



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14TH STREET, NORTH VANCOUVER, B.C., ON MONDAY, DECEMBER 21, 1998 AT 6:00 P.M.

PRESENT:

COUNCIL MEMBERS

Mayor J.E. Loucks
Councillor J.B. Braithwaite
Councillor S.J. Dean
Councillor R.J. Fearnley
Councillor D.R. Mussatto
Councillor B.A. Sharp

STAFF MEMBERS

A.K. Tollstam, City Administrator
B.A. Hawkshaw, City Clerk
D.M. Rooke, Assistant City Clerk
F.A. Smith, Director, Development Services
R.H. White, City Planner
G. Penway, Development Planner
F. Caouette, Administrative Manager
J. Laughlin, City Engineer

ABSENT:

Councillor B.W. Perrault

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

Moved by Councillor Dean, seconded by Councillor Sharp

THAT Items 2(a), 3(a), and 6(a)(viii), on the agenda be brought forward for consideration at this time.

CARRIED

Moved by Councillor Sharp, seconded by Councillor Dean

THAT the following items be deleted from the agenda:

Delegations

2. (a) Mr. David Pleasance, 1957 Sutherland Avenue, North Vancouver

Correspondence

3. (a) Mr. David Pleasance, 1957 Sutherland Avenue, North Vancouver, December 14, 1998

Bylaws

6. (a) (viii) "Emergency Plan Bylaw, 1998, No. 7082"

CARRIED

Moved by Councillor Dean, seconded by Councillor Sharp

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 7:08 p.m. with the same personnel present.

1. ADOPTION OF MINUTES

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the Minutes of the Regular Council Meeting of December 14, 1998 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

**(b) Re-appointments to the North Vancouver City Library Board –
File: 1085-03-N9-01/1090-03-03**

Report: Mayor J.E. Loucks, December 16, 1998

PURSUANT to the report of Mayor J.E. Loucks, dated December 16, 1998, entitled, “Re-Appointments to the North Vancouver City Library Board:

THAT Rill Sutherland Clarke, Donald Preston, Richard Gauntlett and Sally Gibson, be re-appointed to the North Vancouver City Library Board for a two-year term expiring on December 21, 2000.

(CARRIED UNANIMOUSLY)

**(c) Re-appointment to the North Vancouver Museum and Archives
Commission – File: 1085-03-N5-01/1090-03-03**

Report: Mayor J.E. Loucks, December 16, 1998

PURSUANT to the report of Mayor J.E. Loucks, dated December 16, 1998, entitled “Re-Appointment to the North Vancouver Museum and archives Commission”:

THAT Mr. J. McPherson be re-appointed to the North Vancouver Museum and Archives Commission for a three-year term expiring on December 31, 2002.

(CARRIED UNANIMOUSLY)

9.1 (d) Re-appointment to the North Shore Family Court and Youth Justice Committee – File: 1085-03-N11-01/1090-03-03

Report: Mayor J.E. Loucks, December 16, 1998

Moved by Councillor Sharp, seconded by Councillor Dean that it be recommended to Council

PURSUANT to the report of Mayor J.E. Loucks, dated December 16, 1998, entitled “Re-Appointment to the North Shore Family Court & Youth Justice Committee”:

THAT Tricia Andrews be re-appointed to the North Shore Family Court and Youth Justice Committee for a one-year term expiring on December 31, 1999.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Nil

Moved by Councillor Dean, seconded by Councillor Braithwaite

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

CARRIED

The meeting recessed at 7:10 p.m. and reconvened at 8:02 p.m. with the same personnel present.

Presentation: Donation – Professional Photograph Album Relating to the Lonsdale Subway - File: 1085-03-N5-01

Mr. Robin Inglis, Director, North Vancouver Museum and Archives, made a brief slide presentation relating to the Lonsdale Subway contained in a photograph album donated by Mr. Wells of Delta.

2. DELEGATIONS

(b) Mr. Graham Truax, 815 Ridgeway Avenue, North Vancouver

Re: 815 Ridgeway Avenue – File: 3345-02 RIDGE815

Ms. Lori Farr of 815 Ridgeway Avenue, speaking on behalf of Mr. Truax and herself, provided information regarding specific issues relating to their secondary suite. Ms. Farr advised that they did not develop the suite, and felt that the accusations from the neighbours at 813 Ridgeway Avenue were false and unfair.

The delegation then responded to questions from members of Council.

2. (c) Mr. Terry W. Long, President, Cloverley Residents Association

Re: Neptune Terminals (VPC Permit Application 98-32)
File: 1155-06-V1-10-02

Mr. Terry W. Long, President, Cloverley Residents' Association outlined the ongoing problems of air quality, noise and loss of views with respect to the expansion of Neptune Terminals, and requested Council's support to obtain co-operation from Neptune to address these issues.

