

1996 MARCH 25

A regular meeting of the City Council was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1996 March 25 at 7:00 p.m..

PRESENT: His Worship Mayor W.J. Copeland, In the Chair
Councillor D.R. Corrigan
Councillor D.P. Drummond
Councillor D.G. Evans
Councillor D.N. Johnston
Councillor D.A. Lawson
Councillor L.A. Rankin (arrived 7:09 p.m.)
Councillor C.M.H. Redman (arrived 7:05 p.m.)
Councillor J. Young

STAFF: Mr. R.H. Moncur, City Manager
Mr. G. Harvie, Deputy City Manager (Corp. Labour Relations)
Mr. W.C. Sinclair, Director Engineering
Mr. R. Earle, Director Finance
Mr. D.G. Stenson, Director Planning & Building
Mrs. D.R. Comis, City Clerk
Mr. S. Cleave, Administrative Officer I

1. MINUTES

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

"THAT the minutes of the regular Council Meeting held on 1996 March 11 be adopted."

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

- a) Deborah Wotherspoon, Undated
Re: Smoking in public places
Speaker: Deborah Wotherspoon
- b) Isaac Renton Architects Inc.
Re: Rezoning Reference #11/96
7659 Fourteenth Avenue
Speakers: Robert H. Isaac-Renton
Mike Gordic

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR YOUNG:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

Councillor Redman arrived at the Council meeting at 7:05 p.m. and took her place at the Council table.

- a) **Ms. Deborah Wotherspoon**, #34 - 5298 Oakmount Crescent, Burnaby appeared before Council to speak in favour of a 100% indoor environment smoke-free bylaw. The speaker advised the highest level of support for smoke free indoor environment exists in Burnaby and therefore requested Council take action similar to that taken by the City of Vancouver.

Councillor Rankin arrived at the Council meeting at 7:09 p.m. and took his place at the Council table.

Ms. Wotherspoon detailed health hazards associated with second hand smoke including throat infections, eye infections and respiratory problems. The speaker distributed literature to Council detailing problems associated with second hand smoke.

In concluding, Ms. Wotherspoon urged Council to put smoking restrictions through in Burnaby and also urged Council's support for programs to educate youth not to smoke.

Arising from the delegation, Councillor Drummond was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT staff prepare a report providing a comparison of actions taken by other municipalities bordering Burnaby, including a summary of actions taken by the GVRD municipalities and methods of enforcement contained in the bylaws."

CARRIED UNANIMOUSLY

- b) **Mr. Robert Isaac-Renton** appeared before Council as the agent acting on behalf of the owners of the property located at 7659 - 14th Avenue who had submitted an application to rezone the property to permit subdivision into single family residential lots. Mr. Isaac-Renton expressed concern regarding the suggestion that a lane dedication will be required as a condition of the subsequent subdivision into residential lots. This requirement would present a serious financial hardship to the owners since only three single family lots could be realized instead of four.

The speaker further advised that a previous Council had evidently accepted the line of reasoning presented by the delegation and set a precedent for not requiring a lane at that

time. When the property was originally rezoned to P5, the Planning Department required a lane allowance but the owners appealed to Council who waved the requirement and that is why there IS no lane allowance on the property today.

The speaker concluded by respectfully requesting that Council proceed with the rezoning application without a requirement to provide the lane allowance.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DRUMMOND:

"THAT Item 11 of 14, City Manager's Report No. 9, 1996 March 25 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

Item #11 Application for the Rezoning of
RZ #11/96 Lot B, D.L. 29, Group 1, NWD Plan 5120

From: P5 Community Institutional District
To: R5 Residential District
Address: 7659 Fourteenth Avenue

RECOMMENDATIONS:

1. **THAT** a Rezoning Bylaw be prepared and advanced to First Reading on 1996 April 1, and to a Public Hearing on 1996 April 23 at 7:30 p.m.
2. **THAT** the following be established as prerequisites to the completion of the rezoning:
 - a) The satisfaction of all necessary subdivision requirements.
 - b) The release of the Section 215 Covenant registered against the property described in Section 3.1

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit subdivision of the property into single-family residential lots.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

3. CORRESPONDENCE AND PETITIONS

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT all of the following listed items of correspondence be received and those items of the City Manager's Report No. 09, 1996 March 25 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

His Worship, Mayor W.J. Copeland read the following items of correspondence:

- a) Executive Director, West Coast
Environmental Law Research Foundation,
1996 March 05,
Re: Complimentary copy of "Leaving a Living Legacy"

A letter dated 1996 March 05 was received from the Executive Director of West Coast Environmental Law Research Foundation providing a complimentary copy of the foundation's latest publication, *"Leaving a Living Legacy: Using Conservation Covenants in B.C."*

- b) Onkar Bhatti
1996 March 07
Re: Animal Control Bylaws

A letter dated 1996 March 07 was received from Onkar Bhatti, representing *"Animal Advocates"* inquiring if Burnaby intends to adopt the Animal Control Bylaws as adopted by the City of Richmond, City and District of North Vancouver and the District of West Vancouver.

A staff note advises that staff will contact the animal advocates and explain that a report on changes to the Animal Control Bylaw will be submitted to Council 1996 April 01.

- c) Special Assistant to the Director, People for
the Ethical Treatment of Animals,
1996 March 05
Re: Mandatory Spaying/Neutering of Animals

A letter dated 1996 March 05 was received from people for the ethical treatment of animals supporting legislation requiring animal owners to take such responsible measures as spaying or neutering and immunizing their animals.

