

RE: LETTER FROM MR. ELGIN K. RICHARDS  
7382 11TH AVENUE, REGARDING A SIDEWALK  
CROSSING AND A B.C. HYDRO GUY WIRE ON  
11TH AVENUE

ITEM 7  
MANAGER'S REPORT NO. 20  
COUNCIL MEETING 89/03/13

MUNICIPAL MANAGER'S RECOMMENDATION:

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

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TO: MUNICIPAL MANAGER 1989 MARCH 07

FROM: DIRECTOR ENGINEERING

SUBJECT: LETTER FROM MR. ELGIN K. RICHARDS,  
7382 11TH AVENUE, REGARDING A SIDEWALK  
CROSSING AND A B.C. HYDRO GUY WIRE ON  
11TH AVENUE

PURPOSE: TO PROVIDE COUNCIL WITH INFORMATION REGARDING  
THE CONCERNS EXPRESSED BY MR. RICHARDS

RECOMMENDATION:

1. THAT a copy of this report be sent to Elgin K. Richards, 7382 11th Avenue, Burnaby, B.C., V3N 2N1.

REPORT

Appearing on the Council Agenda for the meeting of 1989 February 27 was a letter from Mr. Richards which described his concerns about a sidewalk crossing to serve his property and, more particularly, about a B.C. Hydro pole and anchor on the boulevard area in front of his property.


Mr. Richards has a relatively narrow lot (only 12.6 m [41.3 feet] wide), making it difficult for him to allocate space within that frontage for a comfortable width of driveway. Fortunately for Mr. Richards, arrangements were made with Petrocan, his neighbour to the east facing Kingsway, for him to use part of their property which is occupied by an easement. The result of this is that Mr. Richards has a 20-foot sidewalk crossing, approximately half being on his frontage and the other half on Petrocan flankage. It was necessary for us to make arrangements with the owner (Petrocan) for the location of the crossing on their flankage and for Mr. Richards to pay for the cost of reinforcing the sidewalk (although being located on Petrocan flankage, that portion of the driveway is for the exclusive use of Mr. Richards and is not used by Petrocan). In a discussion last summer with the Director Engineering, Mr. Richards said he had no problem with paying the \$140 for reinforcing the sidewalk. There were some frustrating moments for all parties because of the third party involvement; Petrocan was most cooperative but arrangements were rather slow and tedious in coming about.

As an indirect consequence of the Local Improvement Project on 11th Avenue, B.C. Hydro determined a need to renew the B.C. Hydro pole located in front of the northwest corner of Mr. Richards' property and also determined that a further support pole was required between this pole and the existing pole at Kingsway (see Sketch #2 - B.C. Hydro Pole Permit 465-D07-A1005 attached). The pole marked with a circled "2" is the new one, set by Hydro, partially for their own technical reasons and partially because B.C. Telephone requested it so that B.C.

telephone could cross the street with their lines to go jointly with Hydro. B.C. Telephone wanted to cross the street with their lines because Burnaby requested that they eliminate an anchor which ended up in the middle of the new sidewalk at the corner of Kingsway. In this way, albeit somewhat indirectly, Burnaby was to some extent a party to the decision to install the new pole. To add to the problem, Hydro found the then-existing pole marked with a circled "1" to be rotten and had to be replaced; the replacement pole had to be moved closer to Kingsway by about one and one-half meters (see Sketch #1 attached) because of a transformer bank on the old pole which prevented the new pole being installed any closer to the old one. The permit was received and approved 1988 June 22. Note that no anchor was indicated for the subject pole and the exact location was only specified as to the offset from the property line, not in a longitudinal direction along the street. Therefore, Burnaby did not approve of the precise location of the pole and knew nothing about the anchor.

When the new pole was placed and the anchor added, Mr. Richards contacted the Engineering Department with his concerns as outlined in his letter. Staff assured Mr. Richards they would meet with B.C. Hydro to try to resolve the problem. After numerous discussions with B.C. Hydro and additional discussion with Mr. Richards, a partial solution to Mr. Richards' concerns was determined which involved the relocation of the new anchor to the new pole to the northeast, adjacent to the Petrocan gas station. We persisted in our attempts to persuade B.C. Hydro to relocate the anchor at their expense as it had been installed without Municipal approval but were unsuccessful in that Hydro insisted on payment from either Burnaby or Mr. Richards.

The Engineering Department still has a strong conviction that B.C. Hydro should move the anchor at its sole expense. The Director Engineering will pursue this matter and appeal it to as high a level in the hierarchy as is necessary. Since Burnaby had an involvement in the matter, albeit somewhat indirectly, a solution may be found in some form of cost-sharing arrangement, if necessary. Although B.C. Hydro and B.C. Telephone, both through their own Acts, have authority to locate their plant on public road allowances without Burnaby approval, both of those Corporations have traditionally been very cooperative in their work in Burnaby in terms of seeking approval. Although they have the "right" to be on the road, and although the pole and anchor do not interfere with Mr. Richards' points of access (as anchors often do), it is also not of Mr. Richards' making that the new pole and unauthorized anchor happen to be on his frontage. For these reasons and because there is an alternative available to relocate the anchor, the matter will be pursued to achieve that end.



E. E. Olson, P. Eng.  
DIRECTOR ENGINEERING

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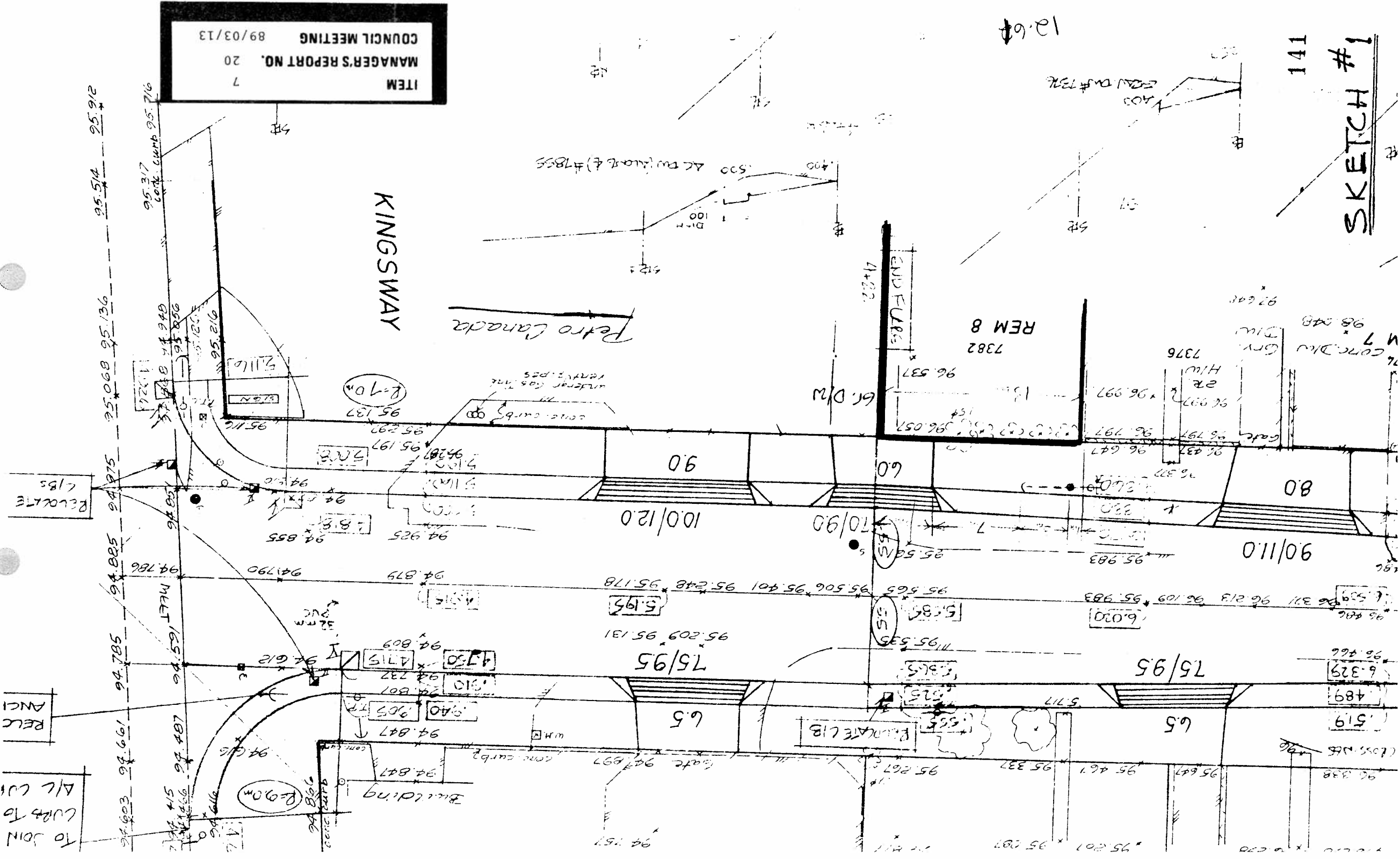
KINGSWAY

Petro Canada

REM 8  
7382

SKETCH #1

141



BRITISH COLUMBIA HYDRO and POWER AUTHORITY

MUNICIPALITY -  
 Notification of B.B.  
**POLE LINE CONSTRUCTION**  
 DATE: 15-6-88

**CORP. OF THE DISTRICT OF BURNABY**

V. WIEBE, P. ENGR.  
 1119 CANADA WAY  
 BURNABY, B.C.

Dear Sir:  
 We are submitting for your information the proposed pole line construction shown on the drawing below.

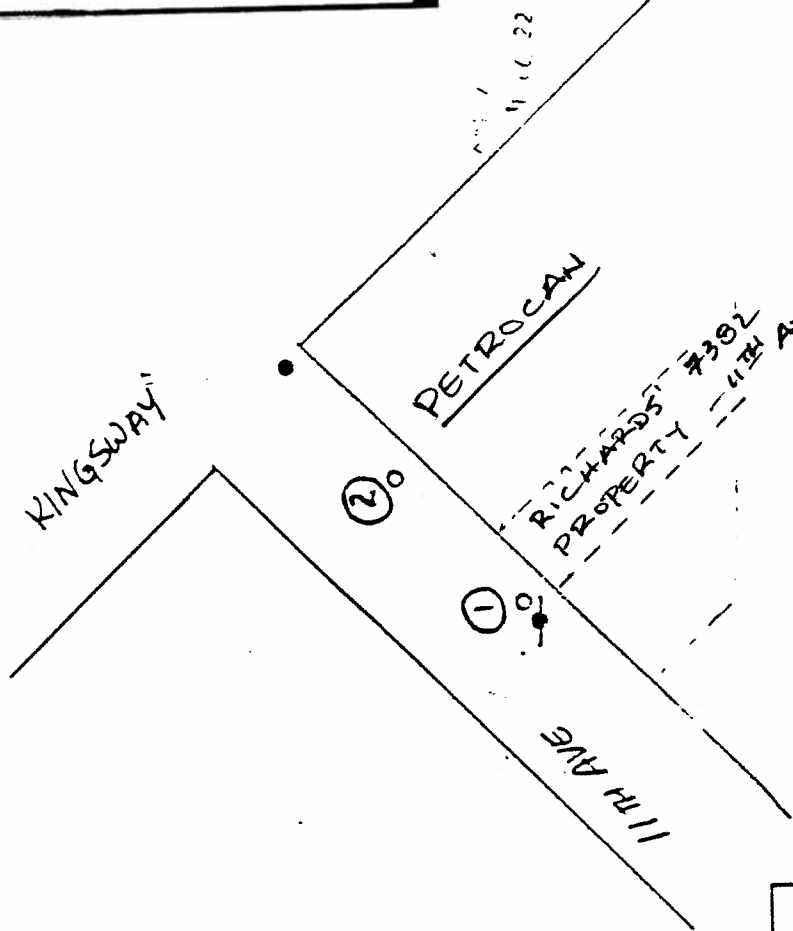
If you have no objection to the location of the poles and anchors indicated below, please sign one copy and return to this office.

Yours very truly,

*[Signature]*

142

ITEM 7  
 MANAGER'S REPORT NO. 20  
 COUNCIL MEETING 89/03/13



BCH & PA - BC TEL. CO.  
 POLE MANAGEMENT

REASON CODE  
 FOR POLE NO. (S)

1. Plant Addition  BC TEL

2. Renewal  (1)

3. 3rd party request/damage \_\_\_\_\_

4. Replace for extra equip. \_\_\_\_\_

5. Over 35 kV. \_\_\_\_\_

JOINT INTEREST  
 Request to purchase Joint Interest in BCH & PA poles. (Indicate pole no.)

1. Immediately \_\_\_\_\_

2. Future \_\_\_\_\_

3. Never \_\_\_\_\_

B.C. Tel. Co. Engr. \_\_\_\_\_ Date \_\_\_\_\_

REQUEST (2)

CC: J.A. SKELDING, K. GAMBLE

FILE

LEGEND

○ Proposed Pole  
 ● Existing Pole  
 ✕ Pole to be removed

ANCHOR & GUY  
 - Anchor Guy removed  
 - Anchor Guy removed  
 - NSF Road Side Face

SIGNING OFFICER PLEASE NOTE

Has any change been made in Plan above  
 Yes   
 No

Offset from Property Line or Right of Way of Pole 2.83 m.

*[Signature]* Date 15/06/88

DIST'N ENGR: D. CRONAN  
 DESIGNER: G. PARKES  
 STAKED BY: K. HIGGINS DATE: \_\_\_\_\_  
 EST. NO.: \_\_\_\_\_ G.W.O. No.: 461710  
 DWG. DATE: 88.6.14 SCALE: NTS  
 DISTRICT OR MUNICIPALITY: BBY

DWG. NO. 165-D-07-11005

Municipality - Signing Officer  
 \_\_\_\_\_ Date \_\_\_\_\_

SKETCH #2