

1992 SEPTEMBER 08

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Tuesday, 1992 September 08 at 7:00 p.m.

PRESENT: His Worship, Mayor W.J. Copeland  
Councillor D.R. Corrigan  
Councillor D.P. Drummond  
Councillor D.G. Evans  
Councillor D.A. Lawson  
Councillor E. Nikolai  
Councillor L.A. Rankin  
Councillor C.M. Redman  
Councillor J. Young

STAFF: Mr. A.L. Parr, Municipal Manager  
Mr. R.H. Moncur, Director Administrative and Community Services  
Mr. W.C. Sinclair, Director Engineering  
Mr. D.G. Stenson, Deputy Director Planning and Building  
Mr. R. Earle, Director Finance  
Mr. J. Plesha, Administrative Assistant to Manager  
Mrs. D.R. Comis, Deputy Municipal Clerk  
Mr. S. Cleave, Committee Secretary

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

Donation by Korean Community from Kyong  
Son Kim Classical Piano Recital to  
Burnaby Arts Centre Capital Campaign  
Presenters: Mr. C. David Lee and  
Ms. Sonya Small

Mr. Merrill Gordon, Chair, Arts Centre Capital Campaign Committee, Mr. C. David Lee and Ms. Sonya Small attended the Council Meeting to present a cheque in the amount of \$6,520 raised by the Korean community toward construction of the Burnaby Arts Centre. The funds were raised through a classical piano recital held at James Cowan Theatre on August 07. Mr. Lee extended a challenge to other ethnic communities to follow the example of the Korean community in raising funds towards construction of the Arts Centre.

P R O C L A M A T I O N

His Worship, Mayor W.J. Copeland proclaimed the week of 1992 September 13 to 20 as Volunteer Grandparents Week in Burnaby.

M I N U T E S

1. The minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1992 August 24 then came forward for adoption.

MOVED BY COUNCILLOR NIKOLAI:  
SECONDED BY COUNCILLOR YOUNG:

"THAT the minutes of the regular Council Meeting and Caucus Meeting 'In Camera' held on 1992 August 24 be now adopted."

CARRIED UNANIMOUSLY

1. The minutes of the Public Hearing (Zoning) held on 1992 August 25 then came forward for adoption.

MOVED BY COUNCILLOR NIKOLAI:  
SECONDED BY COUNCILLOR YOUNG:

"THAT the minutes of the Public Hearing (Zoning) held on 1992 August 25 be now adopted."

CARRIED UNANIMOUSLY

D E L E G A T I O N S

The following wrote requesting an audience with Council:

1. Gordon Rathbun, 1992 August 18,  
Re: Subdivision Reference No. 68/92  
Unopened road allowance connecting  
Brynlor and Kern  
Speaker - Gordon Rathbun
2. Donna C. O'Neill, 1992 August 18,  
Re: Subdivision Reference No. 69/92  
Unopened road allowance connecting  
Brynlor and Kern  
Speaker - Donna O'Neill
3. R.L. Matthews, Undated,  
Re: Subdivision Reference No. 68/92  
Unopened road allowance connecting  
Brynlor and Kern  
Speaker - R.L. Matthews
4. Robert Stuart Smith, 1992 August 19,  
Re: Subdivision Reference No. 68/92  
Unopened road allowance connecting  
Brynlor and Kern  
Speaker - Robert Stuart Smith
5. Douglas S. Porter, 1992 August 11,  
Re: Subdivision Reference No. 68/92  
Unopened road allowance connecting  
Brynlor and Kern  
Speaker - Douglas S. Porter
6. Polygon Development, Senior Vice  
President, 1992 August 27,  
Re: Proposal for development on  
George Derby Lands - Rezoning  
Reference No. 29/92  
Speaker - Mr. Michael Audain, President  
and Chief Executive Officer

MOVED BY COUNCILLOR NIKOLAI:  
SECONDED BY COUNCILLOR EVANS:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

His Worship, Mayor W.J. Copeland advised those present of Council's support for the closure of Brynlor Drive and requested that delegations provide Council with their views of the alternatives proposed for closure; barricades, a cui-de-sac or a hammerhead.