A staff note advises that staff have contacted people for the ethical treatment of animals and explained that Council dealt with this issue this past Fall.

- d) Council of Forest Industries, Council of
Tourism Associations of B.C., Forest
Alliance of B.C., 1996 March 08
Re: Statement of Mutual Recognition and Respect

A letter dated 1996 March 08 was received from the Council of Forest Industries, the Council of Tourism Associations of B.C. and the Forest Alliance of B.C. inviting Burnaby to join the signatories to the "*Statement of Mutual Recognition and Respect*" and endorse and recognize the agreement. The statement reads, in part::

"We recognize and believe that the activities of the Forest Industry and Tourism Industry are complementary and that the interests of both industries in Provincial lands and resources can be mutually accommodated".

- e) Chairperson, GVRD Park Committee,
Re: The Boots & Broly Walk, Burnaby Lake
Regional Park - Sunday, 1996 April 14

A letter dated 1996 April 14 was received from the Chairperson, GVRD Park Committee advising that the final trail link around Burnaby Lake is completed and the Committee is hosting the "*Boots & Broly Walk*" to celebrate. The official ribbon cutting ceremony and plaque presentation will take place at 10:00 a.m. on Sunday, April 14th in Burnaby Lake Regional Park.

- f) Joe Pengey, Feed the Children, 1996 March 14,
Re: Request permission to conduct door-to-door
campaign in Burnaby during 1996 June

A letter dated 1996 March 14 was received from "*Feed the Children*" requesting permission to conduct a door-to-door fundraising campaign in Burnaby during 1996 June.

A staff note advises there are no other commitments for the requested dates.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR YOUNG:

"THAT permission be granted to "*Feed the Children*" to conduct its door-to-door fundraising campaign in Burnaby during 1996 June."

CARRIED UNANIMOUSLY

- g) Fred Randall, MLA Burnaby-Edmonds
1996 March 15
Re: Federal cuts to Education

A letter dated 1996 March 15 was received from Fred Randall, MLA Burnaby-Edmonds responding to Council's concern about the impact of Federal cuts to education and the impact this will have on the economy. Mr. Randall has discussed the matter with both the Minister responsible and the Premier.

- h) Secretary-Treasurer, Vancouver and District
Labour Council, 1996 March 14
Re: April 28th - "Day of Mourning"

A letter dated 1996 March 14 was received from the Vancouver and District Labour Council requesting Burnaby Council to declare April 28th, 1996 as "*Day of Mourning*" for persons killed or injured in the workplace.

A staff note advises that a copy of this letter has been provided to the Mayor's Office for preparation of a proclamation..

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the City of Burnaby proclaim and recognize 1996 April 28 as a "*Day of Mourning*" for all workers killed, injured or disabled on the job."

CARRIED UNANIMOUSLY

- i) President, Canada Day Committee for
British Columbia, 1996 March 13
Re: Canada Day 1996

A letter dated 1996 March 13 was received from the President, Canada Day Committee for British Columbia promoting Canada Day projects in B.C.

- j) Chair, Greater Vancouver Gateway Council,
1996 February 23
Re: Request support for the Gateway Council's
recommendations for Canada's Marine Policy

A letter dated 1996 February 23 was received from Greater Vancouver Gateway Council requesting support for the Gateway Council's recommendations for Canada's Marine Policy.

A staff note advises that copies of the summary of Greater Vancouver Gateway Council's recommendations have been circulated to Council and staff under separate cover.

- k) Lain Macanulty, Undated
Re: Noise disturbances from Barnet Rifle Range

An undated letter was received from Lain Macanulty concerning noise emanating from the Barnet Rifle Range. The writer inquires if there are ways to use noise blocking barriers to reduce the noise from the firing range.

- l) Elizabeth Elwood & Edna Lotocky
1996 March 16
Re: 1) Development in East Burnaby;
and 2) Animal Welfare

A letter dated 1996 March 16 was received from Elizabeth Elwood and Edna Lotocky discussing development in East Burnaby. The impact from loss of greenspace, increases in low cost housing and animal welfare.

A staff note advises that, with regard to the writers' concerns regarding the current rezoning proposal by the New Vista Society, staff will include this letter as part of the Public Hearing process. Photographs of stream erosion submitted by the writers are available in the Clerk's Office.

With respect to the animal welfare and development related concerns raised by the writers, reports to Council will be on the April 1st and 15th agendas, respectively. Staff will advise the writers.

- m) Stephen Mancinelli, 1996 March 14
Re: Landfills still needed for Waste
Management: Trains and Old Strip
Mine Sites need Good Assessment

A letter dated 1996 March 14 was received from Stephen Mancinelli stating that landfills are still needed for waste management and that trains and old strip mine sites need good assessment.

- n) Tarcy Niccoli, 1996 March 18
Re: Brentwood Town Centre Development Plan

A letter dated 1996 March 18 was received from Tarcy Niccoli thanking Council and staff for the efforts devoted to the formulation and endorsement of the Brentwood Town Centre Development Plan.

- o) Douglas S. Porter, 1996 March 19
Re: Tree Preservation and Enhancement - RZ #3/96

A letter dated 1996 March 19 was received from Douglas Porter regarding tree preservation and enhancement in relation to Rezoning Reference No. 3/96, 5623/37/61/87 Smith Avenue.

- p) Manager, Public Affairs, B.C. Hydro
1996 March 18
Re: Burrard Upgrade Project

A letter dated 1996 March 18 was received from B.C. Hydro providing an update on the Burrard Upgrade Project and including a copy of the Winter/Spring 1996 Bulletin.

