



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 7, 1996 AT 6:00 P.M.

PRESENT:

COUNCIL MEMBERS

Mayor J.E. Loucks
Councillor W.J. Bell
Councillor J.B. Braithwaite
Councillor S.J. Dean
Councillor D.R. Mussatto
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
C.M. Gale, City Engineer
B. Granger, Parks Manager
R.H. White, City Planner
F. Caouette, Administrative Manager,
Development Services
R. Bruckshaw, Purchasing Manager
J. Guenther, Manager, Inspections

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

Moved by Councillor Dean, seconded by Councillor Mussatto

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 7:43 p.m., with the same personnel present and with the addition of Councillors Bell, Braithwaite and Sharp.

Moved by Councillor Dean, seconded by Councillor Bell

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

CARRIED

The meeting recessed at 7:44 p.m. and reconvened at 8:42 p.m., with the same personnel present.

PROCLAMATIONS

Mayor Loucks read the following Proclamations:

“Fire Prevention Week”, October 6 - 12, 1996

“National Family Week”, October 7 - 13, 1996

1. ADOPTION OF MINUTES

Moved by Councillor Bell, seconded by Councillor Dean

THAT the following Minutes:

- (a) Regular Council Meeting, **SEPTEMBER 23, 1996.**
- (b) Recessed Council Meeting, **SEPTEMBER 24, 1996**

be adopted as circulated.

CARRIED

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

- (g) **Consultant’s Report on the Community Policing Centre Evaluation - File: 3200-12-05**

Report: Social Planner, Development Services, August 27, 1996

THAT the July, 1996 report entitled “Lower Lonsdale Community Police Centre Evaluation” by Darrell W. Kean & Associates be referred to the Superintendent of the North Vancouver Detachment of the R.C.M.P., coordinator of volunteers for the Lower Lonsdale Community Policing Centre, Social Planning Advisory Committee and the Police Liaison Committee for comment by October 31, 1996;

AND THAT Social Planning staff be directed to report back to Council with final recommendations regarding the Lower Lonsdale Community Police Centre Evaluation after October 31, 1996.

CARRIED UNANIMOUSLY

3. **CORRESPONDENCE**

(a) **Bernie Krause, Account Executive, The Independent Senior, September 23, 1996**

Re: Annual Remembrance Day Special Tribute, File: 1115-05-IS

Moved by Councillor Bell, seconded by Councillor Dean

THAT the City Clerk be authorized to expend from the 1996 Advertising Contingency Account \$176.55 plus GST for the purpose of joint advertising in the Independent Senior remembering the 51st Anniversary of Remembrance Day subject to participation by the District of North Vancouver and the District of West Vancouver.

CARRIED

(b) **Petitions from Harold A. Stackhouse et al**

Re: Clean Drinking Water, District of North Vancouver Motions of November 21, 1994

Moved by Dean, seconded by Councillor Braithwaite

THAT the City of North Vancouver go on record that:

1. there be an immediate ban on all logging of old growth forest in all three watersheds (Seymour, Capilano and Coquitlam);
2. all new road access through old growth forests be stopped in all three watersheds;
3. the remaining inventory of old growth forest in the Seymour Demonstration Forest be excluded from any logging and replacement activities;
4. trees can be removed to remove potential fuels from areas that pose a high fire risk, and to limit the damage done by pests and disease.

A recorded vote was taken on the motion.

Voting in favour: Councillor Bell
Councillor Braithwaite
Councillor Dean
Councillor Mussatto
Councillor Perrault
Councillor Sharp
Mayor Loucks

The motion was **CARRIED UNANIMOUSLY** by a vote seven to nil.

5. **MOTIONS AND NOTICES OF MOTION**

- (a) **Notice of Contravention per Section 750.1 of the Municipal Act at 821 West 1st Street - File: 3345-02/3345-10-01W821**

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the City Clerk be instructed to file notice in the Land Titles Office under Section 750.1 of the Municipal Act:

- (a) **THAT** a resolution by the Council of The Corporation of the City of North Vancouver related to 821 West 1st Street, Lot S/L3, D.L. 265, Plan VR1676, has been made under this Section;
- (b) **AND THAT** further information respecting it may be viewed at the offices of The Corporation of the City of North Vancouver.

