

ITEM 27  
MANAGER'S REPORT NO. 40  
COUNCIL MEETING 90/06/11

RE: BOARD OF VARIANCE BYLAW 1971

MUNICIPAL MANAGER'S RECOMMENDATION:

1. THAT the recommendation of the Municipal Clerk be adopted.

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TO: MUNICIPAL MANAGER

DATE: 1990 JUNE 05

FROM: MUNICIPAL CLERK

SUBJECT: BOARD OF VARIANCE BYLAW 1971

PURPOSE: The purpose of this report is to request Council amend Burnaby Board of Variance Bylaw 1971 in order to extend the period of time provided for a response to a notice of appeal.

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RECOMMENDATION:

1. THAT the Municipal Solicitor be directed to amend Burnaby Board of Variance Bylaw 1971 in order to provide at least ten days notice of an appeal to be heard by the Board.

REPORT

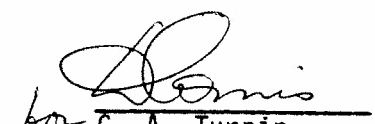
In recent months the Clerk's Department and Council have received complaints regarding the period of time provided for a response to a notice of appeal under the Burnaby Board of Variance Bylaw.

Section 9 of the subject bylaw currently states as follows:

"9 The Secretary shall, at least five days prior to the hearing of the appeal by the Board, mail to the appellant and the Corporation, and to the owners and occupiers of all real property located adjacent to the property with respect to which the appeal is being heard, a notice of the date, time and place of the hearing."

The Municipal Act does not specify a time frame for providing notification of a Board of Variance appeal, however, the Act does specify at least ten days for notification of a public hearing. In view of the similarity of these two issues (in that they both deal with property development), it is considered appropriate to provide the same notification period for both.

As a result, we are hereby requesting Council approve the recommended amendment to the Board of Variance Bylaw to provide at least ten days notice of a hearing.

  
for C. A. Turpin,  
MUNICIPAL CLERK.

c.c. Municipal Solicitor