- q) Mrs. Kay M. Charter, 1996 March 05
Re: 100% Smoking Ban in Restaurants

A letter dated 1996 March 05 was received from Mrs. Kay Charter pertaining to the subject of a 100% Ban on Smoking.

- r) Jerry Steinberg, 1996 March 11
Re: Proposed Smoking Ban

A letter dated 1996 March 11 was received from Jerry Steinberg pertaining to the subject of a 100% Ban on Smoking.

- s) R.E. Free, 1996 March 13
Re: Smoking Laws

A letter dated 1996 March 13 was received from R.E. Free pertaining to the subject of a 100% Ban on Smoking.

- t) Alex Boivin, 1996 March 13
Re: Smoking Ban in Restaurants

A letter dated 1996 March 13 was received from Alex Boivin pertaining to the subject of a 100% Ban on Smoking.

- u) Norman Gillan, 1996 March 18
Re: Smoking in Restaurants

A letter dated 1996 March 18 was received from Norman Gillan pertaining to the subject of a 100% Ban on Smoking.

- v) E.G. & P.M. Humphreys, 1996 March 17
Re: Smoking in Public Places

A letter dated 1996 March 17 was received from E.G. & P.M. Humphreys pertaining to the subject of a 100% Ban on Smoking.

- w) Jean C. Barbour, 1996 March 18
Re: Smoking Ban in all Burnaby Restaurants

A letter dated 1996 March 18 was received from Jean C. Barbour pertaining to the subject of a 100% Ban on Smoking.

- x) Howard Exley, Undated
Re: Ban on Smoking in Burnaby Restaurants

An undated letter was received from Howard Exley pertaining to the subject of a 100% Ban on Smoking.

Councillor Johnston was given leave by Council to introduce the following motion with respect to Correspondence Item (i) from the Canada Day Committee for British Columbia and Correspondence Item (k) from Iain Macanulty:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"THAT Correspondence Items 3 (i) and 3 (k) be **REFERRED** to the Parks and Recreation Commission."

CARRIED UNANIMOUSLY

Councillor Evans was given leave by Council to introduce the following motion with respect to Correspondence Item 3 (d) from the Council of Forest Industries, Council of Tourism Associations of B.C. and the Forest Alliance of B.C.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT Council concur with the statement of mutual recognition and respect which recognizes and believes that the activities of the Forest Industry and Tourism Industry are complimentary in that the interests of both industries in provincial lands and resources can be mutually accommodated."

Councillor Drummond retired from the Council Chamber at 7:50 p.m.

CARRIED UNANIMOUSLY

Councillor Drummond returned to the Council Chamber at 7:55 p.m. and took his place at the Council table.

4. **REPORTS**

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

a) Traffic and Transportation Committee
(Traffic Safety Division)

A. Beaverbrook/Aquarius Intersection

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report supporting the installation of a stop sign and reconfiguration of the curblin at the Beaverbrook Crescent/Aquarius Drive intersection to address traffic and pedestrian safety concerns.

The Traffic and Transportation Committee (Traffic Safety Division) recommended:

1. THAT Council authorize the existing intersection of Beaverbrook Crescent and Aquarius Drive to be stop controlled and the curblin reconfigured as described in this report.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

"THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted."

CARRIED UNANIMOUSLY

Councillors Lawson and Rankin retired from the Council Chamber at 7:56 p.m.

B. Fell Avenue and Winch Street

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report requesting approval to convert the Fell Avenue/Winch Street intersection to a four way stop to slow down traffic on Winch Street, specifically through a school/park zone.

The Traffic and Transportation Committee (Traffic Safety Division) recommended:

1. THAT Council approve the installation of a 4-way stop at the intersection of Fell Avenue and Winch Street.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted."

Councillor Redman retired from the Council Chamber at 7:58 p.m.

CARRIED UNANIMOUSLY

C. *Traffic Safety at Alpha Secondary School*

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report responding to concerns expressed by Mr. Dwayne McNee regarding traffic safety along Alpha Street adjacent Alpha Secondary School.

The Traffic and Transportation Committee (Traffic Safety Division) recommended:

1. THAT Council forward a copy of this report to Mr. Dwayne McNee of 3786 Cambridge Street, Burnaby, B.C. V5C 1G1.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

"THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted."

CARRIED UNANIMOUSLY

D. *16th Avenue and 2nd Street Pedestrian Crossing*

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report supporting the installation of a marked school crossing at the intersection of 16th Avenue and 2nd Street. The Committee advises that 2nd Street Community School has agreed to have a crossing guard provide the requisite supervision.

The Traffic and Transportation Committee (Traffic Safety Division) recommended:

1. THAT Council authorize the installation of a marked school crossing at the intersection of 16th Avenue and 2nd Street.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

"THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted."

CARRIED UNANIMOUSLY

E. Pedestrian Crossing Facilities at the Intersection of Barker Avenue and Grange Street

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report responding to pedestrian safety concerns at the Barker Avenue/Grange Street intersection. The Committee advised that the critical period of analysis is weekday evening peak when approximately 60 pedestrians per hour contend with 1,000 vehicles per hour on Grange Street. This combination of demand just meets the warrant for a pedestrian signal.

The Traffic and Transportation Committee (Traffic Safety Division) recommended:

1. THAT the existing marked pedestrian crossing at the intersection of Barker Avenue and Grange Street be upgraded to a pedestrian actuated signal.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

"THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted."

CARRIED UNANIMOUSLY

F. Intersection of Stanley and Brantford

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report responding to a request for stop sign control at the intersection of Stanley Street and Brantford Avenue.

The Traffic and Transportation Committee (Traffic Safety Division) recommended:

1. THAT Council authorize the installation of stop signs as indicated in *diagram #1* of this report.
2. THAT a copy of this report be sent to Ms. Lucille O'Brian, 6306 Brantford Avenue, Burnaby, B.C. V5E 2S1.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendations of the Traffic and Transportation Committee (Traffic Safety Division) be adopted."

CARRIED UNANIMOUSLY

b) Environment and Waste Management Committee
Re: Wastewater Treatment Pilot Project

The Environment and Waste Management Committee submitted a report advising on the feasibility of establishing a wastewater treatment pilot project. The Committee recommends that Burnaby work with B.C.I.T. to develop details of a joint pilot program utilizing a non-chemical ecosystem based technology.

The Environment and Waste Management Committee recommended:

1. THAT staff be authorized to develop the terms and funding requirements for a joint pilot program with BCIT based on the SAS wastewater treatment technology.
2. THAT upon confirmation of the feasibility of the joint program, a further report be submitted to Council for budget consideration and approval.
3. THAT a copy of this report be forwarded to Mr. Mark Angelo, BCIT for information.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendations of the Environment and Waste Management Committee be adopted."

Councillor Rankin returned to the Council Chamber at 8:04 p.m. and took his place at the Council table.

Councillor Lawson returned to the Council Chamber at 8:06 p.m. and took her place at the Council table.

CARRIED UNANIMOUSLY

c) Executive Committee of Council
Re: Grant Application

The Executive Committee of Council submitted a report advising that an application has been received from the Burnaby Chamber of Commerce requesting a grant in the amount of \$1,000 towards the Business and Arts Awards Partnership with the Burnaby Arts Council.

The Executive Committee of Council recommended:

1. THAT a grant in the amount of \$1,000 be awarded to the Burnaby Chamber of Commerce in support of the Business and Arts Awards for 1996.

MOVED BY COUNCILLOR RANKIN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Councillor Redman returned to the Council Chamber at 8:09 p.m. and took her place at the Council table.

d) The City Manager presented Report No. 09, 1996 March 25 on the matters listed following as Items 01 to 14 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Urban Salmon Habitat Program

The City Manager submitted a report from the Director Planning and Building advising of a \$35,000 grant from the Province of British Columbia under the Urban Salmon Habitat Enhancement Program. The program affords the City a timely opportunity to integrate specific environmental work into the overall management plan for the Burrard Inlet Foreshore and Upland Area.

The City Manager recommended:

1. THAT a letter of appreciation be forwarded to Premier G. Clark and The Honourable M. Sihota for the \$35,000 grant received by Burnaby under the Urban Salmon Habitat Program with copies to the Burnaby MLA's.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR DRUMMOND:

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

Councillor Young retired from the Council Chamber at 8:10 p.m.

CARRIED UNANIMOUSLY

2. Request for Revision to Terms of Reference of Planning Grant
Brentwood Town Centre Development Plan Review

The City Manager submitted a report from the Director Planning and Building seeking the required Council resolution requesting revision to the Terms of Reference for the planning grant for the Brentwood Town Centre Review.

The City Manager recommended:

1. THAT Council request that the Deputy Minister of Municipal Affairs approve a revision to the terms of reference for the Planning Grant for the Brentwood Town Centre review such that the submission of the draft Development Plan to Council is considered sufficient to meet the full requirements of the Planning Grant.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

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

Councillor Johnston retired from the Council Chamber at 8:12 p.m.

CARRIED UNANIMOUSLY

3. Strata Title Application #2/96
7283/85 - 14th Avenue

The City Manager submitted a report from the Director Planning and Building seeking Council's authority for the strata titling of an existing occupied duplex at 7283/85 - 14th Avenue.

The City Manager recommended:

1. THAT Strata Titling of 7283/85 - 14th Avenue be approved subject to complete satisfaction of the Guidelines for Conversion of Existing Occupied Two-Family Dwellings into Strata Title Units, except as noted below.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

4. Building Permit Tabulation Report No. 02
From 1996 January 29 to 1996 February 25

The City Manager submitted a report from the Director Planning and Building providing information on construction activity as reflected by the building permits that have been issued from 1996 January 29 to 1996 February 25.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR EVANS:

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

Councillor Johnston returned to the Council Chamber at 8:15 p.m. and took his place at the Council table.

CARRIED UNANIMOUSLY

5. Railway Taxation

The City Manager submitted a report from the Director Finance advising of the status of proposed railway tax reduction measures initiated by the Provincial Government.

The City Manager recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

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

Councillor Young returned to the Council Chamber at 8:19 p.m. and took his place at the Council table.

CARRIED UNANIMOUSLY

Arising from the discussion, Councillor Lawson was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR DRUMMOND:

"THAT His Worship, Mayor W.J. Copeland write to the new Minister of Municipal Affairs and the new Premier reiterating Council's position on railway taxation and that copies of the letter be sent to Burnaby MLA's."

CARRIED UNANIMOUSLY

6. Contract No. 9609 - Repair and Maintenance of Street Lighting & Traffic Signal Systems

The City Manager submitted a report from the Director Finance seeking approval to award a contract for the repair and maintenance of street light and traffic signal systems.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Cobra Electric Ltd., for the repair and maintenance of street light and traffic signal systems at various locations for a total cost of \$662,956.20 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

7. Local Improvement and Sewer Assessment Rolls

The City Manager submitted a report from the Director Engineering seeking Council's authority to reconvene a Court of Revision on Thursday, 1996 April 18 at 6:00 p.m. to hear appeals against the Local Improvement and Sewer Assessment Rolls.

The City Manager recommended:

1. THAT a Court of Revision be established to hear appeals against the Local Improvement and Sewer Assessment Rolls on Thursday, 1996 April 18, at 6:00 p.m.

MOVED BY COUNCILLOR DRUMMOND:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

8. Employee Assistance Program (E.A.P.)

The City Manager submitted a report from the Joint Employee Assistance Program Committee recommending Council's approval for the continued funding of the Employee Assistance Program.

The City Manager recommended:

1. THAT the City of Burnaby continue to retain the services of Brown Crawshaw Inc. to operate our Employee Assistance Program.
2. THAT the Program be funded for 1996 as outlined in this report.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR DRUMMOND :

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

Councillor Corrigan retired from the Council Chamber at 8:27 p.m.

CARRIED UNANIMOUSLY

9. Request for Approval of Funds
for Site Visit to City of Edmonton

The City Manager submitted a report from the Deputy City Manager, Corporate Labour Relations recommending Council's approval for Dr. J. Skosnik to visit the City of Edmonton's Fire Dispatch Centre and approve the expenditure of funds to cover the costs of transportation.

The City Manager recommended:

1. THAT Council approve the costs for Dr. J. Skosnik, B.C.I.T. Computer Sciences, for a one-day site visit to the City of Edmonton's Fire Dispatch Centre as outlined in this report.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

10. Cariboo Heights
Lots 13 - 18, DL 13, Plan LMP26165
Lot 86, DL 13, Plan 86157
Lot 3, DL 13, Plan LMP16342

The City Manager submitted a report from the City Solicitor recommending Council's acceptance of a bid for two residential lots in the Cariboo Heights Area.

The City Manager recommended:

1. THAT the highest bid for the subject lots as indicated in this report be accepted.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR DRUMMOND:

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

CARRIED UNANIMOUSLY

11. Lease of Land at 6381 Laurel Street
S 1/2 of Lot 8, Blk E., DL 75, Plan 4147

The City Manager submitted a report from the City Solicitor seeking Council's authority to offer the property located 6381 Laurel Street for lease.

The City Manager recommended:

1. THAT Council authorize the City Solicitor to post for lease the subject City property under the terms and conditions outlined in this report.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR LAWSON:

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

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR REDMAN:

"THAT the motion as moved by Councillor Johnston and seconded by Councillor Redman being, 'THAT the recommendation of the City Manager be adopted', be now **TABLED**."

CARRIED UNANIMOUSLY

This item was tabled to allow Council members an opportunity to consider additional proposals for disposition of this site.

12. Rezoning Reference #56/95
48 Unit Townhouse and Apartment Development

The City Manager submitted a report from the Director Planning and Building seeking Council's authorization to forward Rezoning Reference No. 56/95, 7145, 7155, 7163 and 7169- 18th Avenue to a Public Hearing on 1996 April 23.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 1996 April 01 and to a Public Hearing on 1996 April 23 at 7:30 p.m.

2. THAT the introduction of a Highway Exchange Bylaw be authorized according to the terms outlined in Section 3.5 of this report, contingent upon the granting by Council of Second Reading of the subject Rezoning Bylaw.
3. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - d) The submission of an undertaking to remove all existing improvements from the site within six months of the rezoning being effected but not prior to Third Reading of the Bylaw. In the event that existing improvements on the site are vacant and considered to be unsafe, unstable, and a hazard to life, the Fire Prevention Office may recommend immediate demolition of such improvements and removal of the resultant debris prior to Third Reading.
 - e) The satisfaction of all necessary subdivision requirements.
 - f) The consolidation of the net project site into one legal parcel
 - g) The granting of any necessary easements and covenants.
 - h) The dedication of any rights-of-way deemed requisite.
 - i) Retention of identified existing mature trees on the site, protection by registration of a Section 215 Covenant of identified trees, submission of a written undertaking to ensure that all site areas identified for preservation of existing trees are effectively protected by chain link fencing during the whole course of site and construction work, and deposit of sufficient monies to ensure the protection of identified existing trees, to be refunded a year after release of occupancy permits, upon satisfactory inspection.

- j) The provision of a covered car wash stall and an adequately sized and appropriately located garbage handling and recycling material holding space within the underground parking and a commitment to implement the recycling provisions.
- k) Completion of the Highway Exchange Bylaw.
- l) The deposit of the applicable per unit Neighbourhood Parkland Acquisition Charge.
- m) The granting of a 215 Covenant restricting enclosure of balconies.
- n) The design and provision of units adaptable to the disabled (the provision of special hardware and cabinet work being subject to the sale/lease of the unit to a disabled person).

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

13. Rezoning Reference #47/95
(Previous Rezoning Reference #63/85)
Four Storey Office Building

The City Manager submitted a report from the Director Planning and Building seeking Council's authority to forward Rezoning Reference No. 47/95, 4401 Still Creek Drive to a Public Hearing on 1996 April 23.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 1996 April 01, and to a Public Hearing on 1996 April 23 at 7:30 p.m.
2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.

- c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
- d) The granting of any necessary easements and covenants.
- e) Submission of a tree survey, retention of as many existing mature trees as possible on the site, protection by registration of a Section 215 Covenant of identified trees, submission of a written undertaking to ensure that all site areas identified for preservation of existing trees are effectively protected by chain link fencing during the whole course of site preparation and construction work, and deposit of sufficient monies to ensure the protection of identified existing trees, to be refunded a year after release of occupancy permits, upon satisfactory inspection.
- f) The protection of the existing watercourse in an open condition adjacent to the subject site.
- g) The approval of the Ministry of Transportation and Highways to the rezoning application.
- h) The submission of a suitable engineered design for an approved on-site sediment control program.
- i) The submission of an annual maintenance plan for the natural buffer area non-disturbance zone along Still Creek and a letter of commitment agreeing to its fulfilment.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

14. Rezoning Applications

The City Manager submitted a report from the Director Planning and Building providing the current series of new rezoning applications for Council's consideration.

The City Manager recommended:

1. THAT Council set a Public Hearing for this group of rezonings on 1996 April 23 at 7:30 p.m., except where noted otherwise in the individual reports.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

Item #1 Application for the rezoning of
RZ #1/96 See **Attached** Schedule "A"

From: R3 Residential District

To: R10 Residential district

Address: See **Attached** Schedule "A"

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to limit the permitted bulk and height of single family dwellings.

RECOMMENDATION:

1. **THAT** a Rezoning Bylaw be prepared and advanced to First Reading on 1996 April 01 and to a Public Hearing on 1996 April 23 at 7:30 p.m.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Item #2 Application for the rezoning of:
RZ#2/96 Lot 4, D.L.'s 171 & 95, Group 1, NWD, Plan
LMP19410

From: CD Comprehensive Development
District (based on RM4 Multiple
Family Residential District and C1
Neighbourhood Commercial District)

To: Amended CD Comprehensive Development District (based on RM4 Multiple Family Residential District and C1 Neighbourhood Commercial District)

Address: 6837 Station Hill Drive

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit development of a high-rise apartment tower and a one-storey commercial building.

RECOMMENDATION:

1. **THAT** Council authorize Planning and Building Department to work with the applicant towards the preparation of a plan of development suitable for presentation to a Public Hearing, on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

Item #3 Application for the Rezoning of:
RZ #3/96 South Half Lot 3, D.L. 35, Group 1, NWD,
Plan 1198, Lot 1, D.L. 35, Group 1, NWD,
Plan 11637, Lot 2, D.L. 35, Group 1, NWD,
Plan 11637, Lot 3, D.L. 35, Group 1, NWD, Plan 11637

From: R5 Residential District

To: CD Comprehensive Development District
(Based on RM3 Multiple-Family Residential District)

Address: 5623, 5637, 5661 and 5687 Smith Avenue

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit the construction of a four storey apartment building.

RECOMMENDATIONS:

1. **THAT** Council authorize the Planning and Building Department to work with the applicant towards the preparation of a plan of development which is suitable for presentation to a Public Hearing.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

Item #4 Application for the Rezoning of:
RZ #4/96 Parcel 8, D.L. 94, Group 1, NWD Plan 19572

From: R4 Residential District

To: R4 "a" Residential District

Address: 5850 Elgin Place

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit the existing dwelling to have greater square footage than that currently permitted.

RECOMMENDATION:

1. **THAT** staff be authorized to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

Item #5 Application for the Rezoning of:
RZ #5/96 Parcel A, D.L. 166A, Group 1, NWD Plan 77603

From: CD Comprehensive Development District
 (based on M1 Manufacturing District and
 M5 Light Industrial District)

To: Amended CD Comprehensive Development
 District (based on M1 Manufacturing District
 and M5 Light Industrial District)

Address: 7400 Fraser Park Drive

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit an addition to the existing industrial development.

RECOMMENDATION:

1. **THAT** staff be authorized to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

Item #6 Application for the Rezoning of:
RZ#6/96 Lot 145 Except: Firstly part dedicated road on Plan LMP18081, Secondly: part dedicated road on Plan LMP18082, Thirdly: part dedicated road on Plan LMP18083; D.L's 31, 101, 102, 141 144, 147, 209, 210, 211, 212, 213 & 214, Group 1, NWD Pl.27774

From: P6 Regional Institutional District and CD
 Comprehensive Development District

To: P11 Simon Fraser University Neighbourhood
 District and P3 Park and Public use District

Address: Ptns. of 8888 Barnet Road

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit the potential development of up to 4,536 multi-family residential units with park and school sites and associated minor support commercial facilities, in two neighbourhoods as an alternative to University use.

RECOMMENDATIONS:

1. **THAT** staff be authorized to prepare a draft S.F.U. Official Community Plan, based on the submitted Development Plan Concept and on the discussion in Section 4.0 of this report.
2. **THAT** staff be authorized to prepare a draft text for the proposed P11 S.F.U. Neighbourhood District for a Zoning Bylaw text amendment.
3. **THAT** staff be authorized to pursue a public Open House, on the understanding that a further report will be submitted in this regard.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR DRUMMOND:

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

Councillor Corrigan retired from the Council Chamber at 9:08 p.m.

Councillor Corrigan returned to the Council Chamber at 9:15 p.m. and took his place at the Council table.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

"THAT this Council meeting do now recess."

CARRIED UNANIMOUSLY

The Council meeting recessed at 9:19 p.m.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR RANKIN:

"THAT this Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The Council meeting reconvened at 9:30 p.m. with Councillors Corrigan and Lawson absent.

Item #7 Application for the Rezoning of:
RZ #7/96 Ptns of Lot 2, D.L. 71, Group 1, NWD P1 LMP12752

From: CD Comprehensive Development District
 (based on the Discovery Parks Community
 Plan)

To: Amended CD Comprehensive Development
 Plan (based on M8 Advanced Technology
 Research District and the Discovery Place
 Community Plan as guidelines)

Address: 3500 Gilmore Way

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit the development of an advanced technology research and office facility.

RECOMMENDATION:

1. **THAT** staff be authorized to work with the applicant towards the preparation of a plan of development suitable for presentation to a Public Hearing.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR RANKIN:

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

CARRIED UNANIMOUSLY

Councillor Lawson returned to the Council Chamber at 9:31 p.m. and took her place at the Council table.

Item #8 Application for the Rezoning of:
RZ #8/96 Lot 16, D.L.'s 71 & 72, Group 1, NWD Plan 60616

From: CD Comprehensive Development District
(based on the Discovery Parks Community
Plan)

To: Amended CD Comprehensive Development
District (based on M8 Advanced Technology
Research District and Discovery Place Community
Plan as guidelines)

Address: 4330 Sanderson Way

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit the development of an advanced technology research and office facility.

RECOMMENDATION::

1. **THAT** staff be authorized to work with the applicant towards the preparation of a plan of development suitable for presentation to a Public Hearing.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

Councillor Corrigan returned to the Council Chamber at 9:33 p.m. and took his place at the Council table.

CARRIED UNANIMOUSLY

Item #9 Application for the Rezoning of:
RZ #9/96 See **Attached** Schedule "A"

From: C3 General Commercial District, R5
Residential, M1 Manufacturing and CD
(P2) Comprehensive Development Districts

To: CD Comprehensive Development District
(utilizing C3 General Commercial and RM5 Multiple
Family Residential District as guidelines)

Address: See **Attached** Schedule "A"

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit the development of a major mixed-use proposal including a hotel with a conference facility, an apartment tower, an educational facility, offices, and retail/market/restaurant/cinema podium uses.

RECOMMENDATIONS:

1. **THAT** staff be authorized to work with the applicant towards preparation of a suitable plan of development for presentation to a Public Hearing.
2. **THAT** a copy of this report be sent to the property owners at 4546, 4550, 4560 and 4568 Kingsway 6007 and 6015 McKay Avenue.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR DRUMMOND:

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

CARRIED UNANIMOUSLY

Item #10 Application for the Rezoning of:
RZ #10/96 Lot B, D.L. 113, Group 1, NWD PI LMP17879

From: CD Comprehensive Development District
(based on M5 Light Industrial District)

To: Amended CD Comprehensive Development District (based on M5 Light Industrial District, the C2 Community Commercial District for the school use, and the Bridge Business Park Development guidelines)

Address: 3835 Henning Drive

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit the development of a commercial school.

RECOMMENDATION:

1. **THAT** Council authorize the Planning and Building Department to work with the applicant towards the preparation of a plan of development which is suitable for presentation to a Public Hearing, on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Item #11 Application for the Rezoning of
RZ #11/96 Lot B, D.L. 29, Group 1, NWD Plan 5120

From: P5 Community Institutional District

To: R5 Residential District

Address: **7659 Fourteenth Avenue**

This item was dealt with previously in the meeting in conjunction with Item 2(b) Delegations.

Item #12 Application for the rezoning of:
RZ #12/96 Lots G & H, D.L. 118, Group 1, NWD Plan LMP17879

From: CD Comprehensive Development District
 (based on M5 Light Industrial District)

To: Amended CD Comprehensive Development
 District (based on M5 Light Industrial District
 and the Bridge Business Park Development
 guidelines)

Address: **3915 & 3935 Henning Drive**

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit development of a multi-tenant, strata-titled industrial building.

RECOMMENDATION:

1. **THAT** Council authorize the Planning and Building Department to work with the applicant towards the preparation of a plan of development which is suitable for presentation to a Public Hearing, on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

Item #13 Application for the rezoning of:
RZ #13/96 Strata Plan LMS0295, D.L. 93, NWD

From: CD Comprehensive Development District
 (based on P5 Community Institutional
 District)

To: Amended CD Comprehensive Development
 District (based on RM2 Multiple Family
 Residential District)

Address: 5875 Imperial Street

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit alteration of an existing seniors apartment building.

RECOMMENDATIONS:

1. **THAT** a Rezoning Bylaw be prepared and advanced to First Reading on 1996 April 01, and to a Public Hearing on 1996 April 23 at 7:30 p.m.
2. **THAT** the following be established as prerequisite conditions to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The submission of letters from Central Christian Assembly and the Strata Residents Council that they are in agreement to the completion of the

- rezoning as outlined in this report.
- c) The release of covenants relating to the use and ownership of the cellar area and to parking on the adjacent Church property.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

Item #14 Application for the rezoning of:
RZ #14/96 See Attached Schedule "A"

From: R5 Residential District

To: P3 Park and Public Use and CD Comprehensive
Development District (based on RM2 Multiple
Family Residential District)

Address: See Attached Schedule "A"

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to accommodate a subdivision creating seven development sites and two significant public parking lots, and to establish development guidelines for the development sites.

RECOMMENDATIONS:

1. **THAT** the introduction of a Highway Exchange Bylaw be authorized contingent upon the granting by Council of Second Reading of the subject Rezoning Bylaw.
2. **THAT** a Rezoning Bylaw be prepared and advanced to First Reading on 1996 April 01 and to a Public Hearing on 1996 April 23 at 7:30 p.m.
3. **THAT** the following be established as prerequisites to the completion of the rezoning:
 - a) Submission of a suitable plan of development.
 - b) Completion of servicing designs for the subject sites, and adoption of a Capital Works Expenditure Bylaw to fund the servicing.