1. Mr. Gordon Rathbun, 8021 Brynlor Drive, Burnaby, B.C. appeared before Council to discuss the unopened road allowance connecting Brynlor Drive and Kern Avenue.

In addressing a previously prepared staff report, Mr. Rathbun advised that options three and four were unacceptable to area residents. Alternatively, the speaker suggested that barriers and a fire gate be placed at the end of Brynlor Drive once lot four is opened for development. The residents suggested that a no exit sign be placed in advance of the barriers near Caulwynd Place and Brynlor.

In addition, Mr. Rathbun is requesting a lane barrier on the northwest corner of the new lane to discourage through traffic.

The speaker concluded by submitting a petition containing 65 signatures expressing support for construction of a cul-de-sac at the north end of Brynlor Drive; however, Mr. Rathbun also advised that the petitioners would be satisfied with barricades as an alternative to the cul-de-sac.

Arising from the discussion Councillor Young was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR YOUNG:  
SECONDED BY COUNCILLOR CORRIGAN:

"THAT staff review signage in the area of Brynlor Drive."

CARRIED UNANIMOUSLY

2. Mrs. Donna O'Neill, 8238 Brynlor Drive, Burnaby, B.C. appeared before Council to express support for retaining the unopened road allowance connecting Brynlor and Kern.

The speaker expressed concerns with regard to the safety of children, particularly on the southerly portion of Brynlor. Although Mrs. O'Neill did not express a preference for the manner in which Brynlor Drive is closed, she requested that it be neat and permanent.

3. Mr. R.L. Matthews, 6527 Portland Street, Burnaby, B.C. appeared before Council to express support for the closure of Brynlor Drive and the retention of current traffic patterns. The speaker is representing residents of Portland Street.

Mr. Matthews expressed the view that the three options available for closing Brynlor are not acceptable to all area residents. Although he agreed the proposal would satisfy the majority of residents, people living on the top end of Portland Street also need access to the Brynlor lane.

The speaker suggested that the lane feed into Kern Avenue with modifications to block the northwest corner and leave Kern Avenue unchanged. Mr. Matthews expressed appreciation to Council for their efforts to address the concerns of area residents.

4. The delegation was not in attendance at the Council meeting.
5. The delegation withdrew from the Council agenda.

Arising from the discussion Councillor Rankin was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR DRUMMOND:

"THAT the comments of the delegations be REFERRED to staff for a further report to Council."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CORRIGAN:  
SECONDED BY COUNCILLOR REDMAN:

"THAT the Council Meeting do now recess."

CARRIED UNANIMOUSLY

The Council Meeting recessed at 7:50 p.m.

MOVED BY COUNCILLOR CORRIGAN:  
SECONDED BY COUNCILLOR RANKIN:

"THAT the Council Meeting do now reconvene."

CARRIED UNANIMOUSLY

The Council Meeting reconvened at 8:03 p.m.

6. Mr. Michael Audain, President and Chief Executive Officer, Polygon Development, appeared before Council to discuss Council's decision to defer decisions on rezoning applications for the George Derby lands until C.M.H.C. has taken firm steps towards development of non-market housing units.

Mr. Audain described the type of townhome development proposed for the lands. The speaker advised that these will be three bedroom units aimed toward the first time home buyer market. However, the developer is now prepared to proceed with a rezoning proposal for the first market enclave and the delay would prove very costly at this time.

Arising from the discussion Councillor Corrigan was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR CORRIGAN:  
SECONDED BY COUNCILLOR RANKIN:

"THAT Rezoning Reference #29/92 be advanced through the rezoning process in the usual fashion."

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 COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR LAWSON:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 56, 1992 September 08 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

His Worship, Mayor W.J. Copeland advised that he is in receipt of correspondence delivered by Mr. Mel Murray of Loughborough, England from Mayor Alistair Duncan, extending best wishes for Burnaby's centennial celebrations.

Councillor Corrigan retired from the Council Chamber at 8:20 p.m.

