THE CORPORATION OF THE CITY OF NORTH VANCOUVER

MINUTES of the Regular Meeting of Council held in the Council Chamber, City Hall, 141 West 14th Street, North Vancouver, B.C., on Monday, October 4, 1993 at 6:00 p.m.

Present:

COUNCIL MEMBERS

Mayor J.E. Loucks
Councillor W.J. Bell
Councillor J.B. Braithwaite
Councillor R.C. Clark
Councillor S.J. Dean
Councillor B.W. Perrault
Councillor B.A. Sharp

STAFF MEMBERS

A.K. Tollstam, City Administrator B.A. Hawkshaw, City Clerk S.E. Dowey, Deputy City Clerk F.A. Smith, Director, Development Services

R.H. White, City Planner

A.D. Owen, Director, Purchasing & Property Services

C.M. Gale, City Engineer

D. Bridgman, Deputy City Engineer

The meeting was called to order at 6:00 p.m.

Moved by Councillor Clark, seconded by Councillor Bell

THAT the meeting recess to the Committee of the Whole to consider confidential reports in camera.

CARRIED

The meeting recessed at 6:01 p.m. and reconvened at 6:52 p.m. with the addition of Councillors Braithwaite, Dean and Sharp.

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Councillor Dean, seconded by Councillor Bell that the following recommendations of the Committee of the Whole in camera be ratified:

(b) Deputy City Administrator - File: 1845-01-01-AS

Report: City Administrator, September 21, 1993

THAT the resolution of May 30, 1988 appointing Mr. A.K. Tolistam as Deputy City Administrator be rescinded;

AND THAT Mr. C.M. Gale be appointed Deputy City Administrator for the period October 4, 1993 to November 30, 1994;

AND THAT Mr. F.A. Smith be appointed Deputy City Administrator for the period December 1, 1994 to November 30, 1995

(CARRIED UNANIMOUSLY)

9.1 (d) Land Issue - File: 3375-06-02

Report: Land Agent, Purchasing & Property Services, September 29, 1993

THAT the action taken by the Committee of the Whole in camera, with respect to a land issue, be ratified and the wording of the resolution remain in camera.

CARRIED UNANIMOUSLY

(a) North Shore Health Regionalization Steering Committee File: 1195-11-H1-01/1165-06-01

Verbal Report: Councillor R.C. Clark

Moved by Councillor Bell, seconded by Councillor Sharp that the following recommendation of the Committee of the Whole in camera be ratified:

WHEREAS the North Shore Health Regionalization Steering Committee is of great importance to the City of North Vancouver;

THAT the position of Ms. Cheryl Kathler, Social Planner, as a staff resource (not as an alternate to the Council representative) on said Steering Committee, as set out in the July 27, 1993 letter from the City Clerk to Ms. K. Abrahamson, Executive Regional Director, New Directions for a Healthy British Columbia, North Shore Region, be endorsed;

AND THAT this be included in the Social Planning Work Plan.

CARRIED

Councillors Clark and Dean are recorded as voting contrary to the motion.

9.1 (c) Posting for Victoria Park West - File: 4140-10-02

Report: Land Agent, Purchasing & Property Services, September 14, 1993

Moved by Councillor Dean, seconded by Councillor Perrault that the following recommendation of the Committee of the Whole in camera be ratified:

THAT the sale of that part of the closed road in Explanatory Plan LMP 9639, Block 110, District Lot 548, Plan 750 to Noort Developments & Associates, according to the Conditions of Posting for Sale attached to the September 14, 1993 report of the Land Agent entitled: "Posting For Victoria Park West", be approved.

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark

Councillor Dean Councillor Perrault

Mayor Loucks

Voting against: Councillor Bell

Councillor Braithwaite

Councillor Sharp

The motion was CARRIED by a vote of four to three.

3. CORRESPONDENCE

(a) Alderman Ron Hayter, President, Federation of Canadian Municipalities, September 13, 1993

Re: FCM Election Strategy - File: 1040-03-F1-01

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the correspondence dated September 13, 1993 from Alderman Ron Hayter, President, Pederation of Canadian Municipalities regarding FCM Election Strategy, be received and filed.

CARRIED

(b) North Vancouver Family Court & Youth Justice Committee, September 22, 1993

Re: Approval for Travel Grant - File: 1085-03-N11-01

Moved by Councillor Sharp, seconded by Councillor Dean

THAT the North Vancouver Family Court & Youth Justice Committee be permitted to transfer \$500.00 from the Childcare account to the Conference/Convention Account to cover the costs of attending the 1993 Annual Conference of the Family Court & Youth Justice Committees.

4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

(a) Commercial Charitable Bingo & Casino Gaming File: 3400-05-01 E 125-127

Recommendation of the September 13, 1993 Reconvened Policy Committee:

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the existing "Zoning Bylaw, 1967, Amendment Bylaw, 1988, No. 5900" (Casinos and Bingo Halls), be maintained.

A recorded vote was taken on the motion.

Voting in favour: Councillor Braithwaite

Councillor Clark Councillor Dean Mayor Loucks

Voting against: Councillor Bell

Councillor Perrault Councillor Sharp

The motion was CARRIED by a vote of four to three.

(b) 160 West Keith Road Rezoning Application: Legal Documents (Noort/Doyle) - File: 3400-05 Keit. 160W

Report: Planner, Development Services, September 22, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT subject to Third Reading of "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6427", (Noort/Hamilton, Doyle, 160 W. Keith Road, CD-247), as amended, the Mayor and City Clerk be authorized to execute the documents substantially in the form attached to the September 22, 1993 report of the Planner entitled "160 West Keith Road - Rezoning Application: Legal Documents (Noort/Doyle)".

CARRIED

Councillors Bell, Braithwaite and Sharp are recorded as voting contrary to the motion.

4. (c) Application for Injunction - Sundeck Addition #805 - 555 West 28th Street, North Vancouver File: 3345-01 28W 555

Report: Assistant Director-Inspections, Development Services, September 14, 1993

Councillor Bell briefly left and returned to the meeting at this point.

Moved by Councillor Dean, seconded by Councillor Clark

WHEREAS Building Permit No. A6832 was issued in March 1992 for the construction of a sundeck at the rear of #805 - 555 West 28th Street in the City of North Vancouver;

AND WHEREAS the sundeck has not been completed in an accepted manner and is contrary to the requirements of the B.C. Building Code;

AND WHEREAS the sundeck encroaches onto a City Right-of-Way;

AND WHEREAS the owner, Oscar Alberto Perretano, and Strata Council have been advised and understand these concerns;

AND WHEREAS the encroaching portion of the deck has not been removed, nor have the corrections been completed;

THEREFORE BE IT RESOLVED that staff be authorized to seek an Injunction in the Supreme Court of British Columbia to require that the encroaching portion of the deck be removed and that the structural deficiencies be corrected.

CARRIED UNANIHOUSLY

(d) Unauthorized Construction - 548 East 4th Street File: 3345-012 04E 548

Report: Administrative Manager, Development Services, September 16, 1993

Moved by Councillor Dean, seconded by Councillor Clark

WHEREAS Mr. John R. Wiebe is the owner of the property located at 548 Each 4th Street, North Vancouver, Lot 17, Block 19, D.L. 273, Plan 1063;

AND WHEREAS a second accessory structure has been built on the property without benefit of a Building Permit and in contravention of the Zoning Bylaw, 1967, No. 3778;

AND WHEREAS Mr. John R. Wiebe has failed to voluntarily comply with the Building and Zoning Bylaws;

THEREFORE be it resolved that Council authorize staff to proceed to seek an Injunction in the Supreme Court of British Columbia to require the removal of the second accessory building at 548 East 4th Street, North Vancouver, Lot 17, Block 19, D.L. 273, Plan 1063, so as to comply with "Zoning Bylaw, 1967, No. 3778".

PRESENTATION

A plaque was presented to Maria Sanoria, St. Edmund's School, who placed third in the Junior category of the 1993 Local Government Awareness Week Poster Contest.

Moved by Councillor Bell, seconded by Councillor Dean

THAT the meeting recess to the reconvened Public Meeting.

CARRIED

The meeting recessed at 7:32 p.m. and reconvened at 7:52 p.m. with the same personnel present.

- 4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF continued
 - (e) Survey Results East Keith Road Special Study Area File: 3380-02-K1

Report: Planning Technician II, Development Services, September 21, 1993

Moved by Councillor Bell, seconded by Councillor Sharp

THAT staff be directed to prepare an Official Community Plan amendment bylaw for the Keith Road Special Study Area to level four medium density ground oriented residential designation for consideration and referral to a public hearing.

CARRIED UNANIMOUSLY

(f) 257 East Keith Road - Brody Development Corp/Crockart File: 3400-05 Keit.257.E

Report: Development Planner, Development Services, September 22, 1993

Moved by Councillor Perrault, seconded by Councillor Bell

THAT "City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288, Amendment Bylaw, 1993, No. 6456" (Brody/Crockart; 257 East Keith Road, 256 East 6th Street, 288 East 6th Street) and "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6457" (Brody Development Corporation/Crockart, 257 East Keith Road, 256 East 6th Street, 288 East 6th Street; CD-251), attached to the September 22, 1993 report of the Development Planner entitled "257 East Keith Road - Brody Development Corp./Crockart" be considered and referred to a Public Hearing;

AND THAT "Heritage Designation Bylaw, 1993, No. 6458" (256 East 6th Street, McNair House - Brody/Crockart) be considered.

CARRIED UNANIMOUSLY

4. (g) Healthy Community Safe City Initiative Proposal File: 4230-01

Report: Social Planner, Development Services, September 16, 1993

Councillors Bell and Sharp briefly left and returned to the meeting at this point.

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the Healthy Community Safe City Initiative Proposal as presented in the September 16, 1993 report of the Social Planner entitled "Healthy Community Safe City Initiative Proposal" be endorsed;

AND THAT staff be directed to submit said proposal to the Ministry of Health and Ministry Responsible for Seniors for funding under the Healthy Communities Initiative Fund;

AND THAT \$3,000 from the Consultant Planning Services account in the Development Services budget be used to hire a technical assistant to conduct the necessary computer work for this initiative.

CARRIED UNANIMOUSLY

(h) Public Process - Lower Lonsdale (West Side) Neighbourhood Park Study - File: 3380-02-L4

Report: Park Planner, September 20, 1993

Moved by Councillor Sharp, seconded by Councillor Bell

Pursuant to the September 20, 1993 report of the Park Planner entitled "Public Process - Lower Lonsdale (West Side) Neighbourhood Park Study":

THAT Option 2, at a cost of \$4,400, be approved to notify the public about the Parks & Recreation Committee meeting which will address the shortage of park space on the west side of Lonsdale;

THAT all public notifications stipulate all the recommendations of the Lower Lonsdale (West Side) Neighbourhood Park Study;

THAT funding be made available from the 1993 General Contingency account;

AND THAT the Lower Lonsdale (West Side) Neighbourhood Park Study be made available to the public at a cost of \$3.00 each.

CARRIED

Councillors Clark, Dean and Perrault are recorded as voting contrary to the motion.

4. (i) Proposed Development Cost Charge Bylaw for Park Land Acquisition - File: 1660-03-03

Report: City Planner, Development Services, September 17 1993

Moved by Councillor Dean, seconded by Councillor Perrault

THAT "Development Cost Charge Bylaw, 1993, No. 6459" be considered for its first three readings and referred to a public meeting to receive comment, and that said bylaw be referred to the Inspector of Municipalities;

AND THAT "City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288", Amendment Bylaw, 1993, No. 6460" (Park land Development Cost Charges) be considered and referred to a public hearing.

CARRIED UNANIHOUSLY

5. HOTIONS AND NOTICES OF MOTION

(a) Local Municipal Elections - Non-Voter Charge - File: 3035-04-02

Standing in the name of Councillor R. Clark:

Moved by Councillor Clark, seconded by Councillor Dean

WHEREAS local municipal elections are an important event in the life of a community;

AND WHEREAS along with the rights and freedoms of Canadian Society, comes the obligation to inform oneself about the candidates and issues during an election and to exercise that most fundamental right of casting one's vote;

AND WHEREAS turn-out is typically only in the 20% range for municipal elections in the City of North Vancouver;

THEREFORE BE IT RESOLVED that staff bring forward a process to levy a \$50.00 per year Non-Voter Charge for those citizens on the Voters List who do not fulfill their obligation to vote in City of North Vancouver municipal elections.

DEFEATED

Moved by Councillor Clark, seconded by Councillor Braithwaite

THAT staff be requested to bring forward a process with options to increase voter turnout in the upcoming Local Government Election in the City of North Vancouver.

CARRIED UNANIHOUSLY

5. (b) Cruise Ship Facility - File: 1155-06 V1-01/x3540-03

Submitted by Councillor R. Clark - September 13, 1993

Moved by Councillor Clark, seconded by Councillor Braithwaite

THAT Mr. Patrick Reid, Chairman of the Board of the Vancouver Port Corporation and its President and CEO, Captain Norman Stark, be invited to attend the City Council meeting of Monday, October 18, 1993 as a delegation to discuss the potential of a Cruise Ship facility on the former Versatile Shipyards site.

CARRIED UNANIHOUSLY

6. BYLAWS

(a) Reconsideration and Final Adoption

Moved by Councillor Dean, seconded by Councillor Sharp that

- (i) "Justice Administration Building Reserve Fund Bylaw, 1993, No. 6440"
- (ii) "Infrastructure Reserve Fund Bylaw, 1993, No. 6441" be reconsidered.

CARRIED

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the said Bylaws Nos. 6440 and 6441 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

(b) Introduction and First Three Readings

Moved by Councillor Dean, seconded by Councillor Clark that

(i) "Development Cost Charge Bylaw, 1993, No. 6459"

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Moved by Councillor Dean, seconded by Councillor Clark

THAT the said Bylaw No. 6459 be read a second time in short form.

CARRIED

Moved by Councillor Dean, seconded by Councillor Clark

THAT the said Bylaw No. 6459 be read a third time in short form and passed subject to reconsideration.

6. (c) Second and Third Readings

Moved by Councillor Bell, seconded by Councillor Braithwaite that

(i) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6375", (Lee/Hemingway Nelson, 326 East 2nd Street, CD-239)

be read a second time in short form.

CARRIED

Councillors Clark and Dean are recorded as voting contrary to the motion.

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT the said Bylaw No. 6375 be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillors Clark and Dean are recorded as voting contrary to the motion.

(c) Third Reading Only

Moved by Councillor Dean, seconded by Councillor Perrault that

(ii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6427", (Noort/Hamilton, Doyle, 160 West Keith Road, CD-247), as amended

be read a third time in short form and passed subject to reconsideration.

A recorded vote was taken on the motion.

Voting in favour: Councillor Dean

Councillor Clark Councillor Perrault

Mayor Loucks

Voting against: Councillor Bell

Councillor Braithwaite

Councillor Sharp

The motion was CARRIED by a vote of four to three.

6. (d) Introduction and First Reading Only

Moved by Councillor Dean, seconded by Councillor Sharp that

- (1) "City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288" Amendment Bylaw, 1993, No. 6460", (Park land Development Cost Charges)
- (ii) "City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288, Amendment Bylaw, 1993, No. 6456" (Brody/Crockart, 257 East Keith Road, 256 East 6th Street, 288 East 6th Street)
- (iii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6457" (Brody Development Corporation/Crockart, 257 East Keith Road, 256 East 6th Street, 288 East 6th Street, CD-251)
- (iv) "Heritage Designation Bylaw, 1993, No. 6458" (256 East 6th Street, McNair House Brody/Crockart)

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED UNANIHOUSLY

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Bell

THAT the Minutes of the regular meeting of Council held on September 27, 1993 be adopted as circulated.

CARRIED

PROCLAMATIONS

Mayor Loucks read the following Proclamations:

- " FOREST AWARENESS DAY " October 6, 1993
- " SCOUT APPLE DAY " October 16, 1993
- " FIRE SERVICE RECOGNITION DAY " October 9, 1993
- " FIRE PREVENTION WEEK " OCTOBER 3 9, 1993
- " BADMINTON AWARENESS WEEK " October 10 16, 1993
- " SCIENCE AND TECHNOLOGY WEEK " October 15 24, 1993
- " CHILD SEXUAL ABUSE PREVENTION WEEK " October 11 17, 1993
- " UNITED WAY WEEK " October 1 8, 1993

2. DELEGATIONS

(a) Ms. Jan Bryant, 1019 West 19th Street

Re: Right-of-Way Widening - 20th and Mackay - File: 3375-08-02

Ms. Jan Bryant, 1019 West 19th Street and representing the Pemberton Heights Steering Committee appeared as a delegation and requested Council to reconsider the decision to provide a 13 foot right-of-way on the park land at 20th and MacKay Avenue for a road allowance. Ms. Bryant also expressed concern about the removal of trees in the area.

Moved by Councillor Bell, seconded by Councillor Perrault

THAT Mrs. Jeanne Walker be heard.

CARRIED

Mrs. Walker, 1005 West 21st Street, advised that she is against any acquisition of her property that would pave the way for development of Lot 2, Block 19, or conversion of the lane to a road.

Ms. Bryant and Mrs. Walker then responded to questions of Council members.

Moved by Councillor Dean, seconded by Councillor Clark

THAT item 4(t) on the agenda be brought forward for consideration at this time.

CARRIED

- 4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF Continued
 - (t) Right-of-Way Widening McKinnon Subdivision 1959 MacKay Avenue. File: 3345 MacKay 1959/3375-08-02 20th & MacKay

Report: City Engineer, September 29, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT item 4(t) be deleted from the agenda.

CARRIED

4. (t) Right-of-Way Widening - McKinnon Subdivision - 1959 MacKay Avenue. File: 3345 MacKay 1959/3375-08-02 20th & MacKay - cont'd

Moved by Councillor Dean, seconded by Councillor Clark

THAT the following motion adopted by Council on September 20, 1993 be rescinded:

"THAT the City provide a 13 foot Statutory Right-of-Way over Lot 2, acquire a six and one-half foot Statutory Right-of-Way over the private property to the north of Lot 2 and relinquish the existing Statutory Rights-of-Way over the properties on the east side of the lane."

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion to rescind.

- CORRESPONDENCE Continued
 - (d) Mr. Ron Gibbs, #603 2024 Fullerton Avenue, September 27, 1993

Re: Permission to park on vacant lot - 100 West 3rd Street - South Side - File: 4120-01

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the correspondence dated September 27, 1993 from Mr. R. Gibbs regarding permission to park on vacant Lot - 100 West 3rd Street - South Side, be referred to staff for a report.

CARRIED

4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF - continued

Councillor Clark declared a possible conflict of interest with respect to item 4(j) on the agenda and left the meeting at this point.

(j) Local Improvement Initiatives - Paving of Lanes File: 3370-04-01

Report: City Clerk, September 29, 1993

Moved by Councillor Sharp, seconded by Councillor Bell

Pursuant to the September 29, 1993 report of the City Clerk:

THAT the construction of the following 13 paved lanes be approved by Local Improvement Initiative:

- Lane North of West 16th Street bounded by Jones Avenue and Mahon Avenue;
- 2. Lane North of West 17th Street bounded by Jones Avenue and Mahon Avenue;

- 4. (j) Local Improvement Initiatives Paving of Lanes
 File: 3370-04-01 Continued
 - 3. Lane North of West 20th Street bounded by Jones Avenue and Mahon Avenue;
 - 4. Lane North of West 23rd Street bounded by Jones Avenue and Mahon Avenue;
 - 5. Lane North of West 24th Street bounded by Jones Avenue and Mahon Avenue:
 - 6. Lane North of West 18th Street bounded by Mahon Avenue and Chesterfield Avenue;
 - 7. Lane North of West 19th Street bounded by Mahon Avenue and Chesterfield Avenue;
 - 8. Lane North of West 22nd Street bounded by Mahon Avenue and Chesterfield Avenue;
 - 9. Lane North of West 23rd Street bounded by Mahon Avenue and Chesterfield Avenue;
 - 10. Lane North of East 20th Street between St. George's Avenue and St. Andrew's Avenue.
 - 11. Lane North of East 21st Street between St. George's Avenue and St. Andrew's Avenue:
 - 12. Lane North of East 22nd Street extending 117.958 metres West from St. Andrew's Avenue;
 - 13. Lane with Speed Arresters, North of East 24th Street between St. George's Avenue and St. Andrew's Avenue.

AND THAT the necessary Construction Bylavs be prepared.

CARRIED UNANIHOUSLY

Councillor Clark returned to the meeting.

4. (k) Local Improvement Initiative - Lane Paving North of West 18th Street bounded by Jones Avenue and Mahon Avenue File: 3370-04-01

Report: City Clerk, September 29, 1993

Moved by Councillor Dean, seconded by Councillor Bell

Pursuant to the September 29, 1993 report of the City Clerk:

THAT the paving of the Lane North of West 18th Street bounded by Jones Avenue and Mahon Avenue, be approved with the following amendment:

a) that the scope of the work be reduced by deleting the East-West portion of the T lane West of Mahon Avenue abutting Lots Amended 23, Amended 21, H, 12 and 13 of Block 21, District Lots 547 and 548.

AND FURTHER THAT the necessary Construction Bylaw be prepared.

CARRIED

(1) Local Improvement Initiative - Lane Paving North of West 19th Street bounded by Jones Avenue and Mahon Avenue - File: 3370-04-01

Report: City Clerk, September 29, 1993

Moved by Councillor Dean, seconded by Councillor Bell

Pursuant to the September 29, 1993 report of the City Clerk:

THAT the paving of the Lane North of West 19th Street bounded by Jones Avenue and Mahon Avenue, be approved with the following amendment:

- that the scope of the work be reduced by deleting the East-West portion of the Lane North of 19th Street;
- b) that the North-South Lane East of Jones Avenue between West 19th Street and West 20th Street be paved with Speed Arresters included as a part of the undertaking;
- c) that the portion of Lane West of Mahon Avenue extending South from West 20th Street 48.768 metres be paved;

AND FURTHER THAT the necessary Construction Bylaw be prepared.

CARRIED UNANIMOUSLY

4. (m) Local Improvement Initiative - Lane Paving North of West 21st Street bounded by Mahon Avenue and Chesterfield Avenue File: 3370-04-01

Report: City Clerk, September 29, 1993

Moved by Councillor Bell, seconded by Councillor Sharp

Pursuant to the September 29, 1993 report of the City Clerk:

THAT the paving of the Lane North of West 21st Street bounded by Mahon Avenue and Chesterfield Avenue be approved with the inclusion of Speed Arresters as a part of the work;

AND FURTHER THAT the necessary Construction Bylaw be prepared.

CARRIED

(n) Local Improvement Initiative - Lane Paving North of West 24th Street between Mahon Avenue and Chesterfield Avenue File: 3370-04-01

Report: City Clerk, September 29, 1993

Moved by Councillor Dean, seconded by Councillor Bell

Pursuant to the September 29, 1993 report of the City Clerk:

THAT the paving of the Lane North of West 24th Street between Mahon Avenue and Chesterfield Avenue, be approved with the following proviso:

a) that the Ministry of Transportation and Highways properly erect a barrier on the North side of the Lane East of Mahon Avenue;

AND FURTHER THAT the necessary Construction Bylaw be prepared.

CARRIED UNANIHOUSLY

(o) *Building Reserve Fund Bylaw, 1993, No. 6480* - File: 1665-01

Report: Municipal Accountant, September 29, 1993

Moved by Councillor Dean, seconded by Councillor Sharp

THAT "Building Reserve Fund Bylaw, 1993, No. 6480", a bylaw to establish a reserve fund for expenditures on replacement and refurbishment of City buildings, be brought forward for consideration;

AND FURTHER THAT the "General Building Reserve Fund", as established by this bylaw, be funded by those monies which Council has directed be set aside for this purpose, together with interest on such funds.

CARRIED UNANIHOUSLY

4. (p) Cancellation of November 15, 1993 Council Meeting - File: 1090-01

Report: City Clerk, September 29, 1993

Moved by Councillor Dean, seconded by Councillor Bell

THAT the Council Meeting scheduled for November 15, 1993 be cancelled.

CARRIED UNANIHOUSLY

(q) 244-246 West 6th Street - Application to Amend the Zoning Bylaw File: 3400-05 06W 244-246

Report: Planning Technician, Development Services, September 28, 1993

Moved by Councillor Dean, seconded by Councillor Bell

THAT "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6462" (Horne/Neyer, 244-246 West 6th Street, CD-253) be considered and referred to a public hearing;

AND FURTHER THAT the Mayor and Clerk be auhorized to execute the Section 215 Covenant to restrict the number of residential dwelling units to two, substantially in the form of the covenant attached to the September 28, 1993 report of the Planning Technician entitled "244-246 West 6th Street - Application to Amend the Zoning Bylaw".

CARRIED UNANIHOUSLY

(r) Council Members' Expenses - File: 1090-06

Report: Deputy Treasurer-Collector, September 23, 1993

Moved by Councillor Dean, seconded by Councillor Bell

THAT "Council Expense Bylaw, 1993, No. 6461" (Per Diem Rates, Daily Allowance), be adopted to comply with the requirements of Provincial Statutes Bill 58, amending Section 267 of the Municipal Act.

CARRIED UNANIHOUSLY

(s) 257 East Keith Road - Rezoning Application
 (Brody/Crockart): Legal Documentation
 File: 3400-05 Keit.E 257

Report: Planner, Development Services, September 29, 1993

Moved by Councillor Dean, seconded by Councillor Bell

THAT the Mayor and City Clerk be authorized to execute the Section 215 Land Title Act covenant substantially in the form attached to the September 29, 1993 report of the Planner entitled "257 East Keith Road - Rezoning Application (Brody/Crockart): Legal Documentation".

CARRIED UNANIMOUSLY

4. (u) Residential Drop Off User Pay Implementation - File: 4050-01

Report: Administrative Assistant, Engineering Dept., September 29, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT the motion endorsed by Council on September 13, 1993 entitled "Results of Surveys on Solid Waste - Recommendations" be amended by deleting reference to the approval of the Districts of West and North Vancouver for the two free residential drop-off days per year.

CARRIED UNANIHOUSLY

(v) North Lonsdale-Delbrook Official Community Plan File: 1175-05-N1-02

Report: City Planner, Development Services, September 1, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT the City of North Vancouver generally supports the North Lonsdale-Delbrook Official Community Plan and looks forward to reviewing the final version of the said Plan under the provisions of Section 947 of the Municipal Act.

CARRIED UNANIHOUSLY

5. MOTIONS AND NOTICES OF MOTION - continued

NIL

6. BYLAWS - continued

Councillor Clark declared a possible conflict of interest with respect to item 6(b)(ix) on the agenda and left the meeting at this point.

(b) Introduction and First Three Readings - Continued

Moved by Councillor Bell, seconded by Councillor Braithwaite that

(ix) "North of West 18th Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6470".

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT the said Bylaw No. 6470 be read a second time in short form.

CARRIED

6. (b) (ix) - Continued

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT the said Bylaw No. 6470 be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillor Clark returned to the meeting.

Moved by Councillor Bell, seconded by Councillor Braithwaite that

- (ii) "North of West 16th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6463".
- (iii) "North of West 17th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6464".
- (iv) "North of West 18th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6465".
- (v) "East of Jones Avenue between West 19th Street and West 20th Street, with Speed Arresters, and West of Mahon Avenue extending South from West 20th Street 48.768 metres, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6466".
- (vi) "North of West 20th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6467".
- (vii) "North of West 23rd Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6468".
- (viii) "North of West 24th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6469".
- (x) "North of West 19th Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6471".
- (xi) "North of West 21st Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane with Speed Arresters, Local Improvement Initiative Construction Bylaw, 1993, No. 6472".
- (xii) "North of West 22nd Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6473".
- (xiii) "North of West 23rd Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6474".

(b) Introduction and First Three Readings - Continued

- (xiv) "North of West 24th Street between Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6475".
- (xv) "North of East 20th Street between St. George's Avenue and St. Andrew's Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6476".
- (xvi) "North of East 21st Street between St. George's Avenue and St. Andrew's Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6477".
- (xvii) "North of East 22nd Street extending 117.958 metres West from St. Andrew's Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6478".
- (xviii) "North of East 24th Street between St. George's Avenue and St. Andrew's Avenue, Paved Lane with Speed Arresters, Local Improvement Initiative Construction Bylaw, 1993, No. 6479".
 - (xix) "Building Reserve Fund Bylaw, 1993, No. 6480"
 - (xx) "Council Expense Bylaw, 1993, No. 6461" (Per Diem Rates, Daily Allowance)

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED UNANIHOUSLY

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT the said Bylaws Nos. 6463, 6464, 6465, 6466, 6467, 6468, 6469, 6471, 6472, 6473, 6474, 6475, 6476, 6477, 6478, 6479, 6480 and 6461 be read a second time in short form.

CARRIED UNANIHOUSLY

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT the said Bylavs Nos. 6463, 6464, 6465, 6466, 6467, 6468, 6469, 6471, 6472, 6473, 6474, 6475, 6476, 6477, 6478, 6479, 6480 and 6461 be read a be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIHOUSLY

6. (d) Introduction and First Reading Only - Continued

Moved by Councillor Bell, seconded by Councillor Perrault that

(V) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6462", (Horne/Meyer, 244-246 West 6th Street, CD-253)

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

7. COUNCIL INQUIRIES (Questions of Council Members)

(a) Confidential Reports - File: 1090-02

Councillor Dean inquired regarding the procedure for listing confidential reports on the Council agenda where it is requested that the action of the Committee of the Whole in camera be ratified and the wording of the resolution remain in camera.

The City Clerk advised that in future these type of reports will be listed as "Legal, Land or Labour Issues" on the Council agenda.

RECESS

The Mayor declared a recess at 10:17 p.m. for the public question period and reconvened at 10:19 p.m.

8. ANY OTHER BUSINESS

NIL

10. ADJOURNMENT

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 10:20 p.m.

Bu C. Louchs

CITY CLERK

THE CORPORATION OF THE CITY OF NORTH VANCOUVER

MINUTES of the Regular Meeting of Council held in the Council Chamber, City Hall, 141 West 14th Street, North Vancouver, B.C., on Monday, October 18, 1993 at 6:00 p.m.

Present:

COUNCIL MEMBERS	STAFF MEMBERS
Mayor J.E. Loucks	A.K. Tollstam, City Administrator
Councillor W.J. Bell	B.A. Hawkshaw, City Clerk
Councillor J.B. Braithwaite	S.E. Dowey, Deputy City Clerk
Councillor R.C. Clark	F.A. Smith, Director, Development
Councillor S.J. Dean	Services
Councillor B.W. Perrault	R.H. White, City Planner
Councillor B.A. Sharp	D. Bridgman, Deputy City Engineer

The meeting was called to order at 6:00 p.m.

8. ANY OTHER BUSINESS

Moved by Councillor Bell, seconded by Councillor Sharp

THAT Item 8, Any Other Business, on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Bell

THAT Items 9(c) and 6(a)(ix) be placed on the agenda in the appropriate location for consideration this evening.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Clark

THAT the meeting recess to the Committee of the Whole to consider confidential reports in camera.

CARRIED

The meeting recessed at 6:01 p.m. and reconvened at 7:04 p.m. with the addition of Councillor Dean.

ADOPTION OF MINUTES

Moved by Councillor Dean, seconded by Councillor Clark

THAT the Minutes of the regular meeting of Council held on October 4, 1993 be adopted as circulated.

CARRIED

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Councillor Dean, seconded by Councillor Bell that the following recommendation of the Committee of the Whole in camera be ratified:

(a) Arts Assistance Grant Appeal - Judith Marcuse Dance Company File: 1670-03-06

Report: Social Planner, Development Services, October 6, 1993

THAT the Arts Assistance Grant appeal from the Judith Marcuse Dance Company be adjudicated by an appeals committee on an interim basis composed of the Mayors of the City of North Vancouver, District of North Vancouver and District of West Vancouver.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

4. REPORT OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

(a) Rezoning Application, Brody/Crockart - Statutory Examinations Official Community Plan Amendment Bylaw No. 6456 File: 3400-05 Keit.257E

Report: City Planner, Development Services, October 12, 1993

Moved by Councillor Dean, seconded by Councillor Bell

THAT the October 12, 1993 report of the City Planner entitled "Rezoning Application, Brody/Crockart - Statutory Examinations - Official Community Plan Amendment Bylaw No. 6456" concerning examinations of "City of North Vancouver Official Community Plan Bylaw, 1993, No. 6456" (Brody/Crockart, 257 East Keith Road, 256 East 6th Street, 288 East 6th Street) for its impact on the City's Capital Expenditure Program, Waste Management Plan and Economic Development Strategy be received and filed.

CARRIED UNANIMOUSLY

Moved by Councillor Dean, seconded by Councillor Bell

THAT item 2(a) on the agenda be brought forward for consideration at this time.

CARRIED

2. DELEGATIONS

(a) Captain N. Stark, President and CEO, Vancouver Port Corporation

Re: Cruise Ship Facility - File: 1155-06-V1-01

Captain Norman Stark, President and Chief Executive Officer, Vancouver Port Corporation, gave an overview of the criteria for siting of a potential new cruise ship terminal. He advised how the cruise ship business operates and that the Central Waterfront Port lands adjacent to the Canada Place facility is the only site of those reviewed that will meet the criteria of the cruise lines and their passengers.

Councillor Bell briefly left and returned to the meeting at this point.

Moved by Councillor Dean, seconded by Councillor Bell

THAT the meeting recess to the Public Hearing scheduled for this evening.

CARRIED

The meeting recessed at 7:35 p.m. and reconvened at 7:36 p.m. with the same personnel present.

Captain Stark then responded to questions of members of Council.

Moved by Councillor Clark, seconded by Councillor Dean

THAT the meeting recess to the Public Hearing scheduled for this evening.

CARRIED

The meeting recessed at 7:56 p.m. and reconvened at 9:52 p.m. with the same personnel present.

DELEGATIONS - continued

(b) Mr. Roy Baumgartner, President, Gold's Health & Fitness

Re: Application for Business License at Capilano Business Park File: 3045-03 G

Mr. Roy Baumgartner, President, Gold's Gym Health & Fitness Co-ed Facilities, 901 West 16th Street, North Vancouver, appeared as a delegation and requested Council to reconsider the Business License Application for Gold's Gym Fitness Centre to locate at Capilano Business Park, Phase III, located at 949 West 3rd Street.

Dr. Gordon Taylor, an associate of Mr. Baumgartner, advised that interest has been expressed in operating a non-surgical fitness clinic on the North Shore in Gold's Gym Fitness Centre at Capilano Business Park.

2. (b) Mr. Roy Baumgartner, President, Gold's Health & Fitness - Cont'd

Mr. David Masurat, Corporate Facilities and Safety Manager, Ballard Power Systems Inc., advised of the benefit having a Fitness Centre located in Capilano Business Park for employees to attend.

Mr. Baumgartner and Mr. Masurat then responded to questions of members of Council.

Moved by Councillor Bell, seconded by Councillor Clark

THAT items 3(a) and (b), 4(b), (c), (e), (g), (i) and (j), 6(a)(i) to 6(a)(xx), inclusive, and 6(d)(i), (iii) and (iv) on the agenda be brought forward for consideration at this time.

CARRIED

3. CORRESPONDENCE

(a) Mr. P. Reeder, The Independent Senior Newspaper, October 1, 1993

Re: Remembrance Day Ad. - File: 1115-05

Moved by Councillor Sharp, seconded by Councillor Bell

THAT an advertisement be purchased at a price of \$495.00 to be placed in the November 1993 issue of the Independent Senior;

AND THAT the funds be taken from the 1993 Advertising Contingency Account.

CARRIED UNANIMOUSLY

(b) Notice from Lower Mainland Municipal Association

Re: Fall Meeting October 27, 1993, - File: 1040-03-L6

Moved by Councillor Clark, seconded by Councillor Sharp

THAT attendance by any member of Council at the Lower Mainland Municipal Association meeting being held on October 27, 1993 at Newlands Golf & Country Club, Langley, B.C. be approved;

AND THAT expenses be paid in accordance with City Policy.

CARRIED

4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF - Cont'd

(b) Encouraging A Larger Voter Turnout - File: 3035-04-02

Report: City Clerk, October 13, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT five election banners be purchased from the District of North Vancouver at a cost of \$300.00 each to be displayed throughout the City at the City Engineer's discretion;

AND THAT 100 posters be placed on all City vehicles and buildings at a cost not to exceed \$300.00;

AND THAT the postage meter stamp be revised to include the words "Civic Election Vote November 20" at a cost not to exceed \$150.00;

AND THAT the funds for banner, posters and postage meter stamp be taken from the 1993 General Contingency Account.

The vote upon the recommendations was taken separately.

THAT five election banners be purchased from the District of North Vancouver at a cost of \$300.00 each to be displayed throughout the City at the City Engineer's discretion;

AND THAT 100 posters be placed on all City vehicles and buildings at a cost not to exceed \$300.00.

CARRIED UNANIMOUSLY

THAT the postage meter stamp be revised to include the words "Civic Election Vote November 20" at a cost not to exceed \$150.00.

DEFEATED

THAT the funds for banners and posters be taken from the 1993 General Contingency Account.

CARRIED

4. (c) Advertising Revised Budget - File: 1650-05-03

Report: City Clerk, October 8, 1993

Moved by Councillor Bell, seconded by Councillor Sharp

THAT the 1993 advertising budget be increased in the 1993 Revised Budget to reflect the following changes:

Advertising - Regular (minus) - \$16,000

Advertising - Public Relations (plus) + \$16,000

Advertising - Statutory (plus) + \$65,000

for a total of (plus) + \$65,000.

CARRIED UNANIMOUSLY

(e) Conditional Grant Agreement between the Province and the City for a Child Care Plan - File: 3380-02-C1

Report: Social Planner, Development Services, October 12, 1993

Moved by Councillor Sharp, seconded by Councillor Perrault

THAT the Mayor and City Clerk be authorized to endorse, on behalf of the City of North Vancouver, the Conditional Grant Agreement with the Province of British Columbia for a Child Care Planning Grant.

CARRIED UNANIHOUSLY

(g) East Keith Road Special Study Area - File: 3358-03

Report: Planning Technician, Development Services, October 12, 1993

Moved by Councillor Perrault, seconded by Councillor Bell

THAT "City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288, Amendment Bylaw, 1993, No. 6481" (Keith Road Special Study Area), attached to the October 12, 1993 report of the Planning Technician entitled "East Keith Road Special Study Area" be considered and referred to a public hearing.

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion.

4. (i) Rezoning Application - 1816 Chesterfield Avenue
Bear Developments/Lyngen Architect - File: 3400-05 Ches. 1816

Report: Development Planner, Development Services, October 12, 1993

Moved by Councillor Clark, seconded by Councillor Dean

THAT "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6484", (Bear Development/Lyngen Architect, 1816 Chesterfield, CD-240) attached to the October 12, 1993 report of the Development Planner entitled "Rezoning Application - 1816 Chesterfield Avenue - Bear Developments/Lyngen Architect" be considered and referred to a Public Hearing.

CARRIED UNANIMOUSLY

(j) Rezoning Application - 255 East 17th Street Artian/Courtyard Group - File: 3400-05 17E 255

Report: Development Planner, Development Services, October 12, 1993

Moved by Councillor Clark, seconded by Councillor Perrault

THAT "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6485" (Artian/Courtyard Group Architects, 255 East 17th Street, CD-255) attached to the October 12, 1993 report of the Development Planner entitled "Rezoning Application - 255 East 17th Street - Artian/Courtyard Group" be considered and referred to a Public Hearing.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

6. BYLAWS

(a) Reconsideration and Final Adoption

Moved by Councillor Bell, seconded by Councillor Sharp that

- (i) "North of West 16th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6463"
- (ii) "North of West 17th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6464".
- (iii) "North of West 18th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6465"

6. (a) Reconsideration and Final Adoption - Continued

- (iv) "East of Jones Avenue between West 19th Street and West 20th Street, with speed arresters, and the Lane West of Mahon Avenue extending South from West 20th Street 48.768 metres, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6466".
- (v) "North of West 20th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6467"
- (vi) "North of West 23rd Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6468"
- (vii) "North of West 24th Street bounded by Jones Avenue and Mahon Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6469"
- (x) "North of West 21st Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane with Speed Arresters, Local Improvement Initiative Construction Bylaw, 1993, No. 6472".
- (xi) "North of West 22nd Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6473".
- (xii) "North of West 23rd Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6474".
- (xiii) "North of West 24th Street between Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6475".
- (xiv) "North of East 20th Street between St. George's Avenue and St. Andrew's Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6476".
- (XV) "North of East 21st Street between St. George's Avenue and St. Andrew's Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6477".
- (xvi) "North of East 22nd Street extending 117.958 metres West from St. Andrew's Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6478".
- (xvii) "North of East 24th Street between St. George's Avenue and St. Andrew's Avenue, Paved Lane with Speed Arresters, Local Improvement Initiative Construction Bylaw, 1993, No. 6479".
- (xviii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6375", (Lee/Hemingway Nelson, 326 East 2nd Street, CD-239)

- 6. (a) Reconsideration and Final Adoption Continued

 - (xx) "Building Reserve Fund Bylaw, 1993, No. 6480"

be reconsidered.

CARRIED

Moved by Councillor Bell, seconded by Councillor Sharp

THAT the said Bylaws Nos. 6463, 6464, 6465, 6466, 6467, 6468, 6469, 6472, 6473, 6474, 6475, 6476, 6477, 6478, 6479, 6375, 6461, and 6480 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

Councillor Clark declared a possible conflict of interest with respect to items 6(a) (viii) and 6(a) (ix) on the agenda and left the meeting at this point.

Moved by Councillor Bell, seconded by Councillor Sharp that

(viii) "North of West 18th Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6470"

be reconsidered.

CARRIED

Moved by Councillor Bell, seconded by Councillor Sharp

THAT the said Bylaw No. 6470 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

Moved by Councillor Bell, seconded by Councillor Sharp that

(ix) North of West 19th Street bounded by Mahon Avenue and Chesterfield Avenue, Paved Lane, Local Improvement Initiative Construction Bylaw, 1993, No. 6471.

be reconsidered.

CARRIED

Moved by Councillor Bell, seconded by Councillor Sharp

THAT the said Bylaw No. 6471 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIHOUSLY

Councillor Clark returned to the meeting.

6. (d) Introduction and First Reading Only

Moved by Councillor Bell, seconded by Councillor Sharp that

(i) "City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288, Amendment Bylaw, 1993, No. 6481" (Keith Road Special Study Area)

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Councillors Braithwaite and Dean are recorded as voting contrary to the motion.

Moved by Councillor Clark, seconded by Councillor Perrault that

(iii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6484," (Bear Development/Lyngen Architect, 1816 Chesterfield, CD-240)

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Braithwaite that

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

3. CORRESPONDENCE - continued

(c) Chair, North Vancouver Animal Welfare Committee, September 19, 1993

Re: North Vancouver Animal Welfare Committee Terms of Reference - File: 1085-03-A2

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the North Vancouver Animal Welfare Committee Terms of Reference as attached to the September 19, 1993 correspondence from Chair, Rod Helyar, be approved noting specifically the addition of 1 (i) Committee Objectives: to respond to any other matters relating to animal welfare which Council may wish to refer to the Committee.

CARRIED

(d) G.V.R.D. Report "The Board in Brief", October 1, 1993 File: 1180-06

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the G.V.R.D. Report "The Board In Brief" dated October 1, 1993 be received and filed.

CARRIED

(e) Director of Recreation, North Vancouver Recreation Commission, October 1, 1993

Re: Fees and Charges - File: 4400-01

Moved by Councillor Sharp, seconded by Councillor Perrault

THAT the October 1, 1993 correspondence from Mr. Gary D. Young, Director of Recreation, North Vancouver Recreation Commission, regarding Fees and Charges, be referred to staff for comment on said Fees and Charges.

CARRIED

(f) Mr. Patrick Reid, Chairman, Vancouver Port Corporation, October 14, 1993

Re: Cruise Ship Facility - File: 1156-06-V1-01

Moved by Councillor Dean, seconded by Councillor Perrault

THAT a letter be forwarded to Captain Norman Stark, President and Chief Executive Officer, Vancouver Port Corporation, thanking him for his presentation at the October 18, 1993 Council meeting;

AND THAT the October 14, 1993 correspondence from Mr. Patrick Reid, Chairman, Vancouver Port Corporation, regarding Cruise Ship Facility, be received and filed.

CARRIED UNANIMOUSLY

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3. (g) Mr. Roy Baumgartner, President, Gold's Health & Fitness

Re: Application for Business License at Capilano Park File: 3045-03-G

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the recommendation adopted by Council on August 9, 1993 to reject the Business License application for Gold's Gym Fitness Centre to locate at Capilano Business Park Phase III, 949 West 3rd Street, be rescinded.

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT the requirements with respect to the Procedure Bylaw to terminate the meeting at 10:30 P.M., be waived, and the meeting continue until consideration of item 3(g) on the agenda is concluded.

CARRIED BY A TWO-THIRDS MAJORITY OF ALL COUNCIL MEMBERS

Moved by Councillor Sharp, seconded by Councillor Perrault

THAT the October 18, 1993 correspondence from Mr. Roy Baumgartner, President, Gold's Health & Fitness Co-ed Facilities, regarding Gold's Gym Business License Application in Phase III of Capilano Business Park Development, be referred to staff for report.

CARRIED

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

10. ADJOURNMENT

Moved by Councillor Bell, seconded by Councillor Clark

THAT the meeting adjourn.

The meeting adjourned at 10:31 p.m.

John E. Louchs

TTY CLERK

THE CORPORATION OF THE CITY OF NORTH VANCOUVER

MINUTES of the Regular Meeting of Council held in the Council Chamber, City Hall, 141 West 14th Street, North Vancouver, B.C., on Monday, October 25, 1993 at 6:00 p.m.

Present:

COUNCIL MEMBERS

Mayor J.E. Loucks Councillor W.J. Bell

Councillor J.B. Braithwaite

Councillor R.C. Clark

Councillor S.J. Dean Councillor B.W. Perrault

Councillor B.A. Sharp

STAFF MEMBERS

A.K. Tollstam, City Administrator

B.A. Hawkshaw, City Clerk

S.E. Dowey, Deputy City Clerk

R.H. White, City Planner

F. Caouette, Administrative Manager,

Development Services

C.M. Gale, City Engineer

D. Bridgman, Deputy City Engineer

The meeting was called to order at 6:01 p.m.

Moved by Councillor Dean, seconded by Councillor Clark

THAT the meeting recess to the Committee of the Whole to consider confidential reports in camera.

CARRIED

The meeting recessed at 6:02 p.m. and reconvened at 7:40 p.m. with the addition of Councillors Bell, Braithwaite and Sharp.

1. ADOPTION OF MINUTES

Moved by Councillor Dean, seconded by Councillor Bell

THAT the Minutes of the regular meeting of Council held on October 18, 1993 be adopted as circulated.

CARRIED

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Councillor Bell, seconded by Councillor Dean that the following recommendations of the Committee of the Whole in camera be ratified:

(a) Legal Matter - File: 4010-09

Report: Director, Purchasing & Property Services, October 18, 1993

THAT the action taken by the Committee of the Whole in camera, with respect to a Legal Matter, be ratified, and the wording of the resolution remain in camera.

(CARRIED)

9.1 (d) Foot of Lonsdale Avenue: Public Access Improvements File: 3300-07-02

Report: Planner 1, Development Services, January 12, 1993

THAT the action taken by the Committee of the Whole in camera, with respect to the January 12, 1993 report of the Planner I entitled: "Foot of Lonsdale Avenue: Public Access Improvements", be ratified, and the wording of the resolution remain in camera.

CARRIED

Moved by Councillor Bell, seconded by Councillor Sharp that the following recommendation of the Committee of the Whole in camera be ratified:

(c) Seven Seas Lease - File: 3375-10-02

Report: Land Agent, Purchasing & Property Services, October 7, 1993

THAT the action taken by the Committee of the Whole in camera, with respect to the October 7, 1993 report of the Land Agent entitled: "Seven Seas Lease", be ratified, and the wording of the resolution remain in camera.

A recorded vote was taken on the motion.

Voting in favour: Councillor Bell

Councillor Perrault Councillor Sharp Mayor Loucks

Voting against:

Councillor Braithwaite

Councillor Clark Councillor Dean

The motion was CARRIED by a vote of four to three.

Moved by Councillor Bell, seconded by Councillor Sharp that the following recommendations of the Committee of the Whole in camera be ratified:

(b) Appointment of Director of Finance - File: 1900-01-TR

Report: Mayor J.E. Loucks, October 25, 1993

THAT Sherry E. Durnford be appointed Director of Finance effective November 29, 1993, as per the terms of the "Officials Bylaw, 1989, No. 5988" and specifics as referenced in the October 25, 1993 report entitled: "Appointment of Director of Finance" from Mayor J.E. Loucks, Chairman, Selection Committee - Director of Finance.

(CARRIED UNANIMOUSLY)

9.1 (e) Posting of the Stopped Up and Closed Portion of Lane West of Chesterfield between 20th and 21st Street - File: 4140-12-02

> Report: Land Agent, Purchasing & Property Services, October 20, 1993

THAT the sale of that part of the closed lane comprising of 263.4 square metres dedicated by the deposit of Plan 1585 according to the Conditions of Posting for Sale attached to the September 14, 1993 report of the Land Agent entitled: "Posting of the Stopped Up and Closed Portion of Lane West of Chesterfield between 20th and 21st Street", be approved;

AND THAT net proceeds of sale accrue to the Justice Administration Building Reserve Fund.

(CARRIED UNANIMOUSLY)

(f) Permission to Park on Vacant Land - 100 West 3rd Street -South Side - File: 4120-01

Report: Parking Administrator, Purchasing & Property Services, October 13, 1993

Pursuant to the October 13, 1993 report of the Parking Administrator, Purchasing & Property Services entitled: "Permission to Park on Vacant Land - 100 West 3rd Street - South Side":

THAT staff be directed to contact North Shore Bowl to ascertain if they wish to apply to use the adjoining Lots 1 and 2, Block 156, D.L. 274, Plan 879 for their parking purposes.

(CARRIED UNANIMOUSLY)

(g) 2516 Western Avenue - Proposed Sale - File: 4140-12-02

Report: Land Agent, Purchasing & Property Services, October 4, 1993

THAT Purchasing & Property Services' staff proceed with the Notice of Posting as attached to the October 4, 1993 report of the Land Agent, Purchasing & Property Services, entitled: "2516 Western Avenue - Proposed Sale";

AND THAT net proceeds of sale accrue to the Justice Administration Building Reserve Fund.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Clark

THAT the meeting recess to the Public Hearing scheduled for this evening.

CARRIED

The meeting recessed at 7:43 p.m. and reconvened at 7:47 p.m. with the same personnel present.

PROCLAMATIONS

Mayor Loucks read the following Proclamation:

" ARBOR WEEK " - October 25 - 31, 1993

Moved by Councillor Dean, seconded by Councillor Bell

THAT item 4(d) on the agenda be brought forward for consideration at this time.

CARRIED

4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

(d) Organizational Review of Municipally Funded Preventive Outreach Youth Services - Consultant's Report - File: 3380-02-P1

Report: Social Planner, Development Services, Manager, Social Planning, District of North Vancouver, October 6.

Moved by Councillor Sharp, seconded by Councillor Bell

Pursuant to the October 6, 1993 joint report of the City and District of North Vancouver Social Planners entitled "Organizational Review of Municipally Funded/Preventive Outreach Youth Services - Consultant's Report":

THAT the September 1993 report, "Review of Preventive Outreach Youth Services" prepared by Gavin Perryman & Associates be received for information;

AND THAT said report be referred to the North Vancouver Youth Services Committee, North Vancouver Recreation Commission and the Boards of North Shore Neighbourhood House, Queen Mary Community Services, Capilano Community Services, Seymour Area Youth Services Society and Deep Cove/Dollarton Community Programs Society for their review and comment within three weeks of receipt of the report;

AND THAT social planning staff report back to Council with recommendations regarding what actions should be taken as a result of the study's findings and recommendations and comments received; including the future of the Youth Services Development Worker position and the North Vancouver Youth Services Committee;

AND THAT Council send a letter of appreciation to the Boards of Capilano Community Services, Deep Cove/Dollarton Community Program Society, North Shore Neighbourhood House, Queen Mary Community Services Society, Seymour Area Youth Services Society and the North Vancouver Recreation Commission for the outstanding commitment and participation of their staff on the Steering Committee.

2. DELEGATIONS

(b) Mr. Angelo Cusano, 439 East 12th Street

Re: Installation of Water Line - File: 3345-01 12E 439

Mr. Angelo Cusano, 439 East 12th Street appeared as a delegation and requested Council for a refund for that part of the connection fee for the installation of a new water connection at 443 East 12th Street.

(c) Mr. Dave McKinnon, 1959 MacKay Avenue

Re: Statutory Right-of-Way - File: 3345-02 MacKay 1959

Mr. Dave McKinnon, 1959 MacKay Avenue appeared as a delegation and advised Council that his application for issuance of a building permit for the property at 1955 MacKay Avenue is now being handled by his legal counsel.

3. CORRESPONDENCE

(a) Mr. Wally Fawkes, 1621 Sutherland Avenue, October 15, 1993

Re: Violence in School System - File: 4230-17-01

Moved by Councillor Bell, seconded by Councillor Dean

THAT items 2(a) and 3(a) on the agenda be tabled to later in the meeting.

CARRIED

(b) Mr. Angelo Cusano, 439 East 12th Street, October 19, 1993

Re: Installation of Water Line - File: 3345-01 12E 443

Moved by Councillor Braithwaite, seconded by Councillor Dean

THAT the correspondence dated October 19, 1993 from Mr. Angelo Cusano, 439 East 12th Street, regarding Installation of Water Line, be received and filed.

CARRIED

(c) Mr. Dave McKinnon, 1959 MacKay Avenue, October 12, 1993

Re: Statutory Right-of-Way - File: 3345-02 MacKay 1959

Moved by Councillor Dean, seconded by Councillor Bell

THAT the correspondence dated October 12, 1993 from Mr. Dave McKinnon, 1959 MacKay Avenue, regarding Statutory Right-Of-Way, be received and filed.

CARRIED

Councillor Braithwaite left the meeting at this point.

(d) City Clerk, City of Vancouver, October 15, 1993

Re: Marine Craft Sewage Discharges - File: 1175-04-02

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the City of North Vancouver endorse the City of Vancouver recommendation regarding "Marine Craft Sewage Discharges" as follows:

A. THAT the Provincial Minister of Environment be requested to designate False Creek, English Bay, Vancouver Harbour and Burrard Inlet (First Narrows to Second Narrows) under the proposed Pleasure Craft Sewage Pollution Prevention Regulations (PCSPPR).

CARRIED

Moved by Councillor Dean, seconded by Councillor Clark

THAT the City of North Vancouver endorse the City of Vancouver recommendation regarding "Marine Craft Sewage Discharges" as follows:

B. THAT the Federal Minister of Transport be encouraged to enact regulations to control sewage discharges from commercial marine vessels other than pleasure craft.

Moved by Councillor Perrault, seconded by Councillor Bell

THAT the words "other than pleasure craft" be deleted from the motion.

CARRIED

The motion, as amended, was CARRIED UNANIMOUSLY.

(e) Mayor June Rowlands, City of Toronto, October 5, 1993

Re: Request for Financial Support to Energy Probe File: 1670-01

Moved by Councillor Clark, seconded by Councillor Dean

THAT the correspondence dated October 5, 1993 from Mayor June Rowlands, City of Toronto, regarding "Request for Financial Support to Energy Probe", be received and filed.

CARRIED

4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF - Continued

(a) 1993 Planning Division Work Program Update - File: 1010-04-P1

Report: City Planner, Development Services, October 12, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT the October 12, 1993 report of the City Planner entitled "1993 Planning Division Work Program Update" be received and filed.

CARRIED UNANIMOUSLY

(b) Vancouver Harverd College, 267 West Esplanade: Temporary Use Permit Application - File: 3395-02-H1-01

Report: Planner, Development Services, October 13, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT Temporary Use Permit No. 10 as attached to the October 13, 1993 report of Planner entitled "Vancouver Harverd College, 267 West Esplanade, Temporary Use Permit Application" be referred to a Public Meeting.

CARRIED UNANIMOUSLY

(c) Rezoning Application - 914-920 West 16th (Clark/Fogle) File: 3400-05 16W 914-920

Report: Development Planner, Development Services, October 12, 1993

Moved by Councillor Dean, seconded by Councillor Perrault

THAT "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6483", (Clark/Fogle, 914 West 16th Street, CD #254) attached to the October 12 1993 report of the Development Planner entitled "Rezoning Application - 914-920 West 16th (Clark/Fogle)" be considered and referred to a Public Hearing.

CARRIED UNANIMOUSLY

4. (e) Statutory Examinations - Official Community Plan Amendment Application - City of North Vancouver Amendment Bylaw No. 6481 File: 3380-02-K1

Report: Planning Technician, Development Services, October 20, 1993

Moved by Councillor Bell, seconded by Councillor Perrault

THAT the October 20, 1993 report of the Planning Technician entitled "Statutory Examinations - Official Community Plan Amendment Application - City of North Vancouver Amendment Bylaw No. 6481" concerning examinations of Bylaw No. 6481 for its impact on the City's Capital Expenditure Program Waste Management Plan and Economic Development Strategy be received and filed.

CARRIED UNANIMOUSLY

(f) Rezoning Application - 215 East 29th Street - Synthesis Design File: 3400-05 29E 215

Report: Planning Technician, Development Services, October 6, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6482", (Synthesis Design, 215 East 29th St., CD-256), attached to the October 6, 1993 report of the Planning Technician entitled "Rezoning Application - 215 East 29th Street - Synthesis Design" be considered and referred to a Public Hearing.

CARRIED UNANIHOUSLY

MOTIONS AND NOTICES OF HOTION

(a) Youth Violence - File: 1090-01

Submitted by Councillor Rod Clark

Moved by Councillor Clark, seconded by Councillor Dean

WHEREAS violence in North Vancouver Schools has increased dramatically;

AND WHEREAS violence and the threat and fear of violence is now a major impediment to successful learning in North Vancouver Schools;

BE IT RESOLVED that a Mayor's Task Force be struck immediately to investigate violence in North Vancouver Schools and report back to City Council by mid-December, 1993.

5. (a) Youth Violence - File: 1090-01 - Continued

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark

Voting against: Councillor Bell

Councillor Dean Councillor Perrault Councillor Sharp Mayor Loucks

The motion was DEFEATED by a vote of five to one.

Moved by Councillor Sharp, seconded by Councillor Perrault

WHEREAS violence in the community and schools of North Vancouver has increased dramatically;

AND WHEREAS violence and threat and fear of violence is now a major impediment to the comfortable pursuit of social and educational activities by young people;

THEREFORE BE IT RESOLVED that the Council of the City of North Vancouver initiate community based programs and offer support to School District No. 44 in addressing issues of youth violence in North Vancouver.

A recorded vote was taken on the motion.

Voting in favour: Councillor Bell

Councillor Clark
Councillor Dean
Councillor Perrault
Councillor Sharp
Mayor Loucks

Voting against: Nil.

The motion was CARRIED UNANIMOUSLY.

5. (c) Design Award - Advisory Design Panel Recognition File: 1085-03-A1-01

Submitted by Councillor B.W. Perrault

Moved by Councillor Perrault, seconded by Councillor Dean

WHEREAS it is the expressed wish of the Advisory Design Panel that residential, commercial and industrial developments in the City of North Vancouver attain the highest level of design as well as the creation of a livable and safe environment;

AND WHEREAS increasing numbers of developments are taking place and presumably will continue to occur;

THEREFORE BE IT RESOLVED that from time to time the Advisory Design Panel give special recognition to completed residential, commercial and industrial developments that exemplify good design qualities.

Moved by Councillor Perrault, seconded by Councillor Clark

THAT the aforementioned motion regarding Design Award - Advisory Panel Recognition be referred to staff for a report on the process.

CARRIED UNANIMOUSLY

6. BYLAWS

(c) Second and Third Readings

Moved by Councillor Dean, seconded by Councillor Clark that

- (i) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6447" (Family Suite/Secondary Suite)
- (ii) "Parking Bylaw, 1991, No. 6149, Amendment Bylaw, 1993, No. 6448" (Secondary Suite Parking)
- (iii) "City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288, Amendment Bylaw, 1993, No. 6456" (Brody/Crockart; 257 East Keith Road, 256 East 6th Street, 288 East 6th Street)
- (V) "Heritage Designation Bylaw, 1993, No. 6458", (256 East 6th Street, McNair House Brody/Crockart)
- (vi) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6443", (Nowtash Holdings Ltd./Rafii, 901 West 3rd Street, CD-252)
- (vii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6455", (text amendment, mobile food vending)

be read a second time in short form.

CARRIED UNANIMOUSLY

(c) Second and Third Readings - Continued

Moved by Councillor Dean, seconded by Councillor Clark

THAT the said Bylaws Nos. 6447, 6448, 6456, 6458, 6443 and 6455 be read a third time in short form and passed subject to reconsideration.

CARRIED

Moved by Councillor Dean, seconded by Councillor Clark that

(iv) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6457", (Brody Development Corporation/Crockart, 257 East Keith Road, 256 East 6th Street, 288 East 6th Street CD-251)

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Dean, seconded by Councillor Clark

THAT the said Bylaw No. 6457 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Second Reading Only

Moved by Councillor Dean, seconded by Councillor Perrault that

(viii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6484", (Bear Development/Lyngen Architect, 1816 Chesterfield, CD No. 240)

be read a second time in short form.

Moved by Councillor Dean, seconded by Councillor Bell

That Bylaw No. 6484 be amended by adding to clause 3 (5) the words:

"which shall exclude up to 176.5 sq. metres (1900 sq.ft.) of storage area located in the cellar;"

CARRIED

The motion, as amended, was CARRIED UNANIMOUSLY.

6. (d) Introduction and First Reading Only

Moved by Councillor Clark, seconded by Councillor Dean that

- (i) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6483", (Clark/Fogle, 914 West 16th Street, CD #254)
- (ii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6482", (Synthesis Design, 215 East 29th Street, CD-256)

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Dean

THAT items 2(a) and 3(a) on the agenda be lifted from the table.

CARRIED

DELEGATIONS Continued.

Moved by Councillor Dean, seconded by Councillor Bell

THAT item 2(a), Mr. Wally Fawkes, 1621 Sutherland Avenue, regarding Violence in School System, be deleted from the agenda.

CARRIED

CORRESPONDENCE Continued.

Moved by Councillor Dean, seconded by Councillor Bell

THAT item 3(a), correspondence dated October 15, 1993 received from 2 Mr. Wally Fawkes, 1621 Sutherland Avenue, regarding Violence in School System, be deleted from the agenda.

CARRIED

ADJOURNHENT

Moved by Councillor Bell, seconded by Councillor Sharp

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 9:25 p.m.

John E. Louche

CTTY CLERK