Mayor J. E. Loucks invited Mr. David Tapping or his representative to come forward and show cause why the above resolution should not be endorsed. Neither Mr. Tapping nor his representative came forward at the invitation of the Mayor.

The motion was then **CARRIED UNANIMOUSLY.**

- (b) **Request for Tree Removal - Donation of Palm Trees - Waterfront Park - File: 4310-05/4310-08**

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the following resolution adopted by Council on July 8, 1996:

"PURSUANT to the report of the Parks Manager, dated June 4, 1996, entitled "Request for Tree Removal - Donation of Palm Trees - Waterfront Park":

THAT seven Red Maple trees be removed, by City Forces, from the raised berm area south of No. 33 Chesterfield Place and west of No. 15 Chesterfield Place subject to written confirmation from the registered owners of No. 15 Chesterfield Place that satisfactory arrangements have been reached with the Strata Corporation at No. 33 Chesterfield Place;

AND THAT the City of North Vancouver accept from the Strata Corporation at No. 33 Chesterfield Place a gift of six Windmill Palm trees to be planted by City Forces on the raised berm."

be rescinded.

5. (b) **Request for Tree Removal - Donation of Palm Trees -
Waterfront Park - File: 4310-05/4310-08 - Continued**

A recorded vote was taken on the motion.

Voting in favour: Councillor Braithwaite
Councillor Dean
Councillor Perrault
Mayor Loucks

Voting against: Councillor Bell
Councillor Mussatto
Councillor Sharp

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

Moved by Councillor Dean, seconded by Councillor Perrault

THAT Mr. Granger, Parks Manager, be requested to bring forward a
Policy on Trees on City Property.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the Presentation and Items 2.(a) and 2.(b) on the agenda be brought
forward for consideration at this time.

CARRIED

PRESENTATION: Mahon Park 8 Lane Track & Field Facility - File: 4455-03-02

Mr. Bill Granger, Parks Manager gave a brief overview of the Public Involvement
Process that took place prior to Council authorizing the placement of the
following referendum question before the electorate at the November 16, 1996
local government election:

“Are you in favour of “Loan Authorization Bylaw, 1996, No. 6827”
which authorizes the City to borrow \$2 million to build an 8 lane track and
field facility in Mahon Park?”

Mr. Granger advised that the City would not be cutting down any trees at the
South side of the park and that parking concerns can be dealt with, noise can be
dealt with through the installation of small high tech speakers, and the number of
track events envisaged is minimal.

2. DELEGATIONS

(a) **Ms. Jan Cousins, Chair, Community Sport and Recreation Advisory Council**

Re Proposed Redevelopment of Mahon Park - File: 4455-03-02

Ms. Jan Cousins, Chair, Community Sport and Recreation Advisory Council, Ms. Sarah McGladdery representing athletics on the North Shore, Mr. Dennis Pryor, resident of Mahon Avenue and Ms. Dawn Copping representing track meet volunteers on the North Shore spoke in favour of the proposed redevelopment of Mahon Park to accommodate a track and field facility and the referendum which will authorize the borrowing of funds to build the facility.

Members of the delegation then responded to questions from members of Council.

(b) **Mr. C.F. Tusko, North Vancouver**

Re: Mahon Park Multi-purpose Running Track - File: 4455-03-02

Ms. Janey Bennett representing Mahon Park and Kinsmen Stadium area residents requested members of Council to stop the referendum question appearing on the 1996 Local Government Election ballot. Ms. Bennett referred to the 300 signature petition to stop the proposed multi-purpose running track at Mahon Park for reasons of cost of \$2 million, increased traffic, lack of parking, noise and further development of an already fully developed park. She further advised that none of the residents of the Mahon Park and Kinsmen Stadium area were informed of the April 16, 1996 Open House.

Ms. Bennett, Mr. Tusko and Mr. Bob Brady then responded to questions from members of Council

Moved by Councillor Bell, seconded by Councillor Perrault

THAT the requirements of the Procedure Bylaw to terminate the meeting at 10:30 P.M., be waived, and the meeting continue until 11:00 P.M., if necessary, until Items 5.(e), 3.(c), 4.(b), 4.(e), 6.(a)(i) to (v), 6.(b)(ii), 6.(c)(i) and (ii) and 9.(d) on the agenda are concluded.

CARRIED BY THE REQUIRED TWO-THIRDS MAJORITY OF COUNCIL MEMBERS PRESENT

5. **MOTION AND NOTICES OF MOTIONS - Continued**

- (e) **Temporary Use Permit No. 14 (Mr. Alain Dubreuil of Dubreuil Architectural Salvage, [former Versatile Shipyard Site])
File: 3395-02**

Moved by Councillor Dean, seconded by Councillor Perrault

THAT Temporary Use Permit No. 14 be issued to Mr. Alain Dubreuil of Dubreuil Architectural Salvage (former Versatile Shipyard Site), to permit on a temporary basis, commercial uses, art galleries, dance/music studios, museums, festivals, two caretakers' suites and other similar uses on the following lands:

Lots 1 - 19, all of Block 176, D.L. 274, Plan 878, AND
Lot A, Block 176, D.L. 274, Plan 878, P.I.D. 010-252-177
Lot B, Block 175/176, D.L. 274, Plan 11879, P.I.D. 008-471-177
Lot A, Block 175/176, D.L. 274, Plan 11879, P.I.D. 008-471-169
Lot A, Block 176, D.L. 274, Plan 878, P.I.D. 008-472-068
Lot A, Block 176, D.L. 274, Plan 878, P.I.D. 008-471-878
Lot 1, Block 175, D.L. 274, Plan 13715, P.I.D. 008-471-002
Lot 1, Block 176, D.L. 274, RP1828, P.I.D. 008-470-979

located at 109/181/201/203 East Esplanade;

AND THAT issuance of Temporary Use Permit No. 14 be subject to the Ministry of the Environment's agreement that there is no health hazard to the general public on this site.

CARRIED UNANIMOUSLY

3. **CORRESPONDENCE - Continued**

- (c) Mr. C.F. Tusko, September 21, 1996 and undated petitions

**Re: Mahon Park Multi-purpose Running Track
File: 4455-03-02**

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the correspondence dated September 21, 1996 received from Mr. C.F. Tusko and the undated petitions regarding "Mahon Park Multi-purpose Running Track" be received and filed.

CARRIED UNANIMOUSLY

4. **REPORTS OF COMMITTEES, COUNCIL, AND STAFF**

(b) **Development Proposal - 1957 Sutherland Avenue
(S. Pleasance) - File: 3345-02 SUTH 1957**

Report City Planner, Development Services,
September 17, 1996

Moved by Councillor Mussatto, seconded by Councillor Sharp

PURSUANT to the report of the City Planner, dated September 17, 1996, entitled "Development Proposal - 1957 Sutherland Avenue (S. Pleasance)":

THAT Development Services be directed to process a Development Application which will enable the keeping of one horse at 1957 Sutherland Avenue;

AND THAT the fee requirement be reduced to \$350.00 and the Public Hearing requirement be waived in view of the minor nature of this request and consistent with the provisions of Division (3) of Part 29 of the Municipal Act.

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the motion be amended to include the following:

"AND THAT the Society for the Prevention of Cruelty to Animals be consulted."

CARRIED

Moved by Councillor Braithwaite, seconded by Councillor Dean

THAT the motion be amended by deleting the words "the fee requirement be reduced to \$350." and replacing them with the words "the fee requirement not be reduced".

DEFEATED

The motion, as amended, was then **CARRIED UNANIMOUSLY.**

4. (e) **Permissive Taxation Exemption - Municipal Act, Section 400**
File: 1625-04-01

Report: City Clerk, September 30, 1996

Moved by Councillor Bell, seconded by Councillor Dean

PURSUANT to the report of the City Clerk, dated September 30, 1996, entitled "Permissive Taxation Exemption - Municipal Act, Section 400":

THAT "Taxation Exemption Bylaw, 1996, No. 6834" (Option 2) be considered.

CARRIED UNANIMOUSLY

6. **BYLAWS**

(a) **Reconsideration And Final Adoption**

Moved by Councillor Dean, seconded by Councillor Perrault that

- (i) "North Vancouver Recreation Commission Agreement Bylaw, 1994, No. 6623, Amendment Bylaw, 1996, No. 6805"
- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1996, No. 6821" (Collinridge Fine Homes/Rainbow, 309 East 12th Street, CD-322)
- (iii) "Heritage Designation Bylaw, 1996, No. 6818" (309 East 12th Street/Docherty Residence/Andrew Male)
- (iv) "St. Edmunds Parochial School Tax Exemption Bylaw, 1968, No. 1, Amendment Bylaw, 1996, No. 6829" (Playground Exemption)
- (v) "Lease Authorization Bylaw, 1996, No. 6830" (North Shore Museum and Archives, 1482 Columbia Street)

be reconsidered.

CARRIED

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the said Bylaws Nos. 6805, 6829 and 6830 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

6. (a) Reconsideration And Final Adoption - Continued

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the said Bylaws Nos. 6821 and 6818 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

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

6. (b) Introduction And First Three Readings

Moved by Councillor Bell, seconded by Councillor Dean that

(ii) "Taxation Exemption Bylaw, 1996, No. 6834"

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 Dean

THAT the said Bylaw No. 6834 be read a second time in short form.

CARRIED

Moved by Councillor Bell, seconded by Councillor Dean

THAT the said Bylaw No. 6834 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

6. (c) Second And Third Readings

Moved by Councillor Dean, seconded by Councillor Perrault that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1996, No. 6819" (A. Kazemi/Graham Crockart Architect, 158-160 West 22nd Street, CD-320)

be read a second time in short form.

CARRIED

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the said Bylaw No. 6819 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Dean, seconded by Councillor Bell that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1996, No. 6825" (Chrisdale Homes/Besharat Friars Tyrell Architects, 119 East 6th Street, CD-324)

be read a second time in short form.

CARRIED

Moved by Councillor Dean, seconded by Councillor Bell

THAT the said Bylaw No. 6825 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Perrault

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

CARRIED

The meeting recessed at 10:37 p.m. and reconvened at 10:54 p.m., with the same personnel present.

**9.1 COMMITTEE OF THE WHOLE (IN CAMERA)
CONFIDENTIAL REPORTS - Continued**

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

**(d) Parking Matters in the 200 Block Fell Avenue
File: 4140-12-02 Fell 200/3375-07 3rd/Fell**

Report: Property Valuator/Negotiator, Development Services,
September 17, 1996

PURSUANT to the report of the Property Valuator/Negotiator, dated September 17, 1996, entitled "Parking Matters in the 200 Block Fell Avenue":

THAT the Manager, Lands Division, be authorized to enter into a License to Use Agreement for three parking stalls on the West 2nd Street right-of-way in favour of the proposed development at 238 Fell Avenue, as outlined in Option No. 2 of the September 17, 1996 report of the Property Valuator/Negotiator;

AND THAT the Manager, Lands Division, be authorized to enter into a License to Use Agreement to permit the installation of a parking compound in favour of Elite Body Shop Ltd., as outlined in Option No. 2 of the September 17, 1996 report of the Property Valuator/Negotiator

AND THAT suitable plant material be planted to minimize the effect of the chain link fence being installed to enclose the compound;

AND THAT whatever is the most environmentally friendly surface be installed.

A recorded vote was taken on the motion.

Voting in favour: Councillor Braithwaite
Councillor Mussatto
Councillor Perrault
Councillor Sharp
Mayor Loucks

Voting against: Councillor Bell
Councillor Dean

The motion was **CARRIED** by a vote of five to two.

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the meeting recess to Tuesday, October 15, 1996 at 7:30 P.M.

CARRIED UNANIMOUSLY

The meeting recessed at 10:57 P.M.