given leave to introduce a motion with respect to the status of Griffiths Avenue.

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN STUSIAK:

"THAT staff be requested to bring forward a report regarding the status of upgrading Griffiths Avenue between Kingsway and Imperial Street."

CARRIED UNANIMOUSLY

- 8. Letter from Mr. W.M. Apedaile which appeared on the agenda for the May 04th Meeting of Council Portion of Trail Link between Confederation and Second Narrows Park - 4400 Block Eton Street

The Acting Municipal Manager submitted a report from the Director Recreation and Cultural Services which was written in response to correspondence received from Mr. W.M. Apedaile regarding the proposed park trail link in the 4400 block Eton Street. The report advises that the Parks and Recreation Commission considered the correspondence at its meeting of 1987 May 04 and was advised that development of the entire trail link cannot be considered until the remaining private properties have been acquired by Chevron Canada Limited which has a property exchange agreement with the municipality. The report advises that maintenance staff have now completed filling and grading of the site so that it can be maintained on a regular basis until development takes place.

The Acting Municipal Manager recommended:

- (1) THAT a copy of the report be forwarded to Mr. W.M. Apedaile.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

- 9. Building Permit Tabulation Report No. 04 From 1987 March 23 to 1987 April 19

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection providing the Building Permit Tabulation with Revenue/Expenditure Statement for the period 1987 March 23 to 1987 April 19.

The Acting Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

- 10. Proposed Purchase of Municipal Property 7731/41 Edmonds Street

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection regarding the proposed purchase of municipal property located at 7731/41 Edmonds Street. The report notes that arising from a request from McDonald's Restaurants Ltd. to submit a proposal to purchase the municipally-owned properties at the subject location, Council directed staff to report back in two months as to whether the possible Skytrain extension alignment along the Edmonds corridor had been determined. The report advises of a previous staff report which concluded that the subject properties should be retained in municipal ownership in order to protect the possible alignment and station options along Edmonds Street.

The report advises that the possible Skytrain route and alignment and station locations are still under study and it is not possible to determine, at this time, when a decision will be made. The report concludes with advice that the subject property should continue to be held in municipal ownership in consideration of the possible Skytrain extension along the Edmonds Street corridor with the properties being made available on a short-term lease basis until the alignment options have been fully explored.

The Acting Municipal Manager recommended:

- (1) THAT a copy of the report be sent to Ms. Cherry Krogstad, McDonald's Restaurants Ltd.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

MOTION DEFEATED
OPPOSED: MAYOR LEWARNE, ALDERMEN
BEGIN, EMMOTT, MCLEAN,
NIKOLAI, RANKIN, STUSIAK
AND VEITCH

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BEGIN:

"THAT the municipally-owned properties at 7731 and 7741 Edmonds Street be placed on the open market for sale and further, that the parties who have expressed an interest in the subject properties be advised of Council's action."

CARRIED UNANIMOUSLY

11. G.V.R.D. Incursion - Second Narrows Park
(Montrose Park)

The Acting Municipal Manager submitted a report from the Director Recreation and Cultural Services which was written in response to a request at the regular Council Meeting held on 1987 May 04 for report regarding unauthorized tree cutting and road development in Second Narrows Park (Montrose Park). The report advises of discussion of the matter at the Parks and Recreation Commission meeting of 1987 May 06 and notes that the Greater Vancouver Water District assumed an old overgrown road on the subject site belonged to the G.V.W.D. and therefore no permission for upgrading was required from The Corporation of Burnaby. The report further advises that all work has now stopped and the G.V.W.D. has agreed to negotiate access from the Corporation for construction of a required vehicular access to the G.V.W.D. valve chamber. The report also notes that some alder trees felled on the site had been cut by private persons and not the G.V.W.D. crews.

The Acting Municipal Manager recommended:

- (1) THAT a copy of the report be forwarded to the G.V.W.D.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BEGIN:

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

CARRIED UNANIMOUSLY

Arising from consideration of the report Alderman Rankin was given leave to introduce a motion regarding the incursion in Second Narrows Park.

MOVED BY ALDERMAN RANKIN:
SECONDED BY ALDERMAN MCLEAN:

"THAT the Greater Vancouver Water District be requested to improve the right-of-way through Second Narrows Park, in cooperation with the municipality and to undertake to notify the Corporation in advance of proceeding with any similar works on its rights-of-way in the municipality."

CARRIED UNANIMOUSLY

12. "Open House"
Proposed Edmonds Station Area Plan
Proposed Edmonds Town Centre South Plan

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising of an open house to be held for the proposed Edmonds Station Area Plan and the proposed Edmonds Town Centre South Plan to be held on 1987 May 27 at the Stride Community School, 7014 Stride Avenue. The report advises that an information sheet is currently being prepared for distribution to property owners and residents in the affected areas.

The Acting Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BEGIN:

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

CARRIED UNANIMOUSLY

13. Letter from Mountainside Village Strata Council
which appears on the Agenda for the 1987 May 11
Meeting of Council
Complaint Involving Vandalism and Other Problems

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

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

Alderman Nikolai

Alderman Nikolai served notice of his intention to bring forward a motion to the regular Council Meeting on 1987 May 19 with respect to proposed reinstatement of direct fines for moving motor vehicles violations.

Alderman Stusiak

Alderman Stusiak advised that Bill 22, the Expropriation Act, was recently introduced in the Provincial Legislature and a copy is in the hands of staff. Alderman Stusiak requested that a brief report be brought forward summarizing the major points of the proposed legislation and its impact on the municipality.

E N Q U I R I E S

Alderman Rankin

Alderman Rankin enquired with respect to receipt of a letter from Ms. W. Godfrey regarding the status of her property on Royal Oak Avenue in relation to the proposed road realignment in the subject area.

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In response, His Worship, Mayor Lewarne, advised that he had received similar correspondence from Ms. Godfrey and had responded directly from his office and advised of the open house to be held for the benefit of affected area residents on 1987 June 10 at Marlborough School.

Alderman McLean

Alderman McLean enquired as to the possible development of wheelchair ramps for the handicapped to access the B.C. Parkway trail system underneath the Skytrain Guideway.

In response, His Worship, Mayor Lewarne, advised that B.C. Transit and B.C. Parkways have only limited funds available for maintenance and upkeep of the parkway system and the new Transit Authority will be charged with responsibility for any future developments.

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN BEGIN:


"THAT this regular Council Meeting do now adjourn."

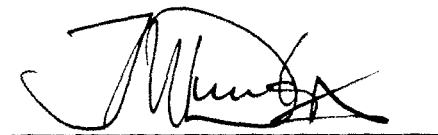
CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 8:20 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY MUNICIPAL CLERK