### **2004 JANUARY 12**

An 'Open' meeting of the City Council was held in the Council Committee Room, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 2004 January 12 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. W.C. Sinclair, 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. A.R. Skipsey, Deputy City Clerk

# MOVED BY COUNCILLOR CALENDINO: SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

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

### PROCLAMATIONS

His Worship, Mayor Derek R. Corrigan, proclaimed 2004 January 01 to 31 as "Alzheimer Awareness Month" in the City of Burnaby.

Ms. Durrant stated that in 2003 December, the Merchants received notice of a public hearing to develop the lot they had hoped could be turned into a parking lot to provide additional parking for the area. The delegation advised Council they had a petition signed by 16 businesses and 3 residents in opposition to the proposed townhouse development and in favour of a parking lot. Ms. Durrant concluded by asking Council to consider their request and help a historical commercial area of Burnaby grow to become a vibrant part of its future.

### MOVED BY COUNCILLOR EVANS: SECONDED BY COUNCILLOR JORDAN:

"THAT staff provide a report on the concerns raised by the delegation."

#### CARRIED UNANIMOUSLY

B) The Delegation withdrew from the Agenda prior to the Council meeting.

### 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. 1, 2004 January 12 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) Federation of Canadian Municipalities 2003 November 24 Re: Invoice for 2005 Membership fees

An invoice was received from the Federation of Canadian Municipalities for the City of Burnaby's 2004-2005 membership fees.

A staff note advised that in order that this invoice for FCM membership fees be paid a motion by Council is required.

### MOVED BY COUNCILLOR EVANS: SECONDED BY COUNCILLOR JORDAN:

"THAT Council approve payment of 2004-2005 Federation of Canadian Municipalities membership fees."

B) Chair, Board of Directors, GVRD,
2003 December 05

Re: GVRD Staff Review of "Keeping Great

Re: GVRD Staff Review of "Keeping Greater Vancouver Moving: Discussion Paper"

A letter was received from the Chair of the Greater Vancouver Regional District forwarding a copy of the Greater Vancouver Transportation Authority's 'Keeping Greater Vancouver Moving: Discussion Paper', a copy of the GVRD staff review of the discussion paper and the related recommendations adopted by the Board.

A staff note suggests that this item of correspondence be referred to the Transportation Committee for consideration at its next regular meeting.

C) Area Manager, Heart and Stroke Foundation of B.C. & Yukon, 2003 December 09
Re: Permission to canvass during February
Heart Month

A letter was received from the Heart and Stroke Foundation of B.C. & Yukon thanking Council for its past support and requesting permission to conduct their annual door-to-door fundraising campaign in Burnaby during the month of February.

A staff note advises there is no conflict for the requested door-to-door canvass dates.

# MOVED BY COUNCILLOR JOHNSTON: SECONDED BY COUNCILLOR EVANS:

"THAT Council approve the request by the Heart and Stroke Foundation of B.C. & Yukon to conduct their annual door-to-door fundraising campaign in Burnaby during the month of 2004 February."

CARRIED UNANIMOUSLY

D) Chair, Board of Directors, GVRD2003 December 11Re: Emissions in Greater Vancouver Area Waterways

A letter was received from the Chair of the Greater Vancouver Regional District providing a copy of the "Marine Emission in Greater Vancouver Waterways" report, copies of letters and resolutions related to the Report.

A staff note suggests that this item of correspondence be referred to the Environment Committee for consideration.

E) D. Forsyth & Petitioners, 2003 November 28 Re: Dangerous Trees

> A letter was received from several Burnaby residents regarding two large Lombardy poplars on the property line between Napier Street and the adjacent lane.

> A staff note advises that staff have inspected the trees several times over the past six years. The trees are not considered hazardous and are located on private property. No further action is recommended.

F) M.A. Fox, 2003 December 10
Re: Parking congestion during
\_\_\_\_events at Willingdon Church

A letter was received from Burnaby resident Anna Fox providing a number of suggestions for the consideration of Council to address parking congestion in the area surrounding Willingdon Church.

A staff note suggests that this item of correspondence be referred to the Traffic Safety Committee for consideration at its next regular meeting.

G) Manager/Policy Coordinator, Burrard Inlet Environmental Action Program 2003 December 12

Re: Local Government Endorsement of the

'A Living Working River: The Estuary Management

Plan for the Fraser River, Updated 2003'

A letter was received from the Burrard Inlet Environmental Action Program providing copies of "A Living Working River: The Estuary Management Plan for the Fraser River" and requesting Council's endorsement of the Plan.

