

2003 DECEMBER 15

An 'Open' meeting of the City Council was held in the Council Committee Room, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 2003 December 15 at 6:30 p.m. followed immediately by a 'Closed' meeting from which the public was excluded. At the conclusion of the 'Closed' meeting, the 'Open' meeting was reconvened at 7:00 p.m. in the Council Chamber.

PRESENT: His Worship, Mayor D.R. Corrigan In the Chair
Councillor P. Calendino
Councillor S. Dhaliwal
Councillor D.G. Evans
Councillor D. Johnston
Councillor C. Jordan
Councillor L.A. Rankin
Councillor C.M.H. Redman
Councillor N.M. Volkow

STAFF: Mr. R.H. Moncur, City Manager
Mr. C.A. Turpin, Deputy City Manager
Mr. L. Chu, Deputy Director Engineering
Mr. R. Earle, Director Finance
Ms. K. Friars, Director Parks, Recreation & Cultural Services
Mr. J. Belhouse, Director Planning & Building
Mr. B. Rose, City Solicitor
Mrs. D.R. Comis, City Clerk
Ms. G. McCaskie, Administrative Officer I

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

"THAT the 'Open' Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The 'Open' Council meeting reconvened in the Council Chamber at 7:00 p.m.

P E R F O R M A N C E

Performance by Burnaby District Handbell Choir
Choir Director - Janet Kyle

The students who are performing before Council this evening are students in grades 6 - 10 from the following seven Burnaby schools: Cariboo Secondary, Mountain Secondary, Burnaby South Secondary, Armstrong Elementary, Second Street Community School, Gilpin Elementary and Marlborough Elementary. The students' experience with playing the bells ranges from 1 - 3 years. Many of the students play one or two other instruments and some have taken private music lessons for many years. The students practice once a week for 1 1/2 hours. They are also planning on performing at the Westin Bayshore Hotel, at the Burnaby District Honour Ensemble Concert and two Christmas concerts.

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

***1st Annual Santa Claus Parade "Mayor's Choice" Award
Presented to: Wheeling Eights Square Dance Club
Andy Anderson and Tyler Wagner***

His Worship, Mayor D.R. Corrigan presented the Mayor's Choice Award Trophy and engraved plaque for the 1st Annual Santa Claus Parade to the President of the Wheeling Eights Square Dance Club. The Trophy is provided by the Burnaby News Leader.

The President introduced members of the Club in attendance at the meeting who participated in the parade.

Shaw Community Cable Staff and Volunteers

His Worship Mayor D.R. Corrigan expressed Council's appreciation to the representatives of Shaw Cable who televise the Council meeting to the community each week.

Mayor Corrigan advised that there is one paid employee responsible for production of the program, however all additional personnel are community volunteers.

Mayor Corrigan thanked Ashif Juiraj, Producer and Volunteers Chris Anaka, Kai Yu Chang, Ara Henry, Greg Hanning, Mike Leahy, Carri McLean, Angel McNamara, Helden Nunes, Navid Pishrei and John Rossi.

1. MINUTES

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2003 December 08 be now adopted."

CARRIED UNANIMOUSLY

2. DELEGATIONS

- A) Dennis Danielson, 2003 December 08
Re: Discovery Place Community Plan
Speaker: Dennis Danielson
- B) Vivien Palmer, 2003 December 08
Re: Danger to Humans and Animals from
Fireworks and Firecrackers
Speaker: Vivien Palmer

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- A) **Dennis Danielson**, 4086 Spruce Street, Burnaby, B.C. appeared before Council to advise of concerns with respect to preservation of the environment in Burnaby, and in particular with the plans by Electronic Arts for development in the Discovery Park area.

The speaker quoted environmental principles from the Burnaby Citizen Association website with respect to "*made in neighbourhood*" plans and the importance of citizen involvement in the planning process.

Mr. Danielson outlined four points in the proposed Electronic Arts development that area residents consider as facts:

1. Electronic Arts is planning to expropriate one of the four "*green nodes*" - on the south side of Sanderson Way to the west of Mathissi (indicated on the sketch taken from the 1996 Discovery Place Community plan) and to excavate the entire area now under covenant;
2. As part of that excavation, EA plans to eliminate the staircase and pedestrian right-of-way between Sanderson Way and the north end of Huxley Avenue - an easement that was created as part of the Discovery Parks Community Plan of 1980 (11.0 item g);
3. EA also plans to destroy the relocated stream that now flows through the covenant area - in violation of the Official Community Plan's "*Open Creeks and Watercourse Policy*" (OCP 10.2).

4. Where the green node is now, EA plans to erect a wall which will create an impregnable security compound from Carleton Avenue to Mathissi Place, cutting right across the largest section of what, according to by-law, is supposed to be a campus-like research park.

The speaker referred to the updated Discovery Place Community Plan in which increased protection of green space is a key component. Mr. Danielson quoted from the plan: *"a commitment to transfer protected areas to City ownership to ensure their long-term conservation."*

In conclusion the delegation requested Council protect the environment and the community by adhering to the commitments as set out in the updated Discovery Place Community Plan.

- B) Vivien Palmer**, 3934 Linwood Street, Burnaby, B.C. appeared before Council to request changes to the Burnaby Fire Services Bylaw to ban fireworks in the City of Burnaby.

Ms. Palmer cited concerns about noise, air pollution and fires as reasons to ban fireworks in the community.

The delegation advised that in discussions with Burnaby Fire Department representatives, their preference is to issue permits and provide access only in restricted areas, however, Ms. Palmer is requesting tougher legislation.

The speaker suggested fireworks pose a serious danger to pets and should be banned.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

"THAT the comments of the delegation be **REFERRED** to staff for inclusion of the review of this matter."

CARRIED UNANIMOUSLY

3. CORRESPONDENCE AND PETITIONS

MOVED BY COUNCILLOR EVANS:

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. 34, 2003 December 15 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

His Worship, Mayor Derek R. Corrigan read the following items of correspondence:

- A) President, Vancouver Giants Junior Hockey Club, 2003 November 18
Re: 2006 World Junior Hockey Championships

A letter from the Vancouver Giants Junior Hockey Club requesting a letter of support for their bid to bring the 2006 World Junior Hockey Championships to Vancouver.

Councillor Rankin retired from the Council Chamber at 7:51 p.m.

- B) Director, Fur-Bearer Defenders
2003 November 20
Re: Beaver Trapping in Burnaby

A letter from the Fur-Bearer Defenders requesting the City review its policy on beaver trapping in Burnaby.

Appearing elsewhere on the agenda is a staff report addressing this issue.
(Managers Report, Item 11 - Beaver Management)

- C) Mayor, City of Merritt, 2003 November 21
Re: Bill 75 - Significant Projects Streamlining Act

A copy of a letter from the City of Merritt to the Premier expressing their concerns with the wording of Bill 75 - Significant Projects Streamlining Act.

Councillor Rankin returned to the Council Chamber at 7:52 p.m. and took his place at the Council table.

- D) Mayor, Village of Belcarra, 2003 December 03
Re: Bill 75 - Significant Projects Streamlining Act

A copy of a letter from the Village of Belcarra to the Premier requesting Bill 75 be amended to exclude local government

- E) Office of the Minister, Ministry of Competition Science and Enterprise, 2003 December 08
Re: Bill 75 - Significant Projects Streamlining Act

A letter from the Honourable Kevin Falcon, Minister of State to all Mayors and Councillors in the Province of British Columbia regarding the key elements of Bill 75 and his ongoing consultation with the Union of British Columbia Municipalities.

- F) Scheduler, Riverway Mixed Slo-pitch League
2003 December 03
Re: South Slope Development

A letter from Burnaby resident David Hollingsworth expressing his comments and suggestions related to the South Slope Development.

- G) Senior Policy Analyst, UBCM
2003 December 04
Re: Meat Inspection Regulations
Consultation Period Extended

A letter from the Union of British Columbia Municipalities regarding an extension in the consultation period for Bill 37 and the Meat Inspection Regulations.

- H) City Clerk, City of North Vancouver
2003 December 04
Re: Sale of BC Rail to CN Rail

A letter from the City of North Vancouver providing a copy of their resolution opposing the sale of BC Rail to CN Rail.

- I) Executive Vice President, Loblaw
Properties West Inc. 2003 December 08
Re: Opposition to Parking Charge
Proposals in 10 Year Transportation Outlook
and Three Year Funding Strategies

A letter from Loblaw Properties West Inc. stating their strong opposition to TransLink's proposed parking charge.

Arising from discussion of Correspondence Item 3(F) from Scheduler, Riverway Mixed Slo-pitch League, Councillor Rankin was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT this item of correspondence be **REFERRED** to the Housing Committee, Transportation Committee and Parks, Recreation and Culture Commission for consideration."

CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(H) from City Clerk, City of North Vancouver, Councillor Johnston was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

“THAT Council support the position of the City of North Vancouver opposing the sale of BC Rail to CN Rail and that Burnaby MLA’s be so advised.”

CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(A) from President, Vancouver Giants Junior Hockey Club, Councillor Dhaliwal was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR REDMAN:

“THAT the City of Burnaby support the bid by Vancouver Giants to host the 2006 World Junior Hockey Championships.”

CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(E) from Office of the Minister, Ministry of Competition, Science and Enterprise, Councillor Calendino was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT WHEREAS Bill 75 provides the Provincial Government with sweeping powers to override Local Government bylaws, plans, policies and powers;

AND WHEREAS Bill 75 allows the Province to override Local Government jurisdiction not only for Provincial projects, but also for private or mixed public/private projects if the Province considers these to be in the broader Provincial interest;

AND WHEREAS the autocratic powers granted to the Province under Bill 75 have the potential to seriously undermine the current structure for ensuring cohesive Regional/Municipal land use planning and the important public safety protection that Local Government involvement brings to project development;

AND WHEREAS Bill 75 contradicts the Provincial promotion of the Community Charter as a vehicle for recognizing Local Government as a responsible and autonomous level of government;

NOW THEREFORE BE IT RESOLVED THAT the City of Burnaby advise all Local Governments in the Province of British Columbia that the City of Burnaby is prepared to contribute to the legal costs of any British Columbia Local Government initiating a legal challenge to Bill 75, AND FURTHER, that an invitation be extended to all B.C. Local Governments to join the City of Burnaby in offering to contribute for this purpose."

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

A) Environment Committee
Re: Still Creek Watershed Integrated
Stormwater Management Study

The Environment Committee submitted a report informing Council of the progress and development of the Integrated Stormwater Management Plan for the Still Creek Watershed.

The Environment Committee recommended:

1. THAT Council receive this report for information.

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

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CALENDINO:

"THAT the recommendation of the Environment Committee be adopted."

CARRIED UNANIMOUSLY

B) Environment Committee
Re: Feasibility Study of an Alternative Street
Design Concept to Improve Roadway
Runoff Management

The Environment Committee submitted a report requesting Council approval to initiate the Phase I - Feasibility Study of a proposed pilot project to investigate an alternate street design concept to improve roadway runoff management.

The Environment Committee recommended:

1. THAT Council authorize staff to initiate the Phase 1 - Feasibility Study of an alternate street design concept to improve roadway runoff management as described in Section 4.0 in this report.
2. THAT staff report back to Council upon the completion of the Phase 1 study program.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

"THAT the recommendations of the Environment Committee be adopted."

CARRIED UNANIMOUSLY

C) Executive Committee of Council
Re: Lease Grant Request - Burnaby Firefighters
Charitable Society and Volunteer Burnaby

The Executive Committee of Council submitted a report presenting lease grant requests from the Burnaby Firefighters Charitable Society and Volunteer Burnaby for recently allocated space at the Edmonds Neighbourhood and Burnaby Heights Resource Centres.

The Executive Committee of Council recommended:

1. THAT Council approve lease grants to Firefighters Charitable Society and Volunteer Burnaby to offset 50% of the established 2003 and 2004 lease rates for recently allocated space at the Edmonds Neighbourhood and Burnaby Heights Resource Centres.
2. THAT a copy of this report be sent to the Burnaby Firefighters Charitable Society, #205 - 6515 Bonsor Avenue, Burnaby, B.C. V5H 3E8 and Volunteer Burnaby, #14-250 Willingdon Avenue, Burnaby, B.C. V5C 5E9.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

D) Executive Committee of Council
Re: Grant Applications

The Executive Committee of Council submitted the following recommendations in response to City grant requests:

#47/03 Christmas Dinner Grants

RECOMMENDATION:

1. THAT a grant in the amount of \$3.00 per person be awarded to Chelsea Terrace Senior Citizen Tenants Association, New Vista Place Tenants Association, Hall Towers II Seniors & Special Needs Association, Winch Tower Tenants Association and St. Michael's Centre to assist with the cost of their 2003 Christmas Dinners.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

#48/03 Burnaby Christmas Bureau

RECOMMENDATION:

1. THAT a grant in the amount of \$4,000 be awarded to the Burnaby Christmas Bureau for its 2003 Christmas Campaign.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

#49/03 2003 Annual Labour Community Christmas Dinner

RECOMMENDATION:

1. THAT a grant in the amount of \$1,000 be awarded to the 2003 Annual Labour Community Christmas Dinner.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**#51/03 Progressive Intercultural Community Services Society
Arts & Culture Youth Project**

RECOMMENDATION:

1. THAT this grant request be DENIED.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

"THAT the Council meeting do now recess."

CARRIED UNANIMOUSLY

The Council meeting recessed at 9:00 p.m.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The Council meeting reconvened at 9:16 p.m. with Councillor Calendino absent.

- E) The City Manager presented Report No. 34, 2003 December 15 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. **Community Charter**

The City Manager submitted a report from the City Solicitor providing Council with an analysis of the Community Charter prepared by the law firm of Murdy and McAllister.

The City Manager recommended:

1. THAT Council receive this report for its information.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

Arising from discussion, Councillor Johnston was granted leave to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

"THAT a copy of the staff report be sent to all local governments in the Province of BC, Burnaby MLA's, the Minister of State for the Community Charter, Honourable Ted Nebbeling, President, Union of BC Municipalities and the Lower Mainland Municipal Association."

CARRIED UNANIMOUSLY

2. Provincial Liquor Licensing Regulations and Processes

The City Manager submitted a report from the Director Planning and Building advising Council of more changes to the Provincial regulations and processing procedures regarding liquor licencing, as well as a Provincial response to a letter from Council regarding the required public input process for liquor licence applications and the latest information on the privatization of liquor stores.

The City Manager recommended:

1. THAT Council approve an amendment to the processing procedure for local government consideration of applications for a temporary change to a liquor licence, as described in Section 2.1.3 of this report.
2. THAT Council approve a minor amendment to the processing procedure and criteria for local government consideration of applications to amend the operating hours of existing food primary licences, including stipulating which applications Burnaby wishes to comment on, as described in Section 2.2.3 of this report, and that the Liquor Control and Licensing Branch be so advised.

3. THAT a copy of this report be sent to Mary Freeman, Acting General Manager and Cheryl Caldwell, Deputy General Manager, Liquor Control and Licensing Branch, 1019 Wharf Street, Victoria, B.C. V8V 1X4.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

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

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the report be **AMENDED** to include copies of the staff report be sent to all Burnaby MLA's."

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Evans and seconded by Councillor Johnston being 'THAT the recommendations of the City Manager be adopted AS AMENDED' and same was CARRIED UNANIMOUSLY.

3. Rezoning Reference #03-45
Centre for Advanced Transit Systems
6700 Southridge Drive

The City Manager submitted a report from the Director Planning and Building advising Council of the receipt of a letter from Translink advising they have no interest in acquiring the subject property.

The City Manager recommended:

1. THAT this report be received for the information of Council.

MOVED BY COUNCILLOR VOLKOW
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**4. Temporary Siting of Construction Offices/Trailer
and Marketing Office/Request for Short-Term
Lease of 4475 Hastings Street
Rezoning Reference #03-08**

The City Manager submitted a report from the Director Planning and Building requesting Council approval to allow the temporary use of the City-owned property at 4475 Hastings Street for the purpose of siting a construction trailer and marketing office to serve the development site within the 4400 block of Albert Street.

The City Manager recommended:

1. THAT Council authorize the granting of a licence agreement for the City-owned property at 4475 Hastings Street for a period of up to eight months, at a monthly rate of \$0.10 per sq.ft. per month, for the siting of a construction trailer, marketing sign and office to be used by Mainstreet Housing Ltd. to serve their development site within the 4400 block of Albert Street, and subject to the granting of Final Adoption of Rezoning Reference #03-08.
2. THAT a copy of this report be sent to Scott Fraser, Executive Director of The Heights Merchants Association, 102 - 4011 Hastings Street, Burnaby B C V5C 2J1.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

**5. Rezoning Reference #03-49
25-Unit Stacked Townhouse Project
Address: 7671 Griffiths Lane & 6870 Rumble Street**

The City Manager submitted a report from the Director Planning and Building requesting Council approval to forward this application to a Public Hearing on 2004 January 27.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 January 12, and to a Public Hearing on 2004 January 27 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 including, a 4% Engineering Inspection Fee, 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 existing improvements on the site are vacant and considered to be unsafe, unstable, and a hazard to life, the Fire Prevention Division may recommend immediate demolition of such improvements and removal of the resultant debris prior to Third Reading.
 - e. The consolidation of the net project site into one legal parcel.
 - f. The completion of the sale of City Property in line with Section 3.3 of this report.
 - g. The granting of any necessary easements and covenants.
 - h. The retention of identified existing trees on the site, their protection by registration of a Section 219 Covenant, 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.
 - i. Compliance with the Council-adopted sound criteria.

- j. The provision of a covered car wash stall and adequately sized and appropriately located garbage handling and recycling material holding space and a commitment to implement the recycling provisions.
- k. The provision of a reciprocal access easement from the existing easement (LMP304) to the southeast corner of the property at Griffiths Lane with the construction of a concrete walk and lighting.
- l. The provision and development of a public park trail connecting the site to the BC Parkway to the approval of the Parks, Recreation and Cultural Services Department.
- m. The deposit of the applicable Parkland Acquisition Charge.
- n. The deposit of the applicable GVS & DD Sewerage Charge.
- o. The deposit of the applicable School Site Acquisition Charge.
- p. The deposit of the applicable per unit Edmonds Town Centre South Grade-Separated Crossing Charge.
- q. The granting of a Section 219 Covenant restricting enclosure of balconies.
- r. Compliance with best management practices for on-site stormwater management as determined by the Environmental Services Division - Engineering Department.
- s. The provision of facilities for cyclists in accordance with Section 4.5 of the rezoning report.
- t. The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

6. Rezoning Reference #46/97
Mixed-Use Residential and Retail Development
Address: 5698 Hastings

The City Manager submitted a report from the Director Planning and Building requesting Council approval to forward this rezoning application to a Public Hearing on 2004 January 27.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 January 12, and to a Public Hearing on 2004 January 27 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 including a 4% Engineering Inspection Fee 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. The undergrounding of existing overhead wiring in the abutting rear lane.

- f. Compliance with the Council-adopted sound criteria.
- g. The provision of a covered car wash stall and adequately sized and appropriately located garbage handling and recycling material holding space and a commitment to implement the recycling provisions.
- h. The deposit of the applicable Parkland Acquisition Charge for the residential gross floor area.
- i. The deposit of the applicable GVS & DD Sewerage Charge for the overall proposal.
- j. The deposit of the applicable School Site Acquisition Charge for the residential units.
- k. The granting of a Section 219 Covenant restricting enclosure of balconies, excluding the six balconies facing Hastings Street to be enclosed.
- l. The provision of facilities for cyclists in accordance with Section 4.5 of the rezoning report.
- m. The submission of a site profile and resolution of any arising requirements.
- n. The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

- 7. **Rezoning Reference #03-37**
Proposed Manufacturing/Warehouse Facility
Address: 8355 Riverbend Court

The City Manager submitted a report from the Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2004 January 27.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 January 12, and to a Public Hearing on 2004 January 27 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, including a 4% Engineering Inspection Fee, 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 deposit of the applicable GVS & DD Sewerage Charge.
 - e. The removal of a 219 Covenant from the title of the subject site which prohibits the development of the site as described in Section 3.4 of this report.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

8. **Rezoning Reference #03-42**
Proposed Furniture Manufacturing Facility
Address: Ptn. of 8398 North Fraser Way

The City Manager submitted a report from the Director Planning and Building requesting Council approval to forward this application to a Public Hearing on 2004 January 27.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 January 12, and to a Public Hearing on 2004 January 27 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, including a 4% Engineering Inspection Fee, 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 deposit of the applicable GVS & DD Sewerage Charge.
 - f. The submission of a suitable on-site stormwater management system to the approval of the Director Engineering, and the granting of a 219 Covenant guaranteeing its provision and continuing operation as outlined in Section 3.4 of this report.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

9. **Building Permit Tabulation Report No. 12
from 2003 October 27 to 2003 November 23**

The City Manager submitted a report from the Director Planning and Building providing Council with information on construction activity as reflected by the building permits that have been issued for the subject period.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**10. Parks, Recreation and Cultural Services
Department 2002 Annual Report**

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services providing Council with the 2002 Annual Report of the Parks, Recreation and Cultural Services Department.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

11. Beaver Management

The City Manager submitted a report from the Director Engineering providing Council with detailed information regarding beaver management methodologies in Burnaby.

The City Manager recommended:

1. THAT Council receive this report for information; and

2. THAT a copy of this report be forwarded to Mr. George V. Clements, 3727 Renfrew Street, Vancouver, B.C., V5M 3L7.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**12. Telephone & Data Line Service
Agreement for City Hall**

The City Manager submitted a report from the Chief Information Officer to obtain Council approval to enter into an agreement with Telus to consolidate the existing agreements for City Hall telephone lines and low-speed data service to seventeen remote Parks and Recreation sites.

The City Manager recommended:

1. THAT the City enter into an agreement with Telus to provide telephone trunking and low-speed data service (ISDN PRI Access) for a five year period, at a total cost of \$280,500.

Councillor Dhaliwal retired from the Council meeting at 9:54 p.m. declaring a conflict of interest as he is an employee of Telus.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Councillor Dhaliwal returned to the meeting at 9:55 p.m. and resumed his place at the Council table.

**13. Sale of Development Site
Southwynde Avenue & Southpoint Drive
Lot 4, D.L. 171, LMP 30202**

The City Manager submitted a report from the City Solicitor requesting Council approval to accept a bid for the subject property.

The City Manager recommended:

1. THAT Council accept the highest bid received for the subject property.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

14. Retirements

The City Manager submitted a report from the Human Resources Director informing Council of the following retirements from 2003 October to December.

The City Manager recommended:

1. THAT the Mayor, on behalf of Council, send to the following retirees a letter of appreciation for their many years of loyal and dedicated service to the City.

| | |
|------------------------------|----------------------------|
| <i>Mr. Melvyn Peters</i> | <i>29 years of service</i> |
| <i>Mr. Gerald Bruce</i> | <i>28 years of service</i> |
| <i>Mr. Leonard Doyle</i> | <i>35 years of service</i> |
| <i>Mr. Allan Eichler</i> | <i>32 years of service</i> |
| <i>Mr. J. Bruce Kendrick</i> | <i>32 years of service</i> |
| <i>Mrs. Valdene Michaud</i> | <i>15 years of service</i> |
| <i>Mr. David Lee</i> | <i>30 years of service</i> |

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

5. TABLED MATTER

- A) **Manager's Report, Item 11**
Re: Rezoning #03-45
6700 Southridge Drive
(Tabled 'Open' Council meeting
2003 September 29)

The following item was tabled at the 'Open' Council meeting held on 2003 September 29:

| | |
|-------------------|---|
| Item #11 | Application for the rezoning of: |
| Rez #03-45 | Lot A, D.L. 171, Group 1, NWD Plan LMP 45547 |
| From: | CD Comprehensive Development District (based on M2 General Industrial District) |
| To: | Amended CD Comprehensive Development District (based on M2 General Industrial District, M5 Light Industrial District and in accordance with the development plan entitled "Bombardier Transportation Inc." prepared by Christopher Bozyk Architects) |
| Address: | 6700 Southridge Drive |
| Purpose: | To permit general office uses in the existing office area of the existing Centre for Advanced Transit Systems. |

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2003 October 06 and to a Public Hearing on 2003 October 28 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. Provision of independent Telus service for the site.
 - d. Provision of a direct pedestrian link to the BC Parkway.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR EVANS:

“THAT the recommendations of the City Manager be adopted.”

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the motion as moved by Councillor Calendino and seconded by Councillor Evans being “THAT the recommendations of the City Manager be adopted” be now TABLED”.

CARRIED UNANIMOUSLY

This item was TABLED in order to allow time to obtain confirmation from TransLink as to the level of their interest in this facility.

Arising from consideration of this item, Councillor Evans introduced the following motion:

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT staff request TransLink provide confirmation as to the status of their interest in using the facility previously used by Bombardier Transportation Inc. located at 6700 Southridge Drive.”

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR VOLKOW:

"THAT the motion as moved by Councillor Calendino and seconded by Councillor Evans being 'THAT the recommendation of the City Manager be adopted' be now **LIFTED** from the table."

CARRIED UNANIMOUSLY

The motion was now before the meeting.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR VOLKOW:

"THAT Recommendation 1 be AMENDED as follows:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 January 12 and to a Public Hearing on 2004 January 27 at 7:30 p.m."

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Calendino and seconded by Councillor Evans, being, 'THAT the recommendations of the City Manager be adopted, AS AMENDED', and same was CARRIED UNANIMOUSLY.

6. BYLAWS

THIRD READING, RECONSIDERATION AND FINAL ADOPTION

#11652 Text Amendment

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 65, 2003

#11652

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

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

| | | |
|--------|---|------------|
| #11386 | Ptn. of 8398 North Fraser Way; Ptn. of 7751, 7871 and 7850 Mandeville Avenue | REZ #01-37 |
| #11527 | 4800 Kingsway | REZ #02-27 |

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

"THAT

| | |
|--|--------|
| Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 16, 2002 | #11386 |
| Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 2003 | #11527 |
| Hotel Room Additional Tax Levy Bylaw, 2003 | #11674 |

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

CARRIED UNANIMOUSLY

7. **NEW BUSINESS**

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

8. **INQUIRIES**

There were no 'inquiries' brought before Council at this time.

9. **ADJOURNMENT**

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR VOLKOW:

"THAT this 'Open' Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 10:00 p.m.

2003 December 15

Confirmed:

Certified Correct:



MAYOR



CITY CLERK