



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL , 141 WEST 14TH STREET, NORTH VANCOUVER, BC ON **MONDAY, MAY 1, 2000 AT 6:00 P.M.**

PRESENT:

COUNCIL MEMBERS

Mayor B.A. Sharp
Councillor W.J. Bell
Councillor J.B. Braithwaite
Councillor R.J. Fearnley
Councillor C.R. Keating
Councillor D.R. Mussatto
Councillor B.W. Perrault

STAFF MEMBERS

A.K. Tollstam, City Administrator
B.A. Hawkshaw, City Clerk
D.M. Rooke, Assistant City Clerk
R.H. White, City Planner
L. Zwarn, Administrative Manager
J. Laughlin, City Engineer
D. Mitic Transportation Planning Engineer

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

Moved by Councillor Mussatto, seconded by Councillor Bell

THAT Item 4(f) be deleted from the agenda.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the Council recess to the Committee of the Whole In-Camera, to consider the items as listed under section 9 of the Council Agenda, for the following reasons respectively for each item:

- 9(a) Section 242.2 (1) (e)
- 9(b) Section 242.2 (1) (e)

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 pm., and reconvened at 7:03 p.m. with the same personnel present.

PRESENTATIONS:

FREEDOM OF THE CITY – J.E. LOUCKS

Freedom of the City of North Vancouver was conferred on John “Jack” Edwin Loucks to honour his distinguished service to the citizens of North Vancouver City.

Mayor Sharp and Members of Council then made the following presentations:

1. Emergency Preparedness Week, May 1 – 7, 2000

Mike Andrews, City of North Vancouver resident, has been nominated for making an outstanding contribution to community emergency planning and preparedness.

2. Local Government Awareness Month – April 2000

City of North Vancouver – Elementary School Poster Contest

The Winners are:	Grade:	Family Membership Prizes:	School
Dahyun “Amy” Kim	Kindergarten	Maplewood Farm	Larson
Aiden Sotres	Grade 1	Maplewood Farm	Holy Trinity
Harrison Jack	Grade 2	HR MacMillan Space Centre	Larson
Andrew Kim	Grade 3	HR MacMillan Space Centre	Larson
Maya Sagadore	Grade 4	The Vancouver Aquarium	St. Edmunds
Sean Vrtacic	Grade 5	The Vancouver Aquarium	Holy Trinity
Eirene Cloma	Grade 6	Science World B.C.	St. Edmund’s
Andrew Newman	Grade 7	Science World B.C.	St. Edmund’s

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the meeting recess to the Committee of the Whole the items as listed under Section 9 of the Council Agenda, for the following reasons respectively for each item:

- 9(c) Section 242.2 (1) (i)
- 9(d) Section 242.2 (1) (d),(e),(g), (h)

CARRIED UNANIMOUSLY

The meeting recessed at 7:20 p.m., and reconvened at 8:14 p.m., with the same personnel present.

1. **ADOPTION OF MINUTES**

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the Minutes of the Regular council Meeting of April 17, 2000 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 **REPORT OF THE COMMITTEE OF THE WHOLE**

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

(c) 2000 Legal Services – File: 1140-13-01

Report: City Administrator, April 11, 2000

PURSUANT to the report of the City Administrator entitled “2000 Legal Services”, date April 11, 2000:

THAT the firm of Bull, Housser and Tupper be appointed as the City’s Solicitors for the year ending December 31, 2000;

AND THAT a review of legal service providers be undertaken during 2000 and 2001 in order to bring back a recommendation for appointment to act as the City’s Solicitors.

(CARRIED)

Councillor Fearnley is recorded as voting contrary to the motion.

(d) Lower Mainland Treaty Advisory Committee First Principles – Additions and Amendments – File: 1185-06

Report: City Administrator, April 6, 2000

THAT the report of the City Administrator dated April 27, 2000 and the attached correspondence to Mayor Don Bell of the District of North Vancouver, from the Ministry of Aboriginal Affairs, dated April 18, 2000, be received and filed;

AND THAT the above referenced correspondence dated April 18, 2000 remain in camera.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Sharp read the following Proclamations:

“CHILD CARE MONTH”, MAY, 2000

“MINING WEEK IN B.C.”, MAY 8 – 13, 2000

“SAFE DRINKING WATER WEEK”, MAY 7 – 13, 2000

“YOUTH WEEK”, MAY 6 – 12, 2000

2. DELEGATIONS

(a) Mr. Geoff Freer, Project Director, BC Transportation Financing Authority -Lions Gate Project

Re: Update on Closure of Lions Gate Bridge – File: 4110-02-L2

Mr. Geoff Freer, Project Director, BC Transportation Financing Authority, provided information concerning closures, detours, and emergency services during the time the Lions Gate Bridge is being upgraded.

The delegation then responded to questions from members of Council.

3. CORRESPONDENCE

(a) Lions Gate Bridge Project Update – File: 4110-02-L2

Report: Transportation Planning Engineer, April 26, 2000

Moved by Councillor Braithwaite, seconded by Councillor Bell

PURSUANT to the report of the Transportation Planning Engineer, dated April 26, 2000, entitled “Lions Gate Bridge Project Update”:

THAT Council approve free use of selected City parking lots during scheduled weekend closures of the Lions Gate Bridge to encourage increased transit use;

THAT the City of Vancouver, the District of North Vancouver and the District of West Vancouver be encouraged to provide free parking during these bridge closures;

AND THAT TransLink be encouraged to provide free bus service for North Shore users during these bridge closures.

CARRIED UNANIMOUSLY

3. (b) **Greater Vancouver Regional District “The Board in Brief”,
March 31, 2000 – File: 1180-06**

Moved by Councillor Keating, seconded by Councillor Bell

THAT the Greater Vancouver Regional District “The Board in Brief” dated March 31, 2000 be received and filed.

CARRIED UNANIMOUSLY

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

- (a) **Development Variance Permit Application – 150 West Second Street (Quay View Apartment Building) – File: 3358-03 2W 150 DVP No. 124**

Report: Development Planner, Development Services
April 12, 2000

Moved by Councillor Fearnley, seconded by Councillor Perrault

PURSUANT to the report of the Development Planner, dated April 12, 2000, entitled “Development Variance Permit Application – 150 West Second Street (Quay View Apartment Building)”:

THAT the following motion be defeated:

“**THAT** Development Variance Permit No. 124 be considered for issuance under Section 922 of the Municipal Act;

AND THAT the Public Meeting be waived”.

Moved by Councillor Braithwaite, seconded by Councillor Bell

THAT Mr. Rick Mowles, Executive Director of the North Shore Association for the Mentally Handicapped, be heard.

CARRIED UNANIMOUSLY

Mr. Mowles responded to questions from members of Council.

The main motion was then put and **DEFEATED.**

4. (b) **Children and Youth Initiatives Fund Grant Application – Youth Week 2000 – File: 4230-17-08-04**

Report: Youth Development Worker, Development Services
April 19, 2000

Moved by Councillor Keating, seconded by Councillor Perrault

PURSUANT to the report of the Youth Development Worker, dated April 19, 2000, entitled “Children and Youth Initiatives Fund Grant Application – Youth Week 2000”:

THAT Seymour Area Youth Services Society be granted \$500 from the Children and Youth Initiatives Fund for the “Waves Roll-in Eco Festival”.

CARRIED UNANIMOUSLY

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

Report: Deputy Director of Finance, April 26, 2000

Moved by Councillor Perrault, seconded by Councillor Fearnley

PURSUANT to the report of the Deputy Director of Finance, dated April 26, 2000, 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, 2000 in Waterfront Park;

AND THAT a special one-time Council Special Events grant of \$500 be provided to the Canada Day Committee to support Millennium celebration activities.

CARRIED UNANIMOUSLY

(d) **Environmental Clean-Up – City Works Yard – File: 1065-04-01**

Report: Manager, Parks and Environment, April 26, 2000

Moved by Councillor Bell, seconded by Councillor Keating

PURSUANT to the report of the Manager, Parks and Environment, dated April 26, 2000, entitled “Environmental Clean-Up – City Works Yard”:

THAT \$10,000 be made available from the Environmental Operations Reserve Fund to undertake additional water and soils testing at the City Works Yard.

CARRIED UNANIMOUSLY

4. (e) **Zoning Bylaw Compliance Issue (120-124 West 17th Street)**
File: 3345-10 17W 120-124

Report: City Planner, Development Services, April 19, 2000

Moved by Councillor Fearnley, seconded by Councillor Braithwaite

PURSUANT to the report of the City Planner, dated April 19, 2000, entitled "Zoning Bylaw Compliance Issue (120-124 West 17th Street)":

THAT the owners of 120-124 West 17th Street be directed either to apply to rezone the subject property to legalize two additional suites (or sleeping rooms), or to remove the sleeping rooms and to restore the top floor areas in question to the originally approved storage and recreation areas.

CARRIED UNANIMOUSLY

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

Report: Property Use Inspector, Development Services,
April 26, 2000

Moved by Councillor Perrault, seconded by Councillor Fearnley

PURSUANT to the report of the Property Use Inspector, dated April 26, 2000, entitled "Pawnbrokers and Secondhand Dealers";

WHEREAS concerns from the community have been expressed regarding the type of activity associated with businesses involved the sale of Secondhand Articles;

THEREFORE BE IT RESOLVED THAT staff be directed not to accept or process any applications for a business license to operate a business involved in the sale of Secondhand Articles as defined in the "City of North Vancouver Business License Bylaw, 1973, No. 4513", until such time that Council adopts amendments to the Business License and Zoning Bylaws to further regulate the sale of Secondhand Articles in the City of North Vancouver.

CARRIED UNANIMOUSLY

4. (h) Anti-Fencing Code Working Group – File: 3045-04-19

Report: Administrative Manager, Development Services
April 26, 2000

Moved by Councillor Keating, seconded by Councillor Fearnley

PURSUANT to the report of the Administrative Manager, dated April 26, 2000, entitled “Anti-Fencing Code Working Group”:

WHEREAS Council has expressed concerns about the Provincial Regulations pertaining to pawnbrokers and secondhand dealers;

THEREFORE BE IT RESOLVED THAT Councillor B.W. Perrault and Lisa Zwarn, Administrative Manager, be appointed by the City of North Vancouver to participate in the Anti-Fencing Code Working Group.

CARRIED UNANIMOUSLY

**(i) Rezoning Application: 257 West 18th Street – Sniezek
File: 3400-05 18W 257**

Report: City Planner, Development Services, April 25, 2000

Moved by Councillor Braithwaite, seconded by Councillor Keating

PURSUANT to the report of the City Planner, dated April 25, 2000, entitled “Rezoning Application: 257 West 18th Street – Sniezek”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7244” (Sniezek – 257 West 18th Street) be considered and that a public hearing be waived consistent with the provision of the Municipal Act.

**(j) Westview Interchange South Area Rezoning
File: 3380-02 W1-01**

Report: Development Planner, Development Services
April 5, 2000

Moved by Councillor Fearnley, seconded by Councillor Perrault

PURSUANT to the report of the Development Planner, dated April 5, 2000, entitled “Westview Interchange South Area Rezoning”:

1. Need to identify and respond to environmental concerns in relation to the Mosquito Creek ravine system;

Continued...

4. (j) **Westview Interchange South Area Rezoning**
File: 3380-02 W1-01 - Continued

Report: Development Planner, Development Services
April 5, 2000

2. Need for a plan showing the gazetted road allowances encompassing the entire area surrounding the interchange as well as jurisdictional boundaries;
3. Clarification of magnitude of Highway 1 noise and level of sound attenuating measures required;
4. Resolution of the future of the “orphaned” Ministry of Transportation and Highways properties immediately east of Westview Drive between West 24th Street and the lane north of West 22nd Street;
5. Resolution of Westview area maintenance issues referenced in the Deputy City Engineer’s correspondence of October 14, 1999; and
6. Resolution of completion of landscaping issues.

AND THAT the application and the correspondence from P. MacKay dated May 1, 2000, be referred to the Advisory Planning Commission and Environmental Protection Program Committee before bylaw is submitted for consideration.

CARRIED UNANIMOUSLY

(k) **Signage Development Variance Permit Application: 214-236**
West Esplanade/60 Semisch/Chez Michel/DVP No. 126
- File: 3358-03 ESPL W 214-236 DVP No. 126

Report: Development Planner, Development Services
April 26, 2000

Moved by Councillor Keating, seconded by Councillor Fearnley

PURSUANT to the report of the Development Planner, dated April 26, 2000, entitled “Signage Development Variance Permit Application: 214-236 West Esplanade/60 Semisch/Chez Michel/DVP No. 126”:

THAT Development Variance Permit No. 126 (Chez Michel, 214-236 West Esplanade/60 Semisch Ave.) be considered for issuance pursuant to Section 922 of the Municipal Act on May 15, 2000;

AND THAT the Public Meeting requirement be waived.

CARRIED UNANIMOUSLY

6. **BYLAWS**

(a) **Reconsideration and Final Adoption**

Nil

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

Moved by Councillor Fearnley, seconded by Councillor Perrault that

- (i) "Land Use Contract Bylaw, No. 5, 1972, Repeal Bylaw, 2000, No. 7243" (Capilano Mall)

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

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Perrault

THAT the said Bylaw No. 7243 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Perrault

THAT the said Bylaw No. 7243 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

(c) **Second and Third Readings**

Councillor Bell left the meeting because he was not in attendance at the Public Hearing held on April 17, 2000.

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7228" (Foad Rafii, Rafii Architects Inc., 121 East 12th Street, CD-401)

Moved by Councillor Braithwaite, seconded by Councillor Keating

THAT the following resolution of April 17, 2000 be **rescinded**:

"THAT Bylaw No. 7228 be read a third time in short form and passed subject to reconsideration."

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

Continued...

6. (c) Second and Third Readings - Continued

Moved by Councillor Braithwaite, seconded by Councillor Keating

THAT Second Reading of “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7228” (Foad Rafii, Rafii Architects Inc., 121 East 12th Street, CD-401) be amended by striking out the following clauses:

3(b)(4)(b),
3(b)(4)(c), and
3(b)(4)(d)

and replacing them with the following:

- 3(b)(4)(b) 3.048 metres (10 feet) from the rear lot line, except portions of the Principal Building used for parking may be sited 0.6096 metres (2 feet) from the rear lot line;
- 3(b)(4)(c) 1.524 metres (5 feet) from the east interior lot line, except portions of the Principal Building used for parking may be sited 0 metres (0 feet) from the east interior side lot line;
- 3(b)(4)(d) 0.6096 metres (2 feet) from the west interior lot line, except portions of the Principal Building used for parking may be sited 0 metres (0 feet) from the west interior lot line.

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

Moved by Councillor Braithwaite, seconded by Councillor Keating

THAT Bylaw No. 7228, as amended, be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

Councillor Bell returned to the meeting.

6. (d) Introduction And First Reading Only

Moved by Councillor Braithwaite, seconded by Councillor Keating that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7244" (Laura Sniezek/257 West 18th Street, RT-1)

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

7. COUNCIL INQUIRIES (Questions of Council Members)

Recess - Public Question Period

Mayor Sharp declared a recess at 9:46 p.m., and reconvened at 9:49 p.m.

10. ADJOURNMENT

Moved by Councillor Perrault, seconded by Councillor Bell

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:51 p.m.