A staff note advises a report on this Plan will be prepared for the January 19<sup>th</sup> Council meeting for consideration.

H) Community Relations Coordinator, BC Hydro
 2003 December 16
 Re: BC Hydro Revenue Requirement Application

A letter was received from the Community Relations Coordinator at BC Hydro providing an update on the Revenue Requirement Application that BC Hydro submitted to the British Columbia Utilities Commission 2003 December 15 and a copy of the related news release and background information.

City Clerk, City of North Vancouver2003 December 17Re: Film Industry and Provincial Sales Tax

A letter was received from the City of North Vancouver providing a copy of their Council's resolutions in support of the British Columbia Film Industry.

J) Officer In Charge, E Division, RCMP2003 December 18Re: Summer Student Program

A letter was received from the RCMP requesting Council's support of the Summer Student Program in our community and enclosing information posters.

K) J & L Dawson, 2003 December 29 Re: Potential Property tax increases for funding TransLink proposal

A letter was received from Burnaby residents Mr. & Mrs. J. Dawson and family voicing their concern over potential property tax increases resulting from TransLink's proposed 10-Year Plan.

L) President, Ladner Business Association2003 December 19Re: Port of Vancouver

A copy of a letter was received from the Ladner Business Association to the Corporation of Delta expressing their support for the Vancouver Port Authority.

M) Mayor Hugh O'Reilly, Resort Municipality of Whistler, 2003 December 04

Re: Bill 75 - Significant Projects Streamlining Act

A letter was received from Mayor Hugh O'Reilly, Resort Municipality of Whistler acknowledging receipt of Burnaby's report on Bill 75 - Significant Projects Streamlining Act and expressing their appreciation for the information.

N) Mayor D.W. McCallum, City of Surrey
 2003 December 09
 Re: Bill 75 - Significant Projects Streamlining Act

A letter was received from Mayor Doug McCallum, City of Surrey acknowledging receipt of Burnaby's report on Bill 75.

O) Mayor Wayne Wright, City of New Westminster to Premier Gordon Campbell, Province of B.C. 2003 December 08

Re: Bill 75 - Significant Projects Streamlining Act

A copy of a letter was received from Mayor Wayne Wright, City of New Westminster to Premier Gordon Campbell expressing their opposition to Bill 75 and requesting that the Province not enact the Bill.

P) Mayor R. Priest, City of Cranbrook 2003 December 19 Re: Bill 75 - Significant Projects Streamlining Act

A letter was received from Mayor Ross Priest, City of Cranbrook expressing their support for Burnaby's resolution regarding Bill 75 and providing a copy of their letter of support sent to the UBCM.

Q) Tom Grainger 2003 January 01 Re: Trapping of Beavers

A letter was received from Burnaby resident Tom Grainger regarding the trapping of beavers in Burnaby.

A staff note advises that at the Regular Council meeting of 2003 December 15, Council received a staff report on beaver management practice in Burnaby. Staff will contact Mr. Grainger and convey the information included in the report to him.

R) Ken Timewell to Chair, TransLink 2004 January 06 Re: A Better Transportation Plan

> A copy of a letter was received from Ken Timewell to Doug McCallum, Chair of the TransLink Board providing some additional comments on the TransLink 10-Year Transportation Outlook and the 3-Year Financial Strategy.

S) Minister of Community, Aboriginal and Women's Services, 2003 December 29 Re: Community Charter

A letter was received from the Honourable Ted Nebbling, Minister of Community, Aboriginal and Women's Services regarding the Community Charter.

Arising from consideration of Correspondence Item 3(B) from Chair, Board of Directors, GVRD, Councillor Evans was granted leave by Council to introduce the following motion:

### MOVED BY COUNCILLOR EVANS: SECONDED BY COUNCILLOR VOLKOW:

"THAT this item of correspondence be **REFERRED** to the Transportation Committee for consideration at its next regular meeting."

CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(J) from Officer in Charge, E Division, RCMP, Councillor Evans was granted leave by Council to introduce the following motion:

### MOVED BY COUNCILLOR EVANS: SECONDED BY COUNCILLOR CALENDINO:

"THAT this item of correspondence be **REFERRED** to the Community Policing Committee for consideration."

CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(F) from M.A. Fox, Councillor Rankin was granted leave by Council to introduce the following motion:

# MOVED BY COUNCILLOR RANKIN: SECONDED BY COUNCILLOR EVANS:

"THAT this item of correspondence be **REFERRED** to Traffic Safety Committee for consideration at its next regular meeting."

CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(D) from Chair, Board of Directors, GVRD, Councillor Dhaliwal was granted leave by Council to introduce the following motion:

# MOVED BY COUNCILLOR DHALIWAL: SECONDED BY COUNCILLOR EVANS:

"THAT this item of correspondence be **REFERRED** to the Environment Committee for consideration at its next regular meeting."

Arising from consideration of Correspondence Item 3(H) from Community Relations Coordinator, BC Hydro, Councillor Dhaliwal was granted leave by Council to introduce the following motion:

### MOVED BY COUNCILLOR DHALIWAL: SECONDED BY COUNCILLOR CALENDINO:

"THAT this item of correspondence be **REFERRED** to staff for a report on the impact on the City of Burnaby of the proposed increase in rates by B.C. Hydro and the related application to the B.C. Utilities Commission."

#### CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(G) from Manager/Policy Coordinator, Burrard Inlet Environmental Action Program, Councillor Johnston was granted leave by Council to introduce the following motion:

## MOVED BY COUNCILLOR JOHNSTON: SECONDED BY COUNCILLOR EVANS:

"THAT this item of correspondence be **REFERRED** to the Environment Committee for information."

#### CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(K) from J&L Dawson, Councillor Calendino was granted leave by Council to introduce the following motion:

# MOVED BY COUNCILLOR CALENDINO: SECONDED BY COUNCILLOR JOHNSTON:

"THAT this item of correspondence be **REFERRED** to Mayor Derek R. Corrigan for a response expressing the position of Council on this matter."

### CARRIED UNANIMOUSLY

Further arising, Council requested staff distribute an article from the 2004 January 11 Province Newspaper regarding tax assessment.

Arising from consideration of Correspondence Item 3(S) from Minister of Community, Aboriginal and Women's Services, Councillor Calendino was granted leave by Council to introduce the following motion:

### MOVED BY COUNCILLOR CALENDINO: SECONDED BY COUNCILLOR JORDAN:

"THAT this item of correspondence be **REFERRED** to Mayor Derek R. Corrigan for a response reiterating Council's concerns with respect to the conflicts between the Community Charter & Bill 75."

### 4. REPORTS

# MOVED BY COUNCILLOR JOHNSTON: SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

A) Housing Committee

Re: Proposed Zoning Bylaw Text Amendment

Private School Site Size Requirements

The Housing Committee submitted a report proposing an amendment to the Burnaby Zoning Bylaw pertaining to the site size requirements for private schools allowing for greater latitude in student enrollment and lot area requirements.

The Housing Committee recommended:

- 1. THAT Council authorize the preparation of an amendment to the Zoning Bylaw pertaining to the site size requirements for private schools as described in Section 6.0 of this report.
- 2. THAT a copy of this report be sent to the Parks, Recreation and Culture Commission.
- 3. THAT copies of this report be sent to the private schools listed in this report and all owners and occupants of property within 30 meters of the pertinent schools.

MOVED BY COUNCILLOR REDMAN: SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

B) The City Manager presented Report No. 01, 2004 January 12 on the matters listed following as Items 01 to 07 either providing the information shown or recommending the courses of action indicated for the reasons given:

# 1. Proposed Adjustment to the Edmonds Town Centre Plan Kingsway/Arcola Street/Griffiths Avenue/Salisbury Avenue

The City Manager submitted a report from the Director Planning and Building requesting Council approval to summarize public response and submit finalized adjustments to the Edmonds Town Centre plan for consideration and approval.

The City Manager recommended:

- 1. THAT the proposed adjustments to the Edmonds Town Centre Plan outlined in Section 3.0 of this report be approved.
- 2. THAT a copy of this report be forwarded to those individuals who responded to the plan adjustment brochure.

### MOVED BY COUNCILLOR EVANS: SECONDED BY COUNCILLOR JOHNSTON:

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

#### CARRIED UNANIMOUSLY

2. Demolition of Three City-Owned Houses at 8655 Barnet Highway (Former Nichols Chemical Company Houses, Future Barnet Marine Park East)

The City Manager submitted a report from the Director Planning and Building requesting Council authority to demolish the structures at #28, #29, #30 - 8655 Barnet Highway/Nichols Drive.

The City Manager recommended:

- 1. THAT Council authorize the demolition of three former Nichols Chemical Company Houses situated on the lot at 8655 Barnet Highway.
- 2. THAT a copy of this report be forwarded to the Community Heritage Commission and the Parks and Recreation Commission for their information.

# MOVED BY COUNCILLOR JOHNSTON: SECONDED BY COUNCILLOR DHALIWAL:

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

MOVED BY COUNCILLOR REDMAN: SECONDED BY COUNCILLOR DHALIWAL:

"THAT Recommendation No. 1 be AMENDED to read as follows:

 THAT Council authorize the demolition, the relocation or salvage of three former Nichols Chemical Company Houses situated on the lot at 8655 Barnet Highway."

CARRIED UNANIMOUSLY

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

3. Rezoning Reference #03-39
7550 & 7570 Sixth Street, 7918 Graham Avenue

The City Manager submitted a report from the Director Planning and Building requesting Council approval to work with the applicant on a suitable plan of development for an RM1 District low density multiple family development in accordance with the adopted Sixth Street Community Plan.

The City Manager recommended:

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

MOVED BY COUNCILLOR JOHNSTON: SECONDED BY COUNCILLOR CALENDINO:

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

4. Request for Construction of Single-Family Dwelling 3745 Grandview Highway (Schmidt) Lot 9, Blk 15, DL 69, Plan 11321 Community Plan Eight

The City Manager submitted a report from the Director Planning and Building informing Council of a request to construct a new single-family dwelling within Community Plan Eight.

The City Manager recommended:

1. THAT this report be received for information purposes.

### MOVED BY COUNCILLOR EVANS: SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

5. Text Amendment to the M4 Zoning District Deletion of Single and Two-Family Dwellings as a Permitted Use in the M4 District

The City Manager submitted a report from the Director Planning and Building requesting Council authority to forward an amended text amendment to the Burnaby Zoning Bylaw, which deletes single and two-family dwellings as a permitted use from the M4 District, with the exception of those M4 District zoned properties which are currently occupied by single and two-family dwellings, to the January Public Hearing.

The City Manager recommended:

 THAT Council authorize a bylaw amending the Burnaby Zoning Bylaw, as outlined in this report, to be forwarded to the 2004 January 27 Public Hearing.

MOVED BY COUNCILLOR JOHNSTON: SECONDED BY COUNCILLOR EVANS:

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

# 6. Strata Title Application #02-7 4878/80 Inman Avenue

The City Manager submitted a report from the Director Planning and Building requesting Council approval for strata titling of an existing occupied two-family dwelling subject to the conditions outlined in this report.

The City Manager recommended:

1. THAT Strata Titling of 4878/4880 Inman Avenue be approved subject to complete satisfaction of the Guidelines for Conversion of Existing Occupied Two-Family Dwellings into Strata Title Units.

# MOVED BY COUNCILLOR CALENDINO: SECONDED BY COUNCILLOR JORDAN:

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

#### CARRIED UNANIMOUSLY

### 7. Work Orders - Annual Capital Accounts

The City Manager submitted a report from the Director Engineering requesting Council approval of various annual capital account work orders including wheelchair ramps, bus stops, interim asphalt walks, installation of hydrants, water service connections, sanitary sewer connections and storm sewer connections.

The City Manager recommended:

1. THAT approval be given to various capital account work orders as more specifically referred to in this report.

### MOVED BY COUNCILLOR EVANS: SECONDED BY COUNCILLOR CALENDINO:

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

### CARRIED UNANIMOUSLY

Arising from consideration of the report, Council requested staff provide information on the number of bus stops constructed in 2003.

