1991 APRIL 02

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Tuesday, 1991 April O2 at 7:00 p.m.

- PRESENT: His Worship, Mayor W.J. Copeland Alderman D.R. Corrigan (arrived 7:05 p.m.) Alderman D.P. Drummond Alderman D.G. Evans Alderman D.A. Lawson Alderman E. Nikolai Alderman L.A. Rankin (arrived 7:10 p.m.) Alderman C.M. Redman Alderman J. Young
- STAFF: Mr. E.E. Olson, Municipal Manager Mr. R.H. Moncur, Director Administrative and Community Services Mr. L. Chu, Deputy Director Engineering Mr. A.L. Parr, Director Planning and Building Inspection Mr. J. Plesha, Administrative Assistant to Manager Mr. C.A. Turpin, Municipal Clerk Mrs. D.R. Comis, Deputy Municipal Clerk

MINUTES

1. The minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1991 March 25 then came forward for adoption.

MOVED BY ALDERMAN NIKOLAI: SECONDED BY ALDERMAN YOUNG:

"THAT the minutes of the regular Council Meeting and Caucus Meeting 'In Camera' held on 1991 March 25 be now adopted."

CARRIED UNANIMOUSLY

2. The minutes of the Public Hearing (Zoning) held on 1991 March 26 then came forward for adoption.

MOVED BY ALDERMAN NIKOLAI: SECONDED BY ALDERMAN YOUNG:

"THAT the minutes of the Public Hearing (Zoning) held on 1991 March 26 be now adopted."

CARRIED UNANIMOUSLY

DELEGATIONS

The following wrote requesting an audience with Council.

- Metro Centre Hotel, General Manager, 1991 March 19 Re: Cold Beer and Wine Store Application Speaker: - Nathan Fox
- Local 1-217, IWA-Canada, President, 1991 March 15 Re: Logging Within the Greater Vancouver Watersheds Speaker: - Gary Kobayashi

MOVED BY ALDERMAN NIKOLAI: SECONDED BY ALDERMAN EVANS:

"THAT the delegations be heard."

1. Mr. Nathan Fox, Metro Centre Hotel, 4561 Kingsway, Burnaby, B.C. appeared before Council to address an application for a beer and wine store at the Metro Centre Hotel.

The speaker examined concerns raised in a staff report including the distance of the proposed beer and wine store to Grange Street, the size of the parking lot and potential access/egress problems, the relationship of the development to potential redevelopment of the site, proximity to future apartment development in the area and proximity of the proposed beer and wine store to the government liquor store at Old Orchard Shopping Centre.

Alderman Corrigan entered the Council Chamber at 7:05 p.m. and took his place at the Council table.

Mr. Fox indicated that he is willing to operate the proposed beer and wine store for a limited period of five years at which time redevelopment of the entire site would commence.

Alderman Rankin entered the Council Chamber at 7:10 p.m. and took his place at the Council table.

Arising from the presentation Alderman Drummond was granted leave by Council to introduce the following motion:

MOVED BY ALDERMAN DRUMMOND: SECONDED BY ALDERMAN EVANS:

"THAT staff review the comments of the delegation and prepare a report for consideration by Council."

CARRIED OPPOSED: ALDERMAN RANKIN

2. Mr. Gary Kobayashi, 225 - 6th Street, New Westminster, B.C. appeared before Council on behalf of Local 1-217, IWA Canada to address the issue of attempts by certain public interest groups to limit logging in the Greater Vancouver watersheds.

Mr. Kobayashi stated that ceasing to log in these watersheds would exacerbate an already critical unemployment problem in the forest industry. The preservationist lobby of the Canadian Wilderness Association contends that logging practices contribute to the degradation of water supplies.

The speaker contends that water problems, while present, are not attributable to logging practices and related road construction. Mr. Kobayashi outlined those practices which do not compromise preservation of water quality and requested that Council support the continuation of logging in the Greater Vancouver watersheds.

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN DRUMMOND: SECONDED BY ALDERMAN RANKIN:

"THAT all of the following listed items of correspondence be received and those items of the Acting Municipal Manager's Report No. 23, 1991 April 02 which pertain thereto be brought forward for consideration at this time."

 Svend J. Robinson, M.P. Burnaby-Kingsway, 1991 March 19 Re: Letter to Secretary of State for External Affairs regarding unrest in El Zapotal, El Salvador

A letter dated 1991 March 19 was received from Svend J. Robinson, M.P. Burnaby-Kingsway addressed to the Right Honourable Joe Clark expressing support for Council's request that the Canadian Government intervene to halt military operations and bombardments against El Zapotal and other communities in El Salvador.

 G.S. Ballantyne, 1991 March 25
 Re: Construction of Residence at 7437 Burris Street

A letter dated 1991 March 25 was received from Mr. G.S. Ballantyne with respect to a residence under construction at 7437 Burris Street.

Item No. 2, Acting Municipal Manager's Report No. 23, 1991 April 02 was brought forward for consideration at this time.

 Rezoning Reference No. 83/89 Development of Property at 7437 Burris Street

> The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection providing detailed information with regard to a contravention of a restrictive covenant which specified that the subject property be developed only in accordance with the plan submitted to Public Hearing on 1990 January 23. The report outlines a process for dealing with the contravention of the covenant which would take into consideration the views of adjacent residents who consider themselves affected by the proposed changes to the development.

The Acting Municipal Manager recommended:

1. THAT Council concur in the process outlined in Section 3.0 of this report for considering changes in the subject restrictive covenant registered against 7437 Burris Street.

MOVED BY ALDERMAN DRUMMOND: SECONDED BY ALDERMAN NIKOLAI:

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

MOVED BY ALDERMAN RANKIN: SECONDED BY ALDERMAN DRUMMOND:

"THAT Item No. 2, Acting Municipal Manager's Report No. 23, 1991 April 02 be **REFERRED** back to staff to address questions raised by Council members."

CARRIED UNANIMOUSLY

Council requested that staff include information as to the extent of deviations from the approved plan, whether or not the changes are agreeable to staff, what steps would be necessary to enforce the restrictive covenant, including the actions to be taken by the owner and the actions to be taken by Council if the owner is reluctant to agree to maintaining the covenant, a review of the merits of a Public Hearing vs a Public Meeting, the current status of the development and whether or not construction is progressing at this time and whether or not the developer is incurring any additional expenses and whether or not the configuration of the structure is substantially changed by the amendments to the plan. 3. Wendy Yip, Undated Re: Construction of Residence at 7437 Burris Street

An undated letter was received from Wendy Yip expressing concern with regard to the contravention of a restrictive covenant dealing with development at 7437 Burris Street in Burnaby.

Lorne and Pat Fingarson
 1991 March 22
 Re: Property Improvements at
 4817 Maitland Avenue

A letter dated 1991 March 22 was received from Lorne and Pat Fingarson outlining problems experienced during renovations of property at 4817 Maitland.

A staff notation appended to this item of correspondence advises that this situation has been resolved to the satisfaction of Mr. and Mrs. Fingarson, without going to the Board of Variance. However, Mr. and Mrs. Fingarson requested their letter be placed on the Council Agenda for Council's information.

Alderman Young retired from the Council Chamber at 8:27 p.m.

5. Province of B.C., Ministry of Municipal Affairs, Recreation and Culture Minister 1991 March 11 Re: B.C. Festival of Arts -Requesting Bids to Host 1993 or 1994 Festival

A letter dated 1991 March 11 was received from the Minister of Municipal Affairs, Recreation and Culture advising that the B.C. Festival of the Arts, Festival Society is soliciting bids from interested communities to host the 1993 or 1994 festivals.

His Worship, Mayor W.J. Copeland advised that the Director Recreation and Cultural Services is preparing a report in response to this item of correspondence to be submitted to the Parks and Recreation Commission on 1991 April 03 and subsequently to Council on 1991 April 08.

6. E.T. Boles, 1991 March 14
Re: 1. Traffic on 10th Avenue
2. Construction of Residence on Burris Street

A letter dated 1991 March 14 was received from E.T. Boles expressing concern with regard to the amount of traffic on 10th Avenue and the contravention of a restrictive covenant at 7437 Burris Street.

His Worship, Mayor W.J. Copeland advised that the Director Planning and Building Inspection is preparing a report in response to this item of correspondence to be submitted to Council at the regular meeting on 1991 April 08.

7. Vera Munday, 1991 March 12 Re: Traffic Situation at Access and Egress to Parking Lot Located at McDonald and Hastings Street

> A letter dated 1991 March 12 was received from Mrs. Vera Munday expressing concern with regard to drivers driving the wrong way on McDonald Avenue, a one-way street.

A staff notation appended to this item of correspondence advises that McDonald Avenue between Pender Street and Hastings Street is one-way northbound; the entrance is from Pender Street. In response to Mrs. Munday's concerns regarding vehicles being driven opposite the northbound flow, staff reviewed the signing and determined that it is proper and adequate.

Mrs. Munday has been contacted. She agrees that signing is adequate and feels that the majority of violations are deliberate. She realizes that with the attitude of some drivers this situation will occur, but that regular enforcement and possibly a narrowing of the entrance at Pender Street may deter some drivers.

Staff will contact the R.C.M.P. on this matter, and will review the entrances and exits on McDonald Avenue relative to width.

Council requested that staff provide information on the outcome of discussions with the R.C.M.P. and the review of the entrances and exits on McDonald Avenue.

 Penny A. O'Rourke, Account Executive Children's Wish Foundation 1991 March 12 Re: Extension of Campaign to Raise Funds for Children's Wish Foundation

> A letter dated 1991 March 12 was received from Penny A. O'Rourke requesting an extension of the door-to-door campaign for the Children's Wish Foundation from 1991 March 31 to 1991 May 31.

A staff notation appended to this item of correspondence advises that Council, at the regular Council Meeting held 1990 December 17 granted approval for this organization to conduct a door-to-door campaign from 1990 December 21 to 1991 March 31 inclusive as requested.

The currently requested extension of the target date from March 31 to May 31 conflicts with the following Council approved door-to-door campaigns:

B.C. Kidney Foundation 1991 March 01 to March 30 Canadian Cancer Society 1991 April 06 to 20

MOVED BY ALDERMAN DRUMMOND: SECONDED BY ALDERMAN NIKOLAI:

"THAT the request to extend the Children's Wish Foundation door-to-door campaign from 1991 March 31 to 1991 May 31 be approved."

CARRIED UNANIMOUSLY

 Province of B.C., Ministry of Municipal Affairs, Recreation and Culture, 1991 March 18 Re: Municipality's 1991 Basic and Unconditional Revenue Sharing Grants

A letter dated 1991 March 18 was received from the Minister of Municipal Affairs, Recreation and Culture advising that Burnaby will receive a basic grant under the Revenue Sharing Act Regulations of \$55,000 for 1991 and an unconditional grant in the amount of \$7,429,361.00 in 1991.

A staff notation appended to this item of correspondence advises that this represents a \$213,900 (2.9%) increase over the 1990 grant of \$7,270,461. This amount is less than the 5.9% increase included in the 1991 Provisional Budget. The reduction of (\$215,639.00) will be reflected in the 1991 Annual Budget.

Alderman Young returned to the Council Chamber at 8:35 p.m. and took his place at the Council table.

Alderman Corrigan retired from the Council Chamber at 8:35 p.m.

10. Paul Basran, 1991 March 26 Re: Cleaning of Ditches 3700 Block Moscrop Street

A letter dated 1991 March 26 was received from Paul Basran complaining of the size and depth of ditches left after cleaning by a Municipal road crew.

His Worship, Mayor W.J. Copeland advised that the Director Engineering is preparing a report in response to this item of correspondence to be submitted to Council at the regular meeting on 1991 April 15.

Alderman Drummond retired from the Council Chamber at 8:36 p.m.

- 11. Steve Mancinelli, March 19, 1991
 - Re: 1. Townhouse Condominiums 2. Large House Construction in Burnaby

A letter dated 1991 March 09 was received from Mr. Steve Mancinelli discussing townhouse condominium development, large house construction and preservation of green space in Burnaby.

12. Province of B.C., Ministry of Health, Minister, 1991 March 20 Re: Approval of Burnaby's Application for the Community Heart Health Action Plan Grant

A letter dated 1991 March 20 was received from the Minister of Health advising that the Municipality has been awarded a grant of \$5,000 under the Community Heart Health Action Plan.

A staff notation appended to this item of correspondence advises that the Mayor, as Chairperson of the Board of Health, received an application for a \$5,000 Community Heart Health Action Plan Grant on February 27, 1991. The Medical Health Officer was contacted and arrangements were made to apply for the funds.

The money is to be used to develop a specific community plan for activities which will encourage individuals and families to conserve or improve heart health.

MOVED BY ALDERMAN LAWSON: SECONDED BY ALDERMAN EVANS:

"THAT a letter of appreciation be sent to the Minister of Health."

CARRIED UNANIMOUSLY

REPORTS

MOVED BY ALDERMAN RANKIN: SECONDED BY ALDERMAN EVANS:

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

CARRIED UNANIMOUSLY

- Traffic and Transportation Committee (Transportation and Transit Division) Re: 1991/1991 Provincial Transportation
 - Plan: G.V.R.D. Recommendations on Transportation Priorities Identified by Municipalities

The Traffic and Transportation Committee (Transportation and Transit Division) submitted a report outlining recommendations from the Greater Vancouver Regional District to the 1991/92 Provincial Transportation Plan.

The G.V.R.D. recommendations have endorsed all of the proposals submitted by Burnaby Council in their brief to the G.V.R.D.

The Traffic and Transportation Committee recommended:

1. THAT this report be received for information purposes.

MOVED BY ALDERMAN YOUNG: SECONDED BY ALDERMAN EVANS:

"THAT the recommendation of the Traffic and Transportation Committee be adopted."

CARRIED UNANIMOUSLY

2. Municipal Clerk

Re: Certificate of Sufficiency 1991 Local Improvement Program -Streets

The Municipal Clerk submitted a Certificate of Sufficiency covering the 1991 Street Local Improvement Program.

The Municipal Clerk recommended:

- THAT Council receive the Municipal Clerk's Certificate of Sufficiency covering the 1991 Local Improvement.
- 2. THAT Council authorize the preparation of a Local Improvement Construction bylaw for each of the surviving projects.

MOVED BY ALDERMAN RANKIN: SECONDED BY ALDERMAN EVANS:

"THAT the recommendations of the Municipal Clerk be adopted."

Alderman Lawson retired from the Council Chamber at 8:40 p.m.

CARRIED UNANIMOUSLY

- 3. The Acting Municipal Manager presented Report No. 23, 1991 April 02 on the matters listed following as Items 1 to 7 either providing the information shown or recommending the courses of action indicated for the reasons given:
 - 1. <u>Taxi Stands</u>

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection outlining a program for the provision of taxi stands at major public and private developments in Burnaby.

The Acting Municipal Manager recommended:

1. THAT the proposed taxi stand program for the Municipality, as outlined in Section 4.0 of the report, regarding on-site taxi stands, on-street taxi stands, on-street dispatch areas and public telephones, be approved.

MOVED BY ALDERMAN RANKIN: SECONDED BY ALDERMAN YOUNG:

"THAT Item No. 1, Acting Municipal Manager's Report No. 23, 1991 April 02 be now TABLED."

CARRIED UNANIMOUSLY

This item was tabled to allow Council Members a further opportunity to review the staff report.

2. Rezoning Reference No. 83/89 Development of Property at 7437 Burris Street

This item was dealt with previously in the meeting in conjunction with Item 2, Correspondence and Petitions.

3. Public Meeting for the Hastings Street Area Land Use Plan with Council

> The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection requesting Council sponsor a public meeting to obtain further input on the Hastings Street Area Land Use Plan. Staff suggest the meeting be held on 1991 April 29 at 7:30 p.m. in the Council Chambers.

The Acting Municipal Manager recommended:

1. THAT a public information meeting be held on 1991 April 29 (Monday) to obtain input on the Hastings Street Area Land Use Plan.

MOVED BY ALDERMAN RANKIN: SECONDED BY ALDERMAN NIKOLAI:

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

Alderman Drummond returned to the Council Chamber at 8:45 p.m. and took his place at the Council table.

CARRIED UNANIMOUSLY

4. Illegal Suite in Existing Apartment Building at 6750 Dunblane

> The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection prepared in response to a request to retain an illegal suite in the apartment building at 6750 Dunblane Street. The bachelor suite contravenes zoning regulations as they pertain to maximum permitted density, minimum parking requirements and minimum usable open space requirements.

The Acting Municipal Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY ALDERMAN RANKIN: SECONDED BY ALDERMAN EVANS:

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

Alderman Corrigan entered the Council Chamber at 8:47 p.m. and took his place at the Council table.

Alderman Lawson entered the Council Chamber at 8:50 p.m. and took her place at the Council table.

MOVED BY ALDERMAN RANKIN: SECONDED BY ALDERMAN NIKOLAI:

"THAT Item No. 4, Acting Municipal Manager's Report No. 23, 1991 April 02 be **REFERRED** to the Housing and Civic Development Committee for further review."

5. Local Improvement Frontage Tax Bylaws

The Acting Municipal Manager submitted a report from the Director Finance requesting Council approval to impose a local improvement frontage tax for local improvement projects completed between 1990 June 01 and 1991 May 31.

The Acting Municipal Manager recommended:

1. THAT a frontage tax bylaw be brought down to impose a local improvement frontage tax on the benefitting properties included in the projects listed in Schedules 1 to 14 of the report.

MOVED BY ALDERMAN RANKIN: SECONDED BY ALDERMAN NIKOLAI:

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

Alderman Redman retired from the Council Chambver at 8:50 p.m.

CARRIED UNANIMOUSLY

6. Work Order: No. 60-21-093 - Local Improvement and Miscellaneous Projects

> The Acting Municipal Manager submitted a report from the Director Engineering requesting Council approval of a work order for the replacement of water mains prior to local improvement road works.

The Acting Municipal Manager recommended:

1. THAT Work Order No. 60-21-093 as more specifically referred to in this report, be approved.

MOVED BY ALDERMAN YOUNG: SECONDED BY ALDERMAN LAWSON:

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

Alderman Corrigan retired from the Council Chamber at 8:51 p.m.

CARRIED UNANIMOUSLY

 Sale of Municipal Property Land Adjacent to the B.C. Hydro Headquarters Complex

The Acting Municipal Manager submitted a report from the Municipal Solicitor requesting Council accept bids submitted for various Municipal lands in the Edmonds area.

The Acting Municipal Manager recommended:

1. THAT the bid received for the subject properties be accepted.

; ·

MOVED BY ALDERMAN YOUNG: SECONDED BY ALDERMAN LAWSON:

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

MOVED BY ALDERMAN NIKOLAI: SECONDED BY ALDERMAN DRUMMOND:

"THAT the Committee now rise and report."

The Council reconvened.

MOVED BY ALDERMAN RANKIN: SECONDED BY ALDERMAN_DRUMMOND:

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

CARRIED UNANIMOUSLY

CARRIED UNANIMOUSLY

TABLED MATTERS

1. Intersection Configuration 19th Avenue at Rumble Street

Council chose not to lift this item of business from the table at this time.

 Rezoning Reference No. 94/88 Portion of 4553 Kingsway

Council chose not to lift this item of business from the table at this time.

BYLAWS

FIRST READINGS

9561 TEXT AMENDMENT

 9562
 7235 Salisbury Avenue
 RZ#66/90

 9563
 4626/34/44/52/58/66 Grange Street
 RZ# 5/91

 4617/31/37/43/53/65/73/85 Hazel Street
 6035 Sussex Avenue

MOVED BY ALDERMAN LAWSON: SECONDED BY ALDERMAN DRUMMOND:

"THAT

Burnaby	Zoning	Bylaw	1965,	Amendment	Bylaw	No.	15,	1991	#9561
Burnaby	Zoning	Bylaw	1965,	Amendment	Bylaw	No.	16,	1991	#9562
Burnaby	Zoning	Bylaw	1965,	Amendment	Bylaw	No.	17,	1991	#9563
be now introduced and read a first time."									

CARRIED UNANIMOUSLY

FIRST, SECOND AND THIRD READING

MOVED BY ALDERMAN LAWSON: SECONDED BY ALDERMAN YOUNG:

"THAT

Burnaby Capital Works, Machinery and Equipment Reserve #9564 Fund Expenditure Bylaw No. 4, 1991

be now introduced and read three times."



RZ#13/90

SECOND READINGS

9529 Portion of 4803 Canada Way RZ#65/90

9557 4700 Kingsway

MOVED BY ALDERMAN LAWSON: SECONDED BY ALDERMAN DRUMMOND:

"THAT

Burnaby Zoni	ng Bylaw 19	55, Amendment	Bylaw No.	2, 1991	#9529
--------------	-------------	---------------	-----------	---------	-------

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 14, 1991 #9557

be now read a second time."

MOVED BY ALDERMAN EVANS: SECONDED BY ALDERMAN YOUNG:

"THAT the motion as moved by Alderman Lawson and seconded by Alderman Drummond being, 'THAT Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 2, 1991, Bylaw No. 9529 be now read a second time' be now **TABLED**."

CARRIED UNANIMOUSLY

This item was tabled to allow staff an opportunity to report on concerns raised at the Public Hearing for Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 2, 1991, Bylaw No. 9529 including the number of traffic fatalities between Royal Oak and Douglas Road and information on alternative sites considered for the firehall.

A vote was then taken on the motion as moved by Alderman Lawson and seconded by Alderman Drummond being, "THAT Burnaby Zoning Bylaw 1965, Amendment No. 14, 1991, Bylaw No. 9557 be now read a second time" and same was **CARRIED UNANIMOUSLY**.

SECOND AND THIRD READING

9556 TEXT AMENDMENT

MOVED BY ALDERMAN LAWSON: SECONDED BY ALDERMAN NIKOLAI:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 13, 1991 #9556

be now read a second and third time."

CARRIED UNANIMOUSLY

RZ#57/90

CONSIDERATION AND THIRD READING

9516 Portion of 3880 Ingleton Avenue S.

MOVED BY ALDERMAN LAWSON: SECONDED BY ALDERMAN RANKIN:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 83, 1990 #9516

be now read a third time."

RECONSIDERATION AND FINAL ADOPTION

9475 3258 Willingdon Green

MOVED BY ALDERMAN LAWSON: SECONDED BY ALDERMAN YOUNG:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 1990 #947	Burnaby Zoning	Bylaw 1965	Amendment	Bylaw No.	60, 1990	#9475
--	----------------	------------	-----------	-----------	----------	-------

Burnaby Highway Exchange Bylaw No. 3, 1991

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

CARRIED UNANIMOUSLY

NEW BUSINESS

There were no items of new business brought before Council at this time.

INQUIRIES

There were no inquiries brought before Council at this time.

MOVED BY ALDERMAN YOUNG: SECONDED BY ALDERMAN DRUMMOND:

"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 9:00 p.m.

Confirmed:

Certified Correct:

opiland MAYOR

UNICIPAL CLERK DEPUT

1991 APRIL 02

#9560

RZ#47/90