1. Beatrice J. Zink, 1992 August 05,  
Re: Plans to extend Brynlor Drive  
to Portland Street

A letter dated 1992 August 05 was received from Beatrice J. Zink expressing opposition to the extension of Brynlor Drive to Portland Street.

2. Judith G. Matthews, Undated,  
Re: Plan to open Brynlor Drive  
to Portland Street via  
Kern Road

An undated letter was received from Judith J. Matthews expressing opposition to the extension of Brynlor Drive to Portland Street.

3. Joe Paquin, 1992 July 19,  
Re: Proposal to connect Kern Avenue  
to Brynlor Drive

A letter dated 1992 July 19 was received from Mr. Joe Paquin expressing opposition to the opening of Brynlor Drive through to Portland Street.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR LAWSON:

"THAT correspondence items 1, 2 and 3 be REFERRED to staff for inclusion in the report dealing with the concerns of area residents with respect to the opening of Brynlor Drive."

CARRIED UNANIMOUSLY

4. Mr. and Ms. C. Satchwell,  
1992 August 27,  
Re: Proposed subdivision and  
plans to maintain Brynlor  
Road as a dead end

A letter dated 1992 August 27 was received from Mr. and Mrs. C. Satchwell expressing support for the opening of Brynlor Drive.

5. Agriculture Canada, Food Production  
and Inspection Branch, Acting Surveys  
Officer, 1992 August 18,  
Re: Gypsy Moth In Burnaby

A letter dated 1992 August 18 was received from Agriculture Canada advising that 10 Gypsy Moths have been found in the Burnaby area.

6. G.V.R.D., Chairperson,  
1992 August 18,  
Re: Organization and Financing  
of Transit in Greater Vancouver

A letter dated 1992 August 18 was received from the Greater Vancouver Regional District advising that the G.V.R.D. Board of Directors have adopted a policy to pursue operation of the Greater Vancouver Transit System as a function of the Greater Vancouver Regional District.

7. John V. Fernandes and Petitioners,  
1992 August 03,  
Re: Opposition to designation of  
neighbourhood as outlined in  
Community Plan Seven (proposed  
multi-family low density)

A letter dated 1992 August 03 was received from Mr. John V. Fernandes requesting Council's support of an application to subdivide property at 1320 Duthie Avenue.

His Worship, Mayor W.J. Copeland advised that the Acting Director Planning & Building is preparing a report in response to the item of correspondence to be submitted to Council at the regular meeting on 1992 September 28.

8. (Mrs.) A. Surman, 1992 August 27,  
Re: Traffic controls Gray and Victory  
Street - Appreciation for public  
service offered by Ernie Jensen,  
Engineering Department

A letter dated 1992 August 27 was received from Mrs. A. Surman expressing appreciation for the service received from Mr. Ernie Jensen of the Engineering and Traffic Department in responding to her request for investigation into traffic accidents at the corner of Gray Avenue and Victory Street.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

"THAT the correspondence from Mrs. A. Surman be REFERRED to the Traffic and Safety Committee for consideration."

CARRIED UNANIMOUSLY

9. Regalian Ventures Ltd.,  
1992 August 26,  
Re: 6969 21st Avenue - Proposal  
to construct connector (truck  
route) behind and beside  
development
- 

A letter dated 1992 August 26 was received from Regalian Ventures Ltd. expressing opposition to the requirement to construct a cul-de-sac to close off 21st Avenue. The requirement is in conjunction with development at 6969 21st Avenue.

His Worship, Mayor W.J. Copeland advised that the Acting Director Planning & Building is preparing a report in response to this item of correspondence to be submitted to Council at the regular meeting on 1992 September 14.

10. Province of B.C., Ministry of  
Environment, Lands and Parks,  
Commissioner, 1992 August 19  
Re: Availability at upcoming  
U.B.C.M. Convention
- 

A letter dated 1992 August 19 was received from the Ministry of Environment, Lands and Parks advising that the new Commissioner of Toxic Waste will be available for meetings with Council members during the forthcoming Union of British Columbia Municipalities Convention.