### MOVED BY COUNCILLOR EVANS: SECONDED BY COUNCILLOR JORDAN:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

# MOVED BY COUNCILLOR JOHNSTON: SECONDED BY COUNCILLOR EVANS:

**SECONDED BY COUNCILLOR EVANS:** 

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

### CARRIED UNANIMOUSLY

### 5. BYLAWS

### FIRST READING

#11675	7671 Griffiths Lane & 6870 Rumble Street	REZ #03-49		
#11676	5698 Hastings Street	REZ #46-97		
#11677	6700 Southridge Drive	REZ #03-45		
#11678	Ptn. of 8398 North Fraser Way	REZ #03-42		
#11679	8355 Riverbend Court	REZ #03-37		
#11680	Text Amendment			
MOVED BY COUNCILLOR VOLKOW:				

### "THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 1, 2004	#11675
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 2, 2004	#11676
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 3, 2004	#11677

	aby Zoning Bylaw 1965, Amendment w No. 4, 2004	#11678		
Burn Byla	#11679			
Burnaby Zoning Bylaw 1965, Amendment  Bylaw No. 6, 2004				
be now introduced and read a first time."  CARRIED UNA		IMOUSLY		
SECOND R	EADING:			
#11656	5650 Lougheed Highway	REZ #03-38		
#11657	7310/70 MacPherson Ave and 7409 Buller Ave	REZ #02-49		
#11659	Text Amendment			
#11660	Ptn. of Firth Avenue (at Byrne Road)	REZ #03-47		
MOVED BY COUNCILLOR VOLKOW: SECONDED BY COUNCILLOR JOHNSTON:				
"THAT				
Burnaby Zoning Bylaw 1965, Amendment #1 Bylaw No. 68, 2003				
Burnaby Zoning Bylaw 1956, Amendment Bylaw No. 69, 2003		#11657		
Burnaby Zoning Bylaw 1965, Amendment #1 Bylaw No. 71, 2003		#11659		
Burnaby Zoning Bylaw 1965, Amendment #7 Bylaw No. 72, 2003				

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CARRIED UNANIMOUSLY

be now read a second time."

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### THIRD READING:

#11647 4140 Dawson Street REZ #02-24 #11649 2345 Madison Avenue REZ #02-38

# MOVED BY COUNCILLOR VOLKOW: SECONDED BY COUNCILLOR EVANS:

#### "THAT

Burnaby Zoning Bylaw 1965, Amendment #11647 Bylaw No. 60, 2003

Burnaby Zoning Bylaw 1965, Amendment #11649 Bylaw No. 62, 2003

be now read a third time."

### CARRIED UNANIMOUSLY

### RECONSIDERATION AND FINAL ADOPTION:

#11009 4132, 4150 & 4196 Halifax Street REZ #21-97 #11551 4438/46/50/52/56/60/64 Albert Street REZ #03-08

### MOVED BY COUNCILLOR VOLKOW: SECONDED BY COUNCILLOR DHALIWAL:

### "THAT

Burnaby Zoning Bylaw 1965, Amendment #11009
Bylaw No. 51, 1999

Burnaby Zoning Bylaw 1965, Amendment #11551
Bylaw No. 32, 2003

Burnaby Highway Exchange Bylaw No. 8, 2003 #11653

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

### 6. **NEW BUSINESS**

### **Councillor Rankin**

Councillor Rankin advised that over the Holiday season he had heard an announcement by the Federal Minister of Finance that the Federal Government may consider eliminating GST paid by local government sectors as an interim measure while developing a formula for sharing fuel tax revenues.

Council requested staff provide information on the impact of eliminating the GST paid by Burnaby and also the savings the Greater Vancouver Regional District could expect from this change.

Councillor Rankin referred to a recent news article regarding increases to property tax assessments in the Lower Mainland. He advised the 9.05% average increase would result in a disproportionate number of homes (approximately 8,000) in the Lower Mainland losing their Home Owner Grant.

# MOVED BY COUNCILLOR RANKIN: SECONDED BY COUNCILLOR JORDAN:

"THAT staff provide a report on how the increase to property tax assessments affects the number of Home Owner Grants recipients in Burnaby."

CARRIED UNANIMOUSLY

### **Councillor Jordan**

MOVED BY COUNCILLOR JORDAN: SECONDED BY COUNCILLOR JOHNSTON:

"THAT Council members be authorized to attend the Federation of Canadian Municipalities Conference in Edmonton, Alberta from 2004 May 28 to 31 and the Union of B.C. Municipalities Convention in Kelowna, B.C. from 2004 September 20 to 24."

CARRIED UNANIMOUSLY

### 7. INQUIRIES

There were no inquiries brought before Council at this time.

#### 8. **ADJOURNMENT**

### **MOVED BY COUNCILLOR:** SECONDED BY COUNCILLOR:

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

CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 8:26 p.m.

Confirmed:

Certified Correct: