

ITEM 06
MANAGERS REPORT # 05
COUNCIL MEETING 96/02/12

TO: CITY MANAGER 1996 FEBRUARY 7
FROM: DIRECTOR PLANNING & BUILDING OUR FILE: 01.226.1

SUBJECT: CITY OF PORT MOODY OFFICIAL COMMUNITY PLAN BYLAW,
1992, No. 2136, AMENDMENT BYLAW No. 7, 1996, No. 2278

PURPOSE: To provide comment on the City of Port Moody Official Community Plan Bylaw,
1992, No. 2136, Amendment Bylaw No. 6, 1995, No. 2278.

RECOMMENDATION:

- 1. THAT a copy of this report be sent to the City Clerk, City of Port Moody, P.O. Box 36, Port Moody, B.C. V3H 3E1.

REPORT

1.0 BACKGROUND

Appearing on the Council agenda of 1996 February 5 was a letter from the City of Port Moody requesting comment on the City of Port Moody Official Community Plan Bylaw, 1992, No. 2136, Amendment Bylaw No. 7, 1996, No. 2278. This request is being made in accordance with section 947 (2)(b) of the Municipal Act which requires that an OCP be referred to adjoining municipalities for comment. This report responds to Port Moody's referral.

2.0 CONTEXT

In 1995 August, the City of Port Moody adopted Amendment Bylaw No. 6, 1995, No. 2253 to the City of Port Moody Official Community Plan Bylaw, 1992, No. 2136. The purpose of Amendment Bylaw 2253 was to establish a neighbourhood plan to guide the development of Neighbourhoods 3 and 4 on Port Moody's north shore. The Plan was developed over a 4 year period with participation by City of Port Moody staff, civic committees, consultants and the public.

Since the adoption of Amendment Bylaw 2253, (the Neighbourhood Plan for Neighbourhoods 3 and 4), the Bylaw was challenged and was brought before the Supreme Court of B.C. In the ruling of the Supreme Court, the City was ordered to set the Bylaw aside. The City of Port Moody is now appealing the decision of the Supreme Court.

Notwithstanding the appeal by the City of Port Moody, the City has since revised the Neighbourhood Plan for Neighbourhoods 3 and 4 to address concerns raised in the context of the Court challenge. These changes are contained in Amendment Bylaw 2278.

3.0 AMENDMENT BYLAW 2278


The main changes contained in Amendment Bylaw 2278 deal with protection of two wetland areas in the northeast portion of Neighbourhood 4. These two wetlands have been identified in the Neighbourhood Plan for Neighbourhoods 3 and 4 and will be retained in an undeveloped state. Other minor changes are included in Amendment Bylaw 2278 concerning policies on management of trees and natural areas, watercourses and escarpments, and walking trails and bicycle paths.

Copies of Amendment Bylaw 2278 have been sent to the neighbouring municipalities of Coquitlam, Anmore and Belcarra, as well as to the Ministry of Environment and the Department of Fisheries and Oceans for comment.

4.0 CONCLUSION

The adoption of the City of Port Moody Official Community Plan Bylaw, 1992, No. 2136 Amendment Bylaw No. 7, 1996, No. 2278 would not conflict with any of the policies and plans contained within the OCP of the City of Burnaby.

It is recommended that a copy of this report be forwarded to the City of Port Moody.


D.G. Stenson, Director
PLANNING AND BUILDING

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