11. Gilpin Citizens' Traffic Committee,  
1992 August 20  
Re: Oppose Installation of  
temporary traffic light at  
Royal Oak Avenue and Moscrop  
Street
- 

A letter dated 1992 August 20 was received from the Gilpin Citizens Traffic Committee expressing opposition to the installation of a traffic light at the intersection of Royal Oak and Moscrop/Gilpin.

A staff notation appended to this item of correspondence advises that at the last Traffic Safety Committee meeting, staff were requested to report on the desirability and feasibility of installing a temporary signal at Moscrop/Gilpin. Staff's investigation is underway and the writer will be advised before a report will be placed before the Committee.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

"THAT the correspondence from the Gilpin Citizen's Traffic Committee be REFERRED to the Traffic Safety Committee for consideration."

CARRIED UNANIMOUSLY

12. District of Metchosin, Clerk/  
Administrator, 1992 August 28  
Re: Affordable Housing - Bill 20
- 

A letter dated 1992 August 28 was received from the District of Metchosin requesting support for a resolution to be presented at the forthcoming Union of B.C. Municipalities Convention requesting that Section 945(2.1) of the Municipal Act be repealed and that the Minister of Municipal Affairs be requested to consult with all local governments within the Province to develop an approach to solve the problem of affordable housing which will not burden existing home owners with additional cost.

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

Councillor Corrigan retired from the Council Chamber at 8:36 p.m. and did not return to the meeting.

R E P O R T S

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR DRUMMOND:

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

CARRIED UNANIMOUSLY

1. Executive Committee of Council  
Re: 1993 Phase 2 - Burnaby Heights  
Lease Rates and Grants

The Executive Committee of Council submitted a report outlining a proposal for implementation of Phase 2 of the lease rate increases and offsetting lease grants for tenants at the Burnaby Heights facility. The report sets out the proposed 1993 lease rates and the manner in which lease grant applications may be submitted to Council.

The Executive Committee of Council recommended:

1. THAT the proposed 1993 lease rates shown in Appendix 2 Table 3 be approved.
2. THAT the anticipated 1993 lease grant amounts shown in Appendix 2 Table 4 be received for information.
3. THAT the proposed guidelines for the shared use of Municipal space at Burnaby Heights be approved as outlined in Section 4.2.
4. THAT Finance Department staff be authorized to make the appropriate 1993 lease arrangements with Burnaby Heights tenants.
5. THAT Burnaby Heights tenants be advised of the process to apply for 1993 lease grants as outlined in Section 5.0.
6. THAT this report be sent to Burnaby Heights tenants for information.

MOVED BY COUNCILLOR DRUMMOND:  
SECONDED BY COUNCILLOR EVANS:

"THAT the recommendations of the Executive Committee of Council be adopted."

Councillor Redman retired from the Council Chamber at 8:40 p.m.

CARRIED UNANIMOUSLY

2. His Worship, Mayor W.J. Copeland  
Re: Appointment to Advisory  
Planning Commission

His Worship, Mayor W.J. Copeland submitted a report advising of the need to appoint a new member to the Advisory Planning Commission for a period of three months in order to replace Mr. Hans Holst, who has submitted his resignation to the Commission.

His Worship, Mayor W.J. Copeland recommended:

1. THAT Ashak Dhanani, 7290 Queenston Court, Burnaby, V5A 3M4 be appointed to the Advisory Planning Commission for a term of three (3) months.

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR YOUNG:

"THAT the recommendation of His Worship, Mayor W.J. Copeland be adopted."

Councillor Rankin retired from the Council Chamber at 8:43 p.m.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR LAWSON:  
SECONDED BY COUNCILLOR DRUMMOND:

"THAT a letter of appreciation be sent to Hans Holst for his many years of dedicated service to the municipality."

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

CARRIED UNANIMOUSLY

3. The Municipal Manager presented Report No. 56, 1992 September 08 on the matters listed following as Items 1 to 15 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Relaxation of Sprinkling Ban

The Municipal Manager submitted a report from the Director Engineering advising that the Greater Vancouver Water District has indicated that water storage volumes at the reservoirs have reached the level to permit a phased return to normal water consumption without falling below critical levels.

