



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, APRIL 22, 2002 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 Manager
B.A. Hawkshaw, City Clerk
S.E. Dowey, Deputy City Clerk
T. Christie, Director of Finance
J. Laughlin, City Engineer
R.H. White, City Planner
D. Hutch, Park Design Technician
F.A. Smith, Director, Community Development
C. Kathler, Social Planner
R. Inglis, Director, North Vancouver Museum & Archives

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

Moved by Councillor Perrault, seconded by Councillor Bell

THAT the meeting recess to the Workshop regarding “New Museum and Sub-Sea Attraction – Strategic and Business Plan” scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m., and reconvened at 7:07 p.m., with the same personnel present and with the addition of *Councillor Keating and *Councillor Mussatto.

1. ADOPTION OF MINUTES

Moved by Councillor Braithwaite, seconded by Mayor Sharp

THAT the Minutes of the Regular Council Meeting of April 15, 2002 be adopted as circulated.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Sharp read the following Proclamations:

“ARMENIAN MEMORIAL DAY”, APRIL 24, 2002

“DAY OF MOURNING”, APRIL 28, 2002

“NORTH VANCOUVER SPRING CLEAN-UP DAY”, APRIL 28, 2002

“NATIONAL VOLUNTEER WEEK”, APRIL 21 - 27, 2002

“EMERGENCY PREPAREDNESS WEEK”, MAY 6 - 12, 2002

“BIG SISTERS MONTH”, MAY 2002

“CHILD CARE MONTH”, MAY 2002

6. BYLAWS

(a) Reconsideration and Final Adoption

Moved by Councillor Mussatto, seconded by Councillor Braithwaite that

- (i) “City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288, Amendment Bylaw, 2002, No. 7393” (350 East 2nd Street, The Corporation of the City of North Vancouver - Lands Division)
- (ii) “Heritage Designation Bylaw, 2002, No. 7394” (Alfred St. George Hamersley House, 350 East 2nd Street, The Corporation of the City of North Vancouver - Lands Division)
- (iii) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7395” (Derek Porter/Charles Moorhead Architect, 350 East 2nd Street, CD-427)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

THAT the said Bylaws Nos. 7393, 7394 and 7395 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 Mussatto, seconded by Councillor Bell

THAT the City Engineer be requested to retain the existing wooden curbing along East 2nd Street in front of Hamersley House.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating
Councillor Bell
Mayor Sharp

Voting against: Councillor Braithwaite
Councillor Fearnley
Councillor Perrault

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

Moved by Councillor Braithwaite, seconded by Councillor Keating that

- (iv) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7396" (Bodwell High School/Killick, Metz, Bowen, Rose, Architects, Lot 40, Harbourside Drive, CD-428)

be deleted from the agenda.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (v) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7405" (Clearwater Development Corporation (CDC)/F. Adab Architects Inc., 903/917 Tobruck Avenue, CD-429)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the said Bylaw No. 7405 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 Keating, seconded by Councillor Braithwaite that

(vi) "Tax Rates Bylaw, 2002, No. 7410"

be reconsidered.

CARRIED

Councillor Perrault and Councillor Fearnley are recorded as voting contrary to the motion.

Moved by Councillor Keating, seconded by Councillor Braithwaite

THAT the said Bylaw No. 7410 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating
Councillor Braithwaite
Councillor Bell
Mayor Sharp

Voting against: Councillor Perrault
Councillor Fearnley

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

2. DELEGATIONS

(a) Ms. Ann Barclay, Seniors' Chorfest 2003 Committee

Re: Request for Financial Assistance – File: 1670-03-01

Ms. Ann Barclay, representing the Seniors' Chorfest 2003 Planning Committee, advised that the May 7 – 9, 2003 Chorfest is scheduled to be held on the North Shore and in order to keep the cost of individual registrations within reach of seniors' pocketbooks is requesting a grant in the amount of \$1,000. from the City of North Vancouver.

Ms. Barclay advised that it is anticipated that there will be 300 participants for the three days of workshops with the final concert scheduled to be held at Centennial Theatre.

Ms. Barclay then responded to questions from members of Council.

3. **CORRESPONDENCE**

(a) **Ms. Betty Downing, Chair, Seniors' Chorfest 2003 Committee, March 20, 2002**

Re: Request for Financial Assistance - File: 1670-03-01

Moved by Councillor Perrault, seconded by Councillor Braithwaite

PURSUANT to the correspondence dated March 20, 2002, received from Ms. Betty Downing, Chair, Seniors' Chorfest 2003 Committee, regarding "Request for Financial Assistance":

THAT \$1,000. be provided for financial assistance to the Seniors' Chorfest 2003 Planning Committee for the Seniors' Chorfest scheduled to be held May 7 – 9, 2003 in North Vancouver;

AND THAT the funding be taken from the General Contingency Account;

AND THAT staff be requested to develop a policy and report back to Council to establish a Community Events Grant Program to be juried by staff and the Chair of the Arts & Culture Commission of North Vancouver, Grants Committee.

The vote upon the recommendations was taken separately, as follows:

PURSUANT to the correspondence dated March 20, 2002, received from Ms. Betty Downing, Chair, Seniors' Chorfest 2003 Committee, regarding "Request for Financial Assistance":

THAT \$1,000. be provided for financial assistance to the Seniors' Chorfest 2003 Planning Committee for the Seniors' Chorfest scheduled to be held May 7 – 9, 2003 in North Vancouver;

AND THAT the funding be taken from the General Contingency Account.

CARRIED UNANIMOUSLY

AND THAT staff be requested to develop a policy and report back to Council to establish a Community Events Grant Program to be juried by staff and the Chair of the Arts & Culture Commission of North Vancouver, Grants Committee.

CARRIED UNANIMOUSLY

2. DELEGATIONS - Continued

(b) Ms. Ingrid Rice, North Vancouver

Re: Sidewalk installed on East 20th Street - File: 3370-04-04

Ms. Ingrid Rice, North Vancouver, referred to the local improvement for the construction of a sidewalk in the 500 Block of East 20th Street.

Ms. Rice expressed her concerns about the local improvement process as to who actually benefits and the method of charging costs to corner lots with regards to the construction of this sidewalk.

Ms. Rice requested that the City's "Local Improvement Bylaw, 1991, No. 6194" be amended so that corner lots are not financially penalized in future sidewalk construction projects.

Ms. Rice then responded to questions from members of Council.

3. CORRESPONDENCE - Continued

(b) Ms. Ingrid Rice, North Vancouver, March 27, 2002

Re: Sidewalk installed on East 20th Street - File: 3370-04-04

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the correspondence dated March 27, 2002, received from Ms. Ingrid Rice, regarding "Sidewalk installed on East 20th Street ", be referred to staff for comments on the current "Local Improvement Bylaw, 1991, No. 6194" and on Page 3 of the said correspondence, where Ms. Rice proposes changes to the bylaw.

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

THAT Ms. Rice be heard at this time.

CARRIED UNANIMOUSLY

Ms. Rice referred to the March 18, 2002 correspondence regarding the Court of Revision from the Director of Finance and advised that she understood the intent of this correspondence.

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

3. (c) **Mayor Jerry Oglow, Armstrong, B.C., April 2, 2002**

Re: Softwood Lumber Dispute - File: 3520-01

Requested by Mayor Barbara A. Sharp

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the correspondence dated April 2, 2002, received from Mayor Jerry Oglow, Armstrong, B.C., regarding "Softwood Lumber Dispute" be referred to staff for comment.

CARRIED UNANIMOUSLY

(d) **Pacific Business & Law Institute Conference, April 12, 2002**

Re: A Conference on "Consultation - After the *Taku River Tlingit* and *Haida* Decisions", May 1, 2002, The Westin Bayshore Hotel, Vancouver, B.C. - File: 1840-02-01

Requested by Mayor Barbara A. Sharp

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT Council Members be authorized to attend the "Consultation - After the *Taku River Tlingit* and *Haida* Decisions", conference, being held May 1, 2002, at The Westin Bayshore Hotel, Vancouver;

AND THAT the costs be paid in accordance with City Policy;

AND THAT the funds be provided from the 2002 Legislative Conference Account.

CARRIED UNANIMOUSLY

3. (e) **Pacific Business & Law Institute Conference, April 5, 2002**

Re: A Conference on "Aboriginal Rights to Water, Water Resources and the Seabed", May 2 & 3, 2002, The Westin Bayshore Hotel, Vancouver, B.C. - File: 1840-02-01

Requested by Mayor Barbara A. Sharp

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT Council Members be authorized to attend the conference on "Aboriginal Rights to Water, Water Resources and the Seabed", being held May 2 & 3, 2002, at The Westin Bayshore Hotel, Vancouver, B.C.;

AND THAT the costs be paid in accordance with City Policy;

AND THAT the funds be provided from the 2002 Legislative Conference Account.

CARRIED UNANIMOUSLY

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

(a) **Mahon Park Natural Area Rehabilitation and Management Plan - Public Consultation - File: 4305-03-M1-09**

Report: Park Design Technician, April 11, 2002

Councillor Keating left the meeting.

Mr. Dave Hutch, Park Design Technician, gave a PowerPoint presentation on the Mahon Park Natural Area Rehabilitation and Management Plan.

Councillor Keating returned to the meeting.

Mr. Hutch then responded to questions from members of Council.

Councillor Braithwaite briefly left and returned to the meeting.

Moved by Councillor Mussatto, seconded by Councillor Bell

PURSUANT to the report of the Park Design Technician dated April 11, 2002, entitled "Mahon Park Natural Area Rehabilitation and Management Plan - Public Consultant":

THAT the Public Consultation Program for the rehabilitation and management of the natural areas of Mahon Park be endorsed.

CARRIED UNANIMOUSLY

4. (b) **North Vancouver Recreation Commission (NVRC) Bylaw Update - File: 4410-07**

Report: Director of Finance, April 17, 2002

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Director of Finance, dated April 17, 2002, entitled "North Vancouver Recreation Commission (NVRC) Bylaw Update":

THAT City Council approve the recommendation from the North Vancouver Recreation Commission to re-engage David Hughes and Associates prior to the proposed joint meeting to identify issues and facilitate resolution of the drafting of the bylaw with respect to:

- (a) cost sharing;
- (b) facility management;

subject to approval of the North Vancouver Recreation Commission resolution by the District of North Vancouver and agreement by the District of North Vancouver to cost share 70% of the consultant's cost;

AND THAT the City cost share 30% of the consultant's cost.

CARRIED UNANIMOUSLY

(c) **City Special Projects Fund - Museum - File: 1085-03-N5-01**

Report: Director, North Vancouver Museum and Archives,
April 17, 2002

Moved by Councillor Keating, seconded by Councillor Perrault

PURSUANT to the report of the Director, North Vancouver Museum and Archives, dated April 17, 2002, entitled "City Special Projects Fund - Museum":

THAT the consolidation of two small Museum funds - the Special Projects Fund and the Museum Building Fund, representing \$3,193.88 and \$2,200.00 respectively, into a single fund, the "City Special Projects Fund - Museum", be approved;

AND THAT the use of this new fund be at the discretion of the North Vancouver Museum and Archives Commission;

Continued....

4. (c) **City Special Projects Fund - Museum - File: 1085-03-N5-01
- Continued**

AND THAT the sum of \$13,484. be transferred into the “City Special Projects Fund - Museum” funding approved by City Council for ‘New Items’ in the Museum and Archives Budget 2002, but not matched by the District of North Vancouver;

AND THAT the North Vancouver Museum and Archives Commission only direct funds in the “City Special Projects Fund - Museum” towards projects taking place within the boundaries of the City of North Vancouver, which will primarily serve the interests of the citizens of the City of North Vancouver.

The vote upon the recommendations was taken separately, as follows:

PURSUANT to the report of the Director, North Vancouver Museum and Archives, dated April 17, 2002, entitled “City Special Projects Fund - Museum”:

THAT the consolidation of two small Museum funds - the Special Projects Fund and the Museum Building Fund, representing \$3,193.88 and \$2,200.00 respectively, into a single fund, the “City Special Projects Fund - Museum”, be approved;

AND THAT the use of this new fund be at the discretion of the North Vancouver Museum and Archives Commission;

AND THAT the North Vancouver Museum and Archives Commission only direct funds in the “City Special Projects Fund - Museum” towards projects taking place within the boundaries of the City of North Vancouver, which will primarily serve the interests of the citizens of the City of North Vancouver.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Keating

THAT the following recommendation be referred to staff for a report on the change in funding:

“**PURSUANT** to the report of the Director, North Vancouver Museum and Archives, dated April 17, 2002, entitled “City Special Projects Fund - Museum”:

THAT the sum of \$13,484. be transferred into the “City Special Projects Fund - Museum”, funding approved by City Council for ‘New Items’ in the Museum and Archives Budget 2002, but not matched by the District of North Vancouver.”

CARRIED UNANIMOUSLY

Mayor Sharp recessed the meeting at 9:29 p.m.

The meeting reconvened at 9:36 p.m., with the same personnel present.

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

(d) Affordable Housing - City Priorities - File: 3365-05-04

Report: Social Planner, Community Development,
April 16, 2002

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Social Planner, dated April 16, 2002, entitled "Affordable Housing - City Priorities":

THAT the 2002-2003 affordable housing priorities for the City are:

1. Advocacy to ensure adequate capital and operating funding of the permanent North Shore Emergency Shelter project and the second-stage/supportive housing component;
2. Development of options for initiating a non-market rental housing project during 2002, including purchase of an existing rental apartment building, which would be operated by others;
3. Definition of alternatives which will replace the rental housing currently on Block 62;

AND THAT staff report back on proposed work plans for priorities No. 2 and No. 3;

AND THAT staff report back with options to increase funds for affordable rental housing through fees required when purpose-built rental housing is redeveloped;

AND THAT the Minister Responsible for Homelessness, the Honourable Claudette Bradshaw and Federal Housing Minister John Manley, BC Premier Gordon Campbell and the Honourable George Abbott, Provincial Minister responsible for Housing, be advised that the City of North Vancouver is committed to partnering with Federal and/or Provincial housing programs to address homelessness and supportive housing needs, and is prepared to offset municipal fees, and provide leased sites and density bonuses to increase project viability.

Continued....

4. (d) Affordable Housing - City Priorities - File: 3365-05-04 - Continued

The vote upon the recommendations was taken separately, as follows:

PURSUANT to the report of the Social Planner, dated April 16, 2002, entitled "Affordable Housing - City Priorities":

THAT the 2002-2003 affordable housing priorities for the City are:

1. Advocacy to ensure adequate capital and operating funding of the permanent North Shore Emergency Shelter project and the second-stage/supportive housing component;

AND THAT staff report back with options to increase funds for affordable rental housing through fees required when purpose-built rental housing is redeveloped.

CARRIED UNANIMOUSLY

The vote upon the following recommendation:

PURSUANT to the report of the Social Planner, dated April 16, 2002, entitled "Affordable Housing - City Priorities":

THAT the 2002-2003 affordable housing priorities for the City are:

2. Development of options for initiating a non-market rental housing project during 2002, including purchase of an existing rental apartment building, which would be operated by others.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

The vote upon the following recommendation:

PURSUANT to the report of the Social Planner, dated April 16, 2002, entitled "Affordable Housing - City Priorities":

THAT the 2002-2003 affordable housing priorities for the City are:

3. Definition of alternatives which will replace the rental housing currently on Block 62.

CARRIED

Councillor Fearnley and Councillor Perrault are recorded as voting contrary to the motion.

Continued....

4. (d) Affordable Housing - City Priorities - File: 3365-05-04 - Continued

The vote upon the following recommendation:

AND THAT staff report back on proposed work plans for priorities No. 2 and No. 3.

CARRIED

The vote upon the following recommendation:

AND THAT the Minister Responsible for Homelessness, the Honourable Claudette Bradshaw and Federal Housing Minister John Manley, BC Premier Gordon Campbell and the Honourable George Abbott, Provincial Minister responsible for Housing, be advised that the City of North Vancouver is committed to partnering with Federal and/or Provincial housing programs to address homelessness and supportive housing needs, and is prepared to offset municipal fees, and provide leased sites and density bonuses to increase project viability.

CARRIED UNANIMOUSLY

The motion now reads as follows, in its entirety:

“PURSUANT to the report of the Social Planner, dated April 16, 2002, entitled “Affordable Housing - City Priorities”:

THAT the 2002-2003 affordable housing priorities for the City are:

1. Advocacy to ensure adequate capital and operating funding of the permanent North Shore Emergency Shelter project and the second-stage/supportive housing component;
2. Development of options for initiating a non-market rental housing project during 2002, including purchase of an existing rental apartment building, which would be operated by others;
3. Definition of alternatives which will replace the rental housing currently on Block 62;

AND THAT staff report back on proposed work plans for priorities No. 2 and No. 3;

AND THAT staff report back with options to increase funds for affordable rental housing through fees required when purpose-built rental housing is redeveloped;

Continued....

4. (d) **Affordable Housing - City Priorities - File: 3365-05-04 - Continued**

AND THAT the Minister Responsible for Homelessness, the Honourable Claudette Bradshaw and Federal Housing Minister John Manley, BC Premier Gordon Campbell and the Honourable George Abbott, Provincial Minister responsible for Housing, be advised that the City of North Vancouver is committed to partnering with Federal and/or Provincial housing programs to address homelessness and supportive housing needs, and is prepared to offset municipal fees, and provide leased sites and density bonuses to increase project viability.”

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT Items 4. (i) and 6. (d) (ii) on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

Mayor Sharp left the meeting because of a possible bias (conflict of interest) regarding Items 4. (i) and 6. (d) (ii) on the agenda, as she is a non-voting member of The Royal Canadian Legion.

Councillor Bell took over the Chair as Acting Mayor.

(i) **Royal Canadian Legion, Zoning Amendment/Removal of Covenant on Sales Restrictions - File: 3400-05 15 West 123**

Report: Director, Community Development, April 18, 2002

Moved by Councillor Mussatto, seconded by Councillor Perrault

PURSUANT to the report of the Director, Community Development, dated April 18, 2002, entitled "Royal Canadian Legion, Zoning Amendment/Removal of Covenant on Sales Restrictions:

THAT the “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7416” (Text Amendment to CD-373, Royal Canadian Legion, 123 West 15th Street), attached to the report of the Director, Community Development dated April 18, 2002 be considered and referred to a Public Hearing;

AND THAT the necessary documentation be prepared in order to remove the restrictive covenant currently registered on title of the Legion property;

AND THAT Canada Mortgage and Housing Corporation be requested to provide written confirmation that should the City proceed with these actions The Royal Canadian Legion, Branch 118, will be secure in its occupancy of Strata Lots 1 and 2 for a significant period of time.

Continued....

4. (i) **Royal Canadian Legion, Zoning Amendment/Removal of