



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN  
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14<sup>TH</sup> STREET,  
NORTH VANCOUVER, B.C., ON **MONDAY, FEBRUARY 8, 1999**  
**AT 6:00 P.M.****

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**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.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  
M. MacFadyen, Manager, Lands Division  
J. Guenther, Manager, Inspections  
T. Christie, Director of Finance  
B. Susak, Deputy City Engineer  
R. Shore, Director of Human Resources  
R. Bruckshaw, Purchasing Manager  
L. Orr, Social Planner

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

**9. CONFIDENTIAL REPORTS**

Moved by Councillor Dean, seconded by Councillor Fearnley

**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 8:30 p.m., with the same personnel present and with the addition of Councillor Braithwaite and Councillor Perrault.

**1. ADOPTION OF MINUTES**

Moved by Councillor Dean, seconded by Councillor Mussatto

**THAT** the Minutes of the Regular Council Meeting of February 1, 1999 be adopted as circulated.

**CARRIED UNANIMOUSLY**

## 9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

**(c) Canada's Energy Efficiency Conference, May 18-20, 1999  
Ottawa – File: 1840-02-01**

Report: City Administrator, January 19, 1999

**PURSUANT** to the report of the City Administrator dated January 19, 1999, entitled "Canada's Energy Efficiency Conference, May 18 – 20, 1999":

**THAT** any member of Council and one staff member be authorized to attend Canada's Energy Efficiency Conference to be held May 18 – 20, 1999 in Ottawa;

**AND THAT** expenses incurred as a result of attendance at this conference be paid in accordance with City Policy.

**CARRIED UNANIMOUSLY**

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

**(d) Appointments to the North Shore Family Court & Youth  
Justice Committee – File: 1085-03-N11-01**

Report: Chair, North Shore Family Court & Youth Justice  
Committee, January 25, 1999

**PURSUANT** to the report of the Chair, North Shore Family Court & Youth Justice Committee dated January 25, 1999, entitled "Appointments to the North Shore Family Court & Youth Justice Committee":

**THAT** Desmond Kimmitt, as Chair, (Member at Large from District of North Vancouver) and Jane Baynham, as Vice-Chair, (Member at Large from the District of West Vancouver), Diane Atkinson (Probation), Constable Barry Mattock (Law Enforcement, North Vancouver, RCMP), Cathy Still (Education), be re-appointed to the North Shore Family Court & Youth Justice Committee for a one year term expiring on December 31, 1999;

**AND THAT** Constable Scott Findlay (Law Enforcement, West Vancouver Police Department), be appointed to the North Shore Family Court & Youth Justice Committee for a one year term from January 1, 1999 until December 31, 1999.

**CARRIED UNANIMOUSLY**

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

**9.1 (e) CORRESPONDENCE: Ted White, M.P., North Vancouver, December 16, 1998**

Re: Bill C-49 - An Act providing for the ratification and the bringing into effect of the Framework Agreement of First Nation Land Management - File: 1155-06-I1-02

**THAT** the correspondence dated December 16, 1998 received from Ted White, M.P., North Vancouver, regarding "Bill C-49 - An Act providing for the ratification and the bringing into effect of the Framework Agreement of First Nation Land Management" be received and filed.

**CARRIED UNANIMOUSLY**

**(f) Compressed Work Week – File: 1835-03-03**

Report: Director of Human Resources, January 28, 1999

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

**PURSUANT** to the report of the Director of Human Resources dated January 28, 1999, entitled "Compressed Work Week":

**THAT** City Council provide a mandate to the City Administrator and Director of Human Resources to implement a 9-day fortnight work schedule for all municipal employees for a six month test period from March 29, 1999 to September 24, 1999, inclusive;

**AND THAT** City Council endorse the seven principles governing the test period as defined in the January 28, 1999 report of the Director of Human Resources.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto  
Councillor Sharp  
Councillor Braithwaite

Voting against: Councillor Dean  
Councillor Perrault  
Councillor Fearnley  
Mayor Loucks

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

Continued....

## 9.1 (f) Compressed Work Week – File: 1835-03-03 - Continued

Moved by Councillor Sharp, seconded by Councillor Mussatto

**THAT** this Council support that staff be requested to come back with some other models of the Compressed Work Week.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto  
Councillor Sharp  
Councillor Braithwaite

Voting against: Councillor Dean  
Councillor Perrault  
Councillor Fearnley  
Mayor Loucks

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

***Councillor Mussatto left the meeting.***

### **PROCLAMATIONS**

Mayor Loucks read the following Proclamation:

**“MULTICULTURALISM WEEK IN B.C., February 14 - 20, 1999**

## 2. **DELEGATIONS**

### **(a) Cathy Crouse, Don Rutherford and Lisa Hale**

Re: Request for Assistance with Co-locating Services for  
Children with Disabilities - File: 1085-03-N17-01

Cathy Crouse, Executive Director, North Shore Disability Resource Centre, Don Rutherford, Executive Director, North Shore Neighbourhood House and Lisa Hale, Executive Director, North Shore Child Care Resource Society presented their proposal to co-locate the three North Shore based non-profit associations for children with disabilities in one building.

They requested that members of Council authorize staff to continue working with these groups to identify a suitable building or property in the City of North Vancouver.

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

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

**(a) Request for Assistance with Co-locating Services for Children with Disabilities – File: 1085-03-N17-01**

Report: City Planner, Development Services, January 26, 1999

Moved by Councillor Dean, seconded by Councillor Sharp

**PURSUANT** to the report of the City Planner, dated January 26, 1999, entitled “Request for Assistance with Co-locating Services for Children with Disabilities”:

**THAT** Development Services be directed to continue to provide assistance to the North Shore initiative to find a centralized location to co-locate services for children with disabilities;

**AND THAT** the North Shore Disability Resource Centre be so advised.

**CARRIED UNANIMOUSLY**

**3. CORRESPONDENCE**

**(a) Lower Mainland Municipal Association, February 3, 1999**

Re: Extraordinary General Meeting to be held on Wednesday, February 17, 1999

Moved by Councillor Sharp, seconded by Councillor Perrault

**THAT** all Council Members wishing to attend the Lower Mainland Municipal Association Extraordinary General Meeting on Wednesday, February 17, 1999 in Richmond, B.C., be authorized to do so and their expenses be paid in accordance with City Policy.

**CARRIED UNANIMOUSLY**

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

(b) **Rezoning Application: 2501 Westview Drive (Imperial Oil Ltd./ Bylaw No. 7073) – File: 3400-05 WEST 2501**

Report: Development Planner, Development Services,  
January 26, 1999

Moved by Councillor Fearnley, seconded by Mayor Loucks

**PURSUANT** to the report of the Development Planner, dated January 26, 1999, entitled “Rezoning Application: 2501 Westview Drive (Imperial Oil Ltd./Bylaw No. 7073)”:

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7073” (Imperial Oil Ltd., 2501 Westview Drive, CD-380) be amended by deleting sub-section 4(b)(6) in its entirety;

**AND THAT** said bylaw be considered for Third Reading as amended.

A recorded vote was taken on the motion.

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

Voting against: Councillor Sharp  
Councillor Braithwaite

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

(c) **Official Community Plan Update: Commercial Growth  
File: 3330-04**

Report: City Planner and Planner, Development Services,  
January 27, 1999

Moved by Councillor Braithwaite, seconded by Councillor Fearnley

**PURSUANT** to the report of the City Planner and Planner, dated January 27, 1999, entitled “Official Community Plan Update: Commercial Growth”:

**THAT** the said report be referred to the Advisory Planning Commission for their discussion and comment.

**CARRIED UNANIMOUSLY**

Continued....

4. (c) **Official Community Plan Update: Commercial Growth  
File: 3330-04 – Continued**

Moved by Councillor Fearnley, seconded by Councillor Dean

**THAT** the process of designating the Marine Drive auto strip in the City of North Vancouver as a Special Study Area be referred to staff for a report and the Advisory Planning Commission.

**CARRIED UNANIMOUSLY**

(d) **First Nations Update – File: 1185-01**

Report: City Administrator, January 26, 1999

Moved by Councillor Fearnley, seconded by Councillor Perrault

**PURSUANT** to the report of the City Administrator, dated January 26, 1999, entitled “First Nations Update”:

**THAT** the report of the City Administrator entitled “First Nations Update”, dated January 26, 1999 be received and filed.

**CARRIED UNANIMOUSLY**

(e) **Notice of Contravention: 1125 Grand Boulevard, Lot 11 AM,  
Block 81, D.L. 550, Plan 1647, PID 014.502.534/Roll No.  
081011000 – File: 3345-10 GRAN 1125**

Report: Manager, Inspections, Development Services,  
January 21, 1999

Moved by Councillor Dean, seconded by Councillor Fearnley

**PURSUANT** to the report of the Manager, Inspections, dated January 21, 1999, entitled “Notice of Contravention: 1125 Grand Boulevard, Lot 11 AM, Block 81, D.L. 550, Plan 1647, PID 014.502.534/Roll No. 08101000”:

**THAT** Mr. Vince Allan, registered owner of 1125 Grand Boulevard, be advised that the City Clerk will be instructed to file notice in the Land Title 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 1125 Grand Boulevard, Lot 11 AM, Block 81, D.L. 550, Plan 1647, 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.

**CARRIED UNANIMOUSLY**

4. (f) **Notice of Contravention: 553 East 3<sup>rd</sup> Street, Lot 11, Block 30, D.L. 273, Plan 1063, PID 007.715.021/Roll No. 730011000  
File: 3345-10 3E 553**

Report: Manager, Inspections, Development Services,  
January 22, 1999

Moved by Councillor Dean, seconded by Councillor Perrault

**PURSUANT** to the report of the Manager, Inspections, dated January 22, 1999, entitled "Notice of Contravention: 553 East 3<sup>rd</sup> Street, Lot 11, Block 30, D.L. 273, Plan 1063, PID 007.715.021/Roll No. 730011000":

**THAT** Mr. Peter Reynolds, registered owner of 553 East 3<sup>rd</sup> Street, be advised that the City Clerk will be instructed to file notice in the Land title 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 553 East 3<sup>rd</sup> Street, Lot 11, Block 30, D.L. 273, Plan 1063, 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.

**CARRIED UNANIMOUSLY**

- (g) **Notice of Contravention – 1409 Forbes Avenue, Lot 24, Block 245, District Lot 271, Plan 3839 – File: 3345-10 FORB 1409**

Report: Manager, Inspections, Development Services,  
January 28, 1999

Moved by Councillor Perrault, seconded by Councillor Fearnley

**PURSUANT** to the report of the Manager, Inspections, dated January 28, 1999, entitled "Notice of Contravention – 1409 Forbes Avenue, Lot 24, Block 245, District Lot 271, Plan 3839":

**THAT** Elevana Y. Ho, registered owner of 1409 Forbes Avenue, be advised that the City Clerk will be instructed to file notice in the Land Title 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 1409 Forbes Avenue, Lot 24, Block 245, D.L. 271, Plan 3839 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.

**CARRIED UNANIMOUSLY**



4. (h) **Notice of Contravention – 721 East 15<sup>th</sup> Street, Lots 20 and 21, Block 12, D.L. 616, Plan 2194 – File: 3345-10 15E 721**

Report: Manager, Inspections, Development Services,  
January 28, 1999

Moved by Councillor Fearnley, seconded by Councillor Dean

**PURSUANT** to the report of the Manager, Inspections, dated January 28, 1999, entitled “Notice of Contravention – 721 East 15<sup>th</sup> Street, Lots 20 and 21, Block 12, D.L. 616, Plan 2194”:

**THAT** Brian McDonald and Mary L. Plut, registered owners of 721 East 15<sup>th</sup> Street, be advised that the City Clerk will be instructed to file notice in the Land Title 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 721 East 15<sup>th</sup> Street, Lots 20 and 21, Block 12, D.L. 616, Plan 2194 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.

**CARRIED UNANIMOUSLY**

(i) **Smoking Regulation Bylaw Amendment – File: 4230-03**

Report: Property Use Inspector, Development Services,  
February 2, 1999

Moved by Councillor Dean, seconded by Councillor Sharp

**PURSUANT** to the report of the Property Use Inspector, dated February 2, 1999, entitled “Smoking Regulation Bylaw Amendment”:

**THAT** “Smoking Regulation Bylaw, 1998, No. 7026, Amendment Bylaw, 1999, No. 7107” be considered.

**CARRIED UNANIMOUSLY**

4. (j) **Request for “Canada Day” Grant – File: 1607-03-04**

Report: Manager, Financial Planning, February 1, 1999

Moved by Councillor Perrault, seconded by Councillor Dean

**PURSUANT** to the report of the Manager, Financial Planning, dated February 1, 1999, entitled “Request for “Canada Day” Grant”:

**THAT** a grant of \$2,000 from the Council Special Events Grants budget be provided to the North Vancouver Canada Day Committee to support the provision of a Canada Day celebration on July 1, 1999 at Waterfront Park.

**CARRIED UNANIMOUSLY**

(k) **Cultural Diversity Projects – File: 4230-20-01**

Report: Social Planner, Development Services,  
February 3, 1999

Moved by Councillor Braithwaite, seconded by Councillor Fearnley

**PURSUANT** to the report of the Social Planner, dated February 3, 1999, entitled “Cultural Diversity Projects”:

**THAT** Social Planning staff be directed to prepare a proposal in cooperation with the North Shore Multicultural Society and the North Vancouver Museum and Archives Commission for a cultural diversity millennium project for Council’s consideration.

**CARRIED UNANIMOUSLY**

5. **MOTIONS AND NOTICES OF MOTION**

(a) **Development Variance Permit to vary subdivision and Development Control Bylaw, 1991, No. 6200, for 122 West 21<sup>st</sup> Street – File: 3358-03 21W 122 DVP No. 108**

Moved by Councillor Fearnley, seconded by Councillor Sharp

**THAT** Development Variance Permit No. 108 be issued to 521004 B.C. Ltd. in accordance with Section 922 of the Municipal Act;

**AND THAT** the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 108.

**CARRIED**

Councillor Dean is recorded as voting contrary to the motion.

**6. BYLAWS**

**(a) Reconsideration and Final Adoption**

Moved by Councillor Perrault, seconded by Councillor Sharp that

- (i) "Lease Authorization Bylaw, 1999, No. 7101" (North Shore Museum and Archives)

be reconsidered.

**CARRIED**

Moved by Councillor Perrault, seconded by Councillor Sharp

**THAT** the said Bylaw No. 7101 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED**

Moved by Councillor Fearnley, seconded by Mayor Loucks

**THAT** the requirements of the Procedure Bylaw to terminate the meeting at 10:30 P.M., be waived, and the meeting continue to 11:00 P.M., or until the remainder of the items on the agenda have been concluded.

**Carried by the Required Two-thirds Majority of Council Members Present.**

**(b) Introduction and First Three Readings**

Moved by Councillor Perrault, seconded by Councillor Sharp that

- (i) "Smoking Regulation Bylaw, 1998, No. 7026, Amendment Bylaw, 1999, No. 7107" (Proprietor)

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 Perrault, seconded by Councillor Sharp

**THAT** the said Bylaw No. 7107 be read a second time in short form.

**CARRIED**

Moved by Councillor Perrault, seconded by Councillor Sharp

**THAT** the said Bylaw No. 7107 be read a third time in short form and passed subject to reconsideration.

**CARRIED UNANIMOUSLY**

**6. (c) Second and Third Readings**

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 6878" (Sabor/Dumbleton, 155-165 West 23<sup>rd</sup> Street, CD-340)

Moved by Councillor Fearnley, seconded by Councillor Sharp

**THAT** the September 28, 1998 resolution of Council which reads as follows **be rescinded**.

**"THAT** the said Bylaw No. 6878, as amended, be read a third time and passed subject to reconsideration."

**CARRIED**

Moved by Councillor Fearnley, seconded by Councillor Sharp

**THAT** the second reading of Bylaw No. 6878, as amended, be further amended by inserting the following as a new Clause 3 (b) (2):

"The minimum lot size in the CD-340 Zone shall be 2,113.5 square metres (22,750 square feet);"

with the subsequent Sections being sequentially re-numbered.

**CARRIED**

The motion on second reading , as amended, of Bylaw No. 6878 was **CARRIED**.

Moved by Councillor Fearnley, seconded by Councillor Sharp

**THAT** the said Bylaw No. 6878, as amended, be read a third time, and passed subject to reconsideration.

**CARRIED UNANIMOUSLY**

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7073" (Imperial Oil Ltd., 2501 Westview Drive, CD-380) as amended

Moved by Councillor Fearnley, seconded by Councillor Dean

**THAT** Bylaw No. 7073, as amended, be further amended at second Reading by deleting clause 4(b)(6) in its entirety.

**CARRIED**

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

The motion on second reading , as amended, of Bylaw No. 7073 was **CARRIED**.

Councillor Braithwaite and Councillor Sharp are recorded as voting contrary to the motion, as amended.

Continued...

**6. (c) Second and Third Readings - Continued**

Moved by Councillor Fearnley, seconded by Councillor Dean

**THAT** the said Bylaw No. 7073, as amended, be read a third time in short form and passed subject to reconsideration.

**CARRIED**

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

Moved by Councillor Dean, seconded by Councillor Perrault that

- (iii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1999, No. 7099" (120-128 West 16<sup>th</sup> Street/Cragg & Cragg Design Group Ltd./ Baker McGarva Hart/Floor Area Exemption)

be read a second time in short form.

**CARRIED**

Moved by Councillor Dean, seconded by Councillor Perrault

**THAT** the said Bylaw No. 7099 be read a third time in short form and passed subject to reconsideration.

**CARRIED UNANIMOUSLY**

**10. ADJOURNMENT**

Moved by Councillor Dean, seconded by Councillor Braithwaite

**THAT** the meeting adjourn.

**CARRIED**

The meeting adjourned at 10:29 p.m.