As a result staff are recommending that Council relax the sprinkling ban to permit lawn sprinkling on the following basis:

Even Numbers House Address - Sprinkling allowed Saturday and  
Wednesday

Odd Numbers House Address - Sprinkling allowed Sunday and Thursday

Sprinkling Hours - 8:00 a.m. - 10:00 a.m.  
- 8:00 p.m. - 10:00 p.m.

The Municipal Manager recommended:

1. THAT Council endorse the Initiative approved by Mayor Copeland to relax the sprinkling ban and to work with the Water District towards the ultimate removal of the ban.

MOVED BY COUNCILLOR NIKOLAI:  
SECONDED BY COUNCILLOR DRUMMOND:

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

CARRIED UNANIMOUSLY

2. Work Order:  
60-35-491 - 80 Refuse Containers

The Municipal Manager submitted a report from the Director Engineering requesting approval of a work order to cover the cost of 80 new refuse containers.

The Municipal Manager recommended:

1. THAT work order 60-35-491 as more specifically referred to in this report, be approved.

MOVED BY COUNCILLOR LAWSON:  
SECONDED BY COUNCILLOR DRUMMOND:

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

CARRIED UNANIMOUSLY



3. Electrical Maintenance Services

The Municipal Manager submitted a report from the Director Engineering requesting Council approval to revise the total estimated cost of Contract No. 9110 to \$735,000 to cover the estimated total maintenance cost of street lighting and traffic signal systems to April 1993. The original contract was for \$425,085 and in accordance with Council policy, Council's approval is required where contract costs exceed the original award by greater than 10%.

The Municipal Manager recommended:

1. THAT the existing Contract No. 9110 awarded to Cobra Electric for repairs and maintenance of street lighting and traffic signal systems over a two year period ending April 1993 be revised to \$735,085 to cover the estimated total maintenance costs.

MOVED BY COUNCILLOR DRUMMOND:  
SECONDED BY COUNCILLOR YOUNG:

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

Councillor Redman returned to the Council Chamber at 8:53 p.m. and took her place at the Council table.

Councillor Lawson retired from the Council Chamber at 9:00 p.m.

MOVED BY COUNCILLOR DRUMMOND:  
SECONDED BY COUNCILLOR REDMAN:

"THAT the motion as moved by Councillor Drummond and seconded by Councillor Young, being 'THAT the recommendation of the Municipal Manager be adopted,' be now TABLED."

CARRIED UNANIMOUSLY

This item was tabled to allow Council members an opportunity to discuss the maintenance of street lamps and poles with staff.

4. Contract No. 9217 - 12th Avenue Creek  
Culvert Construction and Channel  
Relocation

The Municipal Manager submitted a report from the Director Finance advising of the results of tenders received for the supply of all labour, materials, tools, plant and equipment required for the construction of inlet and outlet culverts and the relocation of a 150 metre long section of the 12th Avenue Creek below Marine Drive.

The Municipal Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Hussey Contracting Ltd., for the construction of culverts and channel relocation at the 12th Avenue Creek for a total cost of \$129,766.39 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR DRUMMOND:  
SECONDED BY COUNCILLOR EVANS:

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

Councillor Drummond retired from the Council Chamber at 9:05 p.m.

CARRIED UNANIMOUSLY

5. 1993 Local Improvement Program

The Municipal Manager submitted a report from the Director Finance requesting approval of the cost report for the 1993 Local Improvement Construction Program.

The Municipal Manager recommended:

1. THAT Council adopt the local improvement cost report as shown on Schedule 1; and
2. THAT the Municipal Clerk initiate the program as approved; and
3. THAT a bylaw be brought forward to amend Burnaby Local Improvement Charges Bylaw No. 8417 to reflect the updated frontage rates and commutation factors shown on Schedules 2 and 3.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR NIKOLAI:

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

CARRIED UNANIMOUSLY

6. Contract No. 9212 - Traffic Signalization,  
Broadway at Holdom Avenue, Curtis Street  
At Fell Avenue

The Municipal Manager submitted a report from the Director Finance advising of the results of tenders received for the supply and installation of all labour, materials, plant, tools and equipment related to the installation of a traffic signal at Broadway and Holdom Avenue and a pedestrian signal at Curtis Street and Fell Avenue.

The Municipal Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Bay Hill Contracting Ltd., for the supply and installation of traffic signals at Broadway and Holdom Avenue and at Curtis Street and Fell Avenue, for a total cost of \$114,752.15.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

Councillor Lawson returned to the Council Chamber at 9:10 p.m. and took her place at the Council table.

CARRIED UNANIMOUSLY

7. Supply and Delivery of Tires, Tire  
Service and Repairs

The Municipal Manager submitted a report from the Director Finance requesting Council approval to extend the existing purchase order for tires, tire service and repairs for a second and final year. This service is provided by Kai Tire.

The Municipal Manager recommended:

1. THAT the existing purchase order to Kai Tire for the supply and delivery of tires, tire service and repairs be extended for a second and final year, for an estimated total cost of \$185,000.

MOVED BY COUNCILLOR NIKOLAI:  
SECONDED BY COUNCILLOR EVANS:

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

Councillor Drummond returned to the Council Chamber at 9:10 p.m. and took his place at the Council table.

CARRIED UNANIMOUSLY

8. 1991 Annual Report

The Municipal Manager submitted a report from the Medical Health Officer providing Council, as the Board of Health for the District of Burnaby, with the 1991 Annual Report of the Medical Health Officer. Copies of the report will be forwarded to the Minister of Health, the Provincial Medical Health Officer and the Burnaby School Board.

The report details public health services delivered by the Burnaby Health Department during 1991.

The Municipal Manager recommended:

1. THAT the 1991 Annual Report of the Medical Health Officer of The Corporation of the District of Burnaby be received for information purposes.

MOVED BY COUNCILLOR NIKOLAI:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

9. Noise from Unmuffled Vehicles

The Municipal Manager submitted a report from the Acting Chief Public Health Inspector prepared in response to correspondence received from Mr. Calvert R. Broomfield, suggesting that a bylaw regulating noise from unmuffled vehicles be implemented in Burnaby.

Municipal staff advise that noise control from unmuffled vehicles is covered by the B.C. Motor Vehicle Act and enforced by the R.C.M.P. Mr. Broomfield has been advised accordingly.

The Municipal Manager recommended:

1. THAT a copy of this report be forwarded to Mr. Calvert R. Broomfield, 5361 Portland Street, Burnaby, B.C., V5J 2R3.

MOVED BY COUNCILLOR DRUMMOND:  
SECONDED BY COUNCILLOR LAWSON:

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

Councillor Young retired from the Council Chamber at 9:15 p.m.

CARRIED UNANIMOUSLY

10. Shellburn Refinery, 201 Kensington Avenue,  
Petroleum Product Spill on 1991 May 30

The Municipal Manager submitted a report from the Acting Chief Public Health Inspector advising Council of the cause of the 1991 May 30 spill at the Shellburn Refinery, the outcome of the court charges laid by Environment Canada against Shell Canada Products Ltd. and the impact of the spill on the environment.

Municipal staff advise that Shell Canada was found guilty of a violation of Section 36(3) of the Fisheries Act and was fined the amount of \$65,000. Shell Canada has undertaken numerous actions subsequent to the spill to ensure that it does not occur again. The beach area was cleaned up to the satisfaction of Environment Canada and the Environmental Health Services and there were no oiled or dead fish found as a result of the spill.

The Municipal Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR NIKOLAI:

SECONDED BY COUNCILLOR DRUMMOND:

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

CARRIED UNANIMOUSLY

11. Retirement - Mr. William Walker

The Municipal Manager submitted a report from the Human Resources Director advising that Mr. William Walker will be retiring from employment with the Corporation on 1992 September 30 after 36 years of service.

The Municipal Manager recommended:

1. THAT the Mayor, on behalf of Council, send to Mr. Walker a letter of appreciation for his many years of loyal and dedicated service to the Municipality.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR NIKOLAI:

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

CARRIED UNANIMOUSLY

12. Strata Title Application No. 3/90  
6535/37 Aubrey Street

The Municipal Manager submitted a report from the Acting Director Planning & Building requesting Council authority for strata titling of existing occupied two family dwelling located at 6535 and 6537 Aubrey Street in Burnaby. The subject property falls within a single or two family residential district and is not in an area proposed for alternative use.

The Municipal Manager recommended:

1. THAT Strata Titling of 6535/37 Aubrey Street be approved subject to complete satisfaction of the Guidelines for Conversion of Existing Occupied Two-Family Dwellings into Strata Title Units.

MOVED BY COUNCILLOR DRUMMOND:

SECONDED BY COUNCILLOR NIKOLAI:

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

CARRIED UNANIMOUSLY

13. Proposed Sale of 6117 Marine Way  
Portion of Lot 12, Block 7, D.L. 173, Plan 1034

The Municipal Manager submitted a report from the Acting Director Planning & Building providing Council with information in support of a recommendation to sell surplus municipal property at 6117 Marine Way. The property is a residual parcel which remains in municipal ownership after the taking of the Marine Way right-of-way by the Provincial government. It is zoned A2 Small Holdings District in conformance with the Big Bend Development Plan designation. The parcel is redundant to municipal and provincial needs and cannot be developed independently as its only form of access is via Marine Way. Staff are in receipt of a letter from the owner of the adjacent property expressing a desire to proceed with acquisition of the subject property.

The Municipal Manager recommended:

1. THAT the subject property be posted for sale at \$35,000 subject to its consolidation with 6151 Thorne Avenue.
2. THAT the Director Engineering be authorized to prepare the necessary survey plans.
3. THAT the Director Recreation & Cultural Services be authorized to arrange for the installation of the landscape buffer adjacent Marine Way at a maximum cost of \$6,000 as outlined in this report.

MOVED BY COUNCILLOR DRUMMOND:  
SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

Councillor Young returned to the Council Chamber at 9:25 p.m. and took his place at the Council table.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR LAWSON:

"THAT Item 13, Municipal Manager's Report No. 56, 1992 September 08 be REFERRED back to staff for further review."

CARRIED UNANIMOUSLY

14. Urban Trail Names

The Municipal Manager submitted a report from the Acting Director Planning & Building outlining a proposed policy for naming urban trails. Staff are recommending that Council request the interdepartmental staff committee currently involved with implementation of the urban trails to propose suitable trail names for consideration and final approval by Council. Staff suggest that selection criteria give preference to names related to geographical areas and natural features, and also give consideration to naming a limited number of trails after Burnaby citizens, events, achievements and trail sponsors.

The Municipal Manager recommended:

1. THAT staff submit proposed Trail names to Council based on the criteria outlined in this report.
2. THAT a copy of this report be sent to Kathleen McBurnie, 503 - 7210 Mary Avenue, Burnaby, B.C., V5E 3K4.

MOVED BY COUNCILLOR DRUMMOND:  
SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

15. Proposed Temporary Sign on Public  
Property - Deer Lake Park

The Municipal Manager submitted a report from the Acting Director Planning & Building outlining a proposal to erect a major temporary sign associated with the Arts Centre Capital Fundraising Campaign at Deer Lake Park. The Campaign Committee members have put forth a proposal for a 12 foot by 16 foot externally illuminated sign at the intersection of Canada Way and Kensington Avenue. The sign would be provided by Seaboard Advertising Co.

The Municipal Manager recommended:

1. THAT staff be authorized to pursue further discussion leading to a proposal for a sign of reduced size, that can be favourably recommended in light of the concerns discussed in this report.

MOVED BY COUNCILLOR DRUMMOND:  
SECONDED BY COUNCILLOR EVANS:

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

DEFEATED

FOR: COUNCILLORS LAWSON AND  
YOUNG

OPPOSED: MAYOR W.J. COPELAND AND  
COUNCILLORS DRUMMOND,  
EVANS, NIKOLAI, RANKIN  
AND REDMAN

Arising from the discussion Councillor Rankin was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR DRUMMOND:

"THAT Council give approval in principle to the erection of a sign as described on page 133 of Item 15, Municipal Manager's Report No. 56, 1992 September 08 subject to the approval of the Parks and Recreation Commission and a staff review of traffic safety concerns pertaining to the siting and lighting of the sign."

CARRIED

OPPOSED: COUNCILLOR LAWSON

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR NIKOLAI:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

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

- 1. Consideration of Further Requests to Amend Restrictive Covenants on R"a" Zoned Properties

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

- 2. Bylaws - Reconsideration and Final Adoption - Burnaby Fire Services Amendment Bylaw 1992 - Bylaw No. 9751

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

- 3. New Street Name between Ridgeview Drive and Hastings Street (Scott Avenue)  
X Reference Subdivision No. 103/86

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

- 4. Subdivision Reference No. 68/92  
7984 Gilley Avenue

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

- 5. Bylaws, Second Reading  
Rezoning Reference No. 1/92  
Bylaw No. 8748 - 3854 Pine Street

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

B Y L A W S

FIRST READING:

#9780	Text Amendment	
#9781	1570/80 and 1632/36 Duthie Avenue	RZ #32/92
#9782	4260 Still Creek Drive	RZ #36/92

MOVED BY COUNCILLOR NIKOLAI:

SECONDED BY COUNCILLOR DRUMMOND:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 38, 1992	#9780
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 39, 1992	#9781
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 40, 1992	#9782

be now introduced and read a first time."

CARRIED UNANIMOUSLY

FIRST, SECOND AND THIRD READINGS:

MOVED BY COUNCILLOR NIKOLAI:

SECONDED BY COUNCILLOR YOUNG:

"THAT

Burnaby Local Improvement Construction Bylaw No. 1, 1992	#9783
--	-------

be now introduced and read three times."

CARRIED UNANIMOUSLY

SECOND READING:

#9773	3711/13 East Pender Street, 480 Boundary Road S.	RZ #6/92
#9774	3723/29/30/37/38/45/46 Norfolk Street; 3730/38/46 Dominion Street; 3140 Boundary Road S.;	
	3707/13/17/23/29/33 Canada Way	RZ #28/92
#9775	4519 Canada Way	RZ #31/92
#9776	Portion of 2761 North Road	RZ #33/92

MOVED BY COUNCILLOR NIKOLAI:  
SECONDED BY COUNCILLOR YOUNG:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 34, 1992	#9773
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 35, 1992	#9774
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 36, 1992	#9775
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 37, 1992	#9776

be now read a second time."

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING:

#9742	4563 North Road	RZ #21/92
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MOVED BY COUNCILLOR NIKOLAI:  
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 1992	#9742
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be now read a third time."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

MOVED BY COUNCILLOR NIKOLAI:  
SECONDED BY COUNCILLOR YOUNG:

"THAT

Burnaby Indemnification Bylaw 1976, Amendment Bylaw No. 2, 1992	#9779
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be now reconsidered and finally adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto."

CARRIED UNANIMOUSLY

N E W B U S I N E S S

Councillor Evans

Councillor Evans described an incident which occurred earlier in the day in which a child, trying to cross a street to attend the first day of school was delayed by drivers who would not stop at the crosswalk. Councillor Evans expressed a desire to remind drivers to watch crosswalks and acknowledge and respect children on their way to school.

Councillor Nikolai

Councillor Nikolai advised Council that he will bringing forward a Notice of Motion at the 1992 September 14 regular Council Meeting requesting the Provincial government use whatever authority available to prevent the sale and distribution of the Serial Killer board game.



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I N Q U I R I E S

There were no inquiries brought before Council at this time.

MOVED BY COUNCILLOR YOUNG:  
SECONDED BY COUNCILLOR EVANS:

"THAT this regular Council Meeting do now adjourn."


CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 10:15 p.m.

Confirmed:

Certified Correct:

  
MAYOR

  
DEPUTY MUNICIPAL CLERK