The delegation then responded to questions from members of Council.

(d) Queensbury Enhancement Association Representatives

Re: Neptune Terminals (VPC Permit Application 98-32)
File: 1155-06-V1-10-02

Mr. Chuck Duffy, representing the Queensbury Enhancement Association outlined the Association's opposition to the expansion of Neptune Terminals, particularly with respect to noise pollution and loss of views.

The delegation then responded to questions from members of Council.

3. CORRESPONDENCE

**(b) Mr. Graham Truax, 815 Ridgeway Avenue, North Vancouver
December 16, 1998**

Re: 815 Ridgeway Avenue – File: 3345-02 RIDGE 815

Moved by Councillor Mussatto, seconded by Councillor Dean

THAT the correspondence from Mr. Graham Truax, dated December 16, 1998 regarding the secondary suite at 815 Ridgeway Avenue, be received and filed.

CARRIED UNANIMOUSLY

**3. (c) Mr. Terry W. Long, President, Cloverley Residents Association
December 4, 1998**

Re: Neptune Terminals (VPC Permit Application 98-32)
File: 1155-06-V1-10-02

Moved by Councillor Braithwaite, seconded by Councillor Dean

THAT a letter be forwarded to the Vancouver Port Corporation and Neptune Terminals, supporting the efforts of the Cloverley Residents Association and the Queensbury Enhancement Association, to address their concerns as indicated in their separate pieces of correspondence both dated December 4, 1998, regarding the air quality, noise and loss of views, resulting from the Neptune Terminal expansion.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Dean

THAT the City of North Vancouver facilitate a meeting between the Vancouver Port Corporation, Neptune Terminals, the Cloverley Residents Association and the Queensbury Enhancement Association.

CARRIED UNANIMOUSLY

(d) Queensbury Enhancement Association, December 4, 1998

Re: Neptune Terminals (VPC Permit Application 98-32)
File: 1155-06-V1-10-02

Moved by Councillor Mussatto, seconded by Councillor Dean

THAT the correspondence from the Queensbury Enhancement Association dated December 4, 1998, entitled "Neptune Bulk Terminals Project Permit Application No. 98-32", be received and filed.

CARRIED UNANIMOUSLY

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

(a) **1999 Provisional Budget – File: 1650-05-01**

Report: Manager, Financial Planning, December 16, 1998

Moved by Councillor Dean, seconded by Councillor Mussatto

PURSUANT to the report of the Manager, Financial Planning, dated December 16, 1998, entitled “1999 Provisional Budget”:

THAT “Provisional Budget Bylaw, 1999, No. 7086” be brought forward for consideration;

AND THAT a meeting of the Finance Committee of Council be held on Saturday, March 27, 1999 to hear presentations from City Departments and consider the City’s 1999 Annual Budget.

CARRIED UNANIMOUSLY

Moved by Councillor Dean, seconded by Councillor Fearnley

THAT Mayor Loucks send an appropriate letter to the President and CEO of the Insurance Corporation of B.C., requesting a meeting with Council regarding the rumour that I.C.B.C. is possibly leaving North Vancouver.

Moved by Councillor Mussatto, seconded by Councillor Sharp

THAT the motion be amended by deleting the words “with Council”, and adding “and report back to Council”.

DEFEATED

The original motion was then **CARRIED.**

(b) **Silver Harbour Centre – 1999 Municipal Grants –
File: 1040-03-S1/1670-03-04**

Report: City Clerk, December 15, 1998

Moved by Councillor Braithwaite, seconded by Councillor Dean

PURSUANT to the report of the City Clerk, dated December 15, 1998, entitled “Silver Harbour Centre – 1999 Municipal Grants”:

THAT municipal financial support to Silver Harbour Centre in 1999 total \$97,047 from the City of North Vancouver.

CARRIED UNANIMOUSLY

4. (c) **Zoning Bylaw Amendment – Adaptable Design Guidelines**
File: 3365-10-01

Report: Social Planner, Development Services,
December 15, 1998

Moved by Councillor Dean, seconded by Councillor Fearnley

PURSUANT to the report of the Social Planner, dated December 15, 1998, entitled “Zoning Bylaw Amendment – Adaptable Design Guidelines”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7091” (CCNV, Adaptable Design Requirements) be brought forward for consideration and referred to a Public Hearing.

CARRIED UNANIMOUSLY

(d) **153 East First Street – Rezoning Application – File: 3400-05 1E 153**

Report: Planning Technician II, Development Services
December 15, 1998

Moved by Councillor Dean, seconded Councillor Fearnley

PURSUANT to the report of the Planning Technician II, dated December 15, 1998, entitled “153 East First Street – Rezoning Application”:

THAT CD-339 (Comprehensive Development 339 Zone) be amended by adding the following to the end of the sub-section after Section (2):

- (3) Section 402(6) shall be varied to allow one Industrial Use to be exclusively accessed from the lane;

AND THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6872” (Damka Lumber & Development Ltd., 153 East 1st Street, CD-339) as amended, be referred to a Public Hearing.

CARRIED UNANIMOUSLY

4. (e) **Rezoning Application: 205 West 6th Street (Triplex/AMS Design & Project Management Co. Ltd.) – File: 3400-05 6W 205**

Report: Development Planner, Development Services
December 15, 1998

Moved by Councillor Mussatto, seconded by Councillor Sharp

PURSUANT to the report of the Development Planner, dated December 15, 1998, entitled “Rezoning Application: 205 West 6th Street (Triplex/AMS Design & Project Management Co. Ltd.)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7080” (AMS Design & Project Management Co. Ltd./205 West 6th Street/CD-318) be considered and referred to a Public Hearing.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

(f) **Pawnbrokers and Secondhand Dealers – File: 3045-04-19/3030-14**

Report: Property Use Inspector, Development Services
December 11, 1998

Moved by Councillor Dean, seconded by Councillor Sharp

PURSUANT to the report of the Property Use Inspector, dated December 11, 1998, entitled “Pawnbrokers and Secondhand Dealers”:

THAT “Business License Bylaw, 1973, No. 4513, Amendment Bylaw, 1998, No. 7085” be considered;

AND THAT the “City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 1998, No. 7090” be considered.

Moved by Councillor Braithwaite, seconded by Councillor Sharp

THAT this be referred to a Public Meeting.

DEFEATED

The original motion was then **CARRIED UNANIMOUSLY.**

4. (g) **Lower Lonsdale Lands – 100 Block West 1st Street Public Open Space – File: 3380-03-L4-04**

Report: Director, Development Services, December 16, 1998

Moved by Councillor Dean, seconded by Councillor Mussatto

PURSUANT to the report of the Director, Development Services, dated December 16, 1998, entitled “Lower Lonsdale Lands – 100 Block West 1st Street Public Open Space”:

THAT the Open Space Design concept submitted by Don Vaughan be selected as the preferred City option;

AND THAT staff report back with information regarding the cost and source of funds required to complete Stage II of the Open Space Design.

CARRIED UNANIMOUSLY

(h) **Amendment Bylaw, 1998, No. 7092 (A bylaw to prohibit the sale of amphibians or reptiles) – File: 3410-02-77**

Report: Property Use Inspector, Development Services
December 16, 1998

Moved by Councillor Sharp, seconded by Councillor Dean

PURSUANT to the report of the Property Use Inspector, dated December 16, 1998, entitled “Amendment Bylaw, 1998, No. 7092” (A bylaw to prohibit the sale of amphibians or reptiles):

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7092” (A bylaw to prohibit the sale of amphibians or reptiles) be considered and referred to a Public Hearing to be held on January 18, 1999.

CARRIED UNANIMOUSLY

4. (i) **Proposed Official Community Plan Amendment: Westview Area Planning Study – File: 3380-02-W1-01**

Report: Planner, Development Services, December 8, 1998

Moved by Councillor Dean, seconded by Councillor Mussatto

PURSUANT to the report of the Planner, dated December 8, 1998, entitled “Proposed Official Community Plan Amendment: Westview Area Planning Study”:

THAT “City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288, Amendment Bylaw, 1999, No. 7081” (Westview Area Planning Study) be considered and referred to a Public Hearing.

CARRIED UNANIMOUSLY

(j) **Parking – North Side 100 Block West 13th Street – File: 4120-01**

Report: City Administrator, December 17, 1998

Moved by Councillor Dean, seconded by Councillor Mussatto

PURSUANT to the report of the City Administrator, dated December 17, 1998, entitled “Parking – North Side 100 Block West 13th Street”:

THAT residents of the 100 Block West 13th Street be advised that parking west of the City Hall driveway on the north side of 13th Street will be required for City of North Vancouver use until such time as the renovations in the Civic Centre area have been completed;

AND THAT those residents be reminded that parking for their visitors is available in the City Hall parking lot in the evenings and on weekends;

AND THAT staff review the possibility of more flexibility for the residents of the 100 Block West 13th Street to use the City Hall parking lot in the evening and on weekends during the renovation of the Civic Centre.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION**

Nil

6. **BYLAWS**

(a) **Reconsideration and Final Adoption**

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7024" (Cragg and Cragg Design Group Ltd./Baker McGarva Hart, 120-128 West 16th Street, 1601 Lonsdale Avenue, 130-148 West 16th Street, CD-372)

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaw No. 7024 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

- (ii) "Pet Establishment Regulation Bylaw, 1998, No. 7040", **as amended**

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the Council Resolution of December 14, 1998 which reads as follows, **be rescinded:**

"**THAT** the said Bylaw No. 7040, as amended, be read a third time in short form and passed subject to reconsideration."

CARRIED

Moved by Councillor Dean, seconded Councillor Sharp

THAT the said Bylaw No. 7040, be amended at second reading, by deleting from Section 13(c), the words "except in the case of canaries".

CARRIED

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the said Bylaw No. 7040, as amended, be read a third time in short form and passed subject to reconsideration.

CARRIED

6. (a) Reconsideration and Final Adoption - Continued

Moved by Councillor Dean, seconded by Councillor Sharp that

- (iii) "City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 1998, No. 7041" (Pet Establishment Regulation Bylaw)

be deleted from the agenda.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Mayor Loucks that

- (iv) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7061" (Tavakoli/Hatch, 908 West 16th Street, CD-378)

be reconsidered.

CARRIED

Moved by Councillor Mussatto, seconded by Councillor Fearnley

THAT the said Bylaw No. 7061 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

Moved by Councillor Dean, seconded by Councillor Sharp that

- (v) "A Solid Waste Management Service Bylaw, 1997, No. 6920, Amendment Bylaw, 1998, No. 7079"
- (vi) "Water Utility Bylaw, 1994, No. 6417, Amendment Bylaw, 1998, No. 7088"
- (vii) "Sewerage and Drainage Utility Bylaw, 1995, No. 6746, Amendment Bylaw, 1998, No. 7089"
- (ix) "Lease Authorization Bylaw, 1998, No. 7084" (Royal Canadian Mounted Police, The Gerry Brewer Building)

be reconsidered.

CARRIED

6. (a) Reconsideration and Final Adoption - Continued

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the said Bylaw Nos. 7079, 7088, 7089, and 7084 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 Sharp that

- (i) "Business License Bylaw, 1973, No. 4513, Amendment Bylaw, 1998, No. 7085" (Pawnshops and Secondhand Dealers)

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 Sharp

THAT the said Bylaw No. 7085 be read a second time in short form.

CARRIED

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the said Bylaw No. 7085 be read a third time in short form and passed subject to reconsideration.

CARRIED

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (ii) "1999 Provisional Budget Bylaw, 1998, No. 7086"

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 Fearnley is recorded as voting contrary to the motion.

Continued...

6. (b) Introduction and First Three Readings - Continued

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaw No. 7086 be read a second time in short form.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaw No. 7086 be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Dean, seconded by Councillor Sharp that

- (iii) "City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 1998, No. 7090" (Business License Bylaw – Pawnshops and Secondhand Dealers)

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

CARRIED

(c) Second and Third Readings

Moved by Councillor Mussatto, seconded by Mayor Loucks that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6872" (Damka Lumber & Development Ltd., 153 East 1st Street, CD-339)

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT Bylaw No. 6872 be amended by adding a new Section 3.(b)(3) as follows:

"3. (b)(3) Section 402(6) shall be varied to allow one Industrial Use to be exclusively accessed from the lane."

CARRIED

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

6. (c) Second and Third Readings - Continued

Moved by Councillor Mussatto, seconded by Councillor Fearnley that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7075"
(154 East 27th Street, Noort Developments Ltd./J. Fernandes, RS-3)

be read a second time in short form.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Sharp
Councillor Fearnley
Mayor Loucks

Voting against: Councillor Dean
Councillor Braithwaite

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

Moved by Councillor Mussatto, seconded by Councillor Fearnley

THAT the said Bylaw No. 7075 be read a third time in short form, and passed
subject to reconsideration.

CARRIED

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

(d) Introduction And First Reading Only

Moved by Councillor Sharp, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7080"
(AMS Design & Project Management Co. Ltd./205 West 6th Street/CD-
381)

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

CARRIED

Continued...

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

Moved by Councillor Sharp, seconded by Councillor Mussatto that

- (ii) "City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288, Amendment Bylaw, 1999, No. 7081" (Westview Area Planning Study)
- (iii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7091" (CCNV Adaptable Design Requirements)
- (iv) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7092" (A bylaw to prohibit the sale of amphibians or reptiles)

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

CARRIED UNANIMOUSLY

10. ADJOURNMENT

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:29 p.m.