- c) Completion of the Highway Exchange Bylaw.
- d) Completion of the subdivision creating the seven development sites and two park parcels.
- e) The granting of any necessary statutory rights-of-way and covenants.

- 4. **THAT** a copy of this report be forwarded to the Edmonds Area Advisory Committee for information.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

Item #15 Application for the rezoning of:
RZ #15/96 Lot A, D.L. 121, Group 1, NWD Plan 8161

From: R5 Residential District

To: RM2 Multiple Family Residential District

Address: 310 Madison Avenue

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit the construction of a two and a half storey townhouse project.

RECOMMENDATIONS:

- 1. **THAT** Council not give favourable consideration to the subject rezoning application.
- 2. **THAT** a copy of this report be sent to Claudia Campana, Executive Director, The Heights Merchants Association, 102-4011 Hastings Street, Burnaby, B.C. V5C 2J1.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

Item #16 Application for the rezoning of:
RZ #16/95 Ptn. Lot 136, D.L. 124, Group 1, NWD Plan 51591

From: M5 Light Industrial District

To: M2"r" General Industrial District

Address: Ptn. 4500 Dawson Street

PURPOSE:

The purpose of the proposed rezoning bylaw amendment is to permit a restaurant oriented to the surrounding industrial area.

RECOMMENDATIONS

1. **THAT** a Rezoning Bylaw be prepared and advanced to First Reading on 1996 April 01, and to a Public Hearing on 1996 April 23 at 7:30 p.m.
2. **THAT** the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permit will be the completion of all requisite services.
 - c) The granting of a Section 21 Covenant prohibiting any free-standing signs for the restaurant on the site.
 - d) The dedication of any rights-of-way deemed requisite.
 - e) The approval of the Ministry of Transportation and Highways to the rezoning application.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

5. **BYLAWS**

FIRST, SECOND AND THIRD READING

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Highway Exchange Bylaw No. 2, 1996 **#10359**

Burnaby Local Improvement Construction Bylaw No. 1, 1996 **#10360**

be now introduced and read three times."

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING:

#10208	7434 Kingsway	RZ #10/94
#10252	1330 Delta Avenue	RZ #6/95

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #10208
Bylaw No. 17, 1995

Burnaby Zoning Bylaw 1965, Amendment #10252
Bylaw No. 36, 1995

be now read a third time."

CARRIED
OPPOSED: COUNCILLORS CORRIGAN,
DRUMMOND AND LAWSON
TO BYLAW NO. 10252

RECONSIDERATION AND FINAL ADOPTION:

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR LAWSON:

"THAT

Burnaby Frontage Tax Bylaw 1996 #10353

Burnaby Community Facilities Contribution #10354
Agreement Bylaw No. 1, 1996

Burnaby Capital Works, Machinery and Equipment #10355
Reserve Fund Expenditure Bylaw No. 5, 1996

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

CARRIED UNANIMOUSLY

6. NEW BUSINESS

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR YOUNG:

"THAT Council members be authorized to attend the Federation of Canadian Municipalities Conference 1996 May 31 to June 03 and the Union of British Columbia Municipalities Convention 1996 September 17 to 20."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR REDMAN:
SECONDED BY COUNCILLOR LAWSON:

"THAT staff prepare a report on the City's agreement with Chevron from 1974 to 1976 regarding the road closures, land exchanges and buffer zone; and further

THAT, in the report, staff respond to the following questions:

- What is the agreement the City has with Chevron;
- What is the overall plan for the area, the buffer area and the refinery area;
- How many phases are there and what triggers them;
- Is there an approved landscaped plan for any part or all of the area;
- What is the status of the agreement Chevron has with Shell to do some refinery refining for them, i.e., will the product be delivered to Shell by pipeline or do they plan on loading trucks for Shell at 258 Willingdon;
- Why is Chevron expanding their parking and do they intend to keep the present parking lot as a parking lot;
- What is the zoning on the proposed parking lot and does Chevron need to rezone to develop the parking lot;
- Is there any possibility to re-evaluate decisions made in the mid 1970's;
- Is there an inventory of properties acquired by Chevron and how many are yet to be acquired;
- Is there any timing mechanism as a result of properties that have been acquired; and further
- If Chevron hasn't acquired properties originally planned for, does that inhibit progress of Phase III?"

CARRIED UNANIMOUSLY

Councillor Evans

Councillor Evans informed Council of yet another traffic accident on Marine Way which makes two accidents in two weeks. Councillor Evans advised that he is working on arrangements for a meeting with the new Minister of Highways to discuss the issue.

Councillor Lawson

Councillor Lawson advised that there will be a Burnaby Lake Public meeting on Saturday, 1996 March 30 from 9:00 a.m. to 12:00 noon at Shadbolt Centre. The purpose of the meeting is to invite park users to come and help develop the plan for the park. A public workshop will also be included which will be held from 12:30 p.m. to 3:30 p.m.

Councillor Young

Councillor Young advised that he and Councillor Evans will be attending an F.C.M. workshop on Crime Prevention on Saturday, 1996 March 30 and as a result would not be available for the Burnaby Lake Public meeting and workshop.

7. **INQUIRIES**

Councillor Johnston

Councillor Johnston inquired when a report would be coming forward on the request to B.C. Hydro to use their underground parking.

In response to the inquiry, the Director Planning and Building advised that the report would be placed on the agenda for the 1996 April 22nd meeting of Council.

8. **ADJOURNMENT**

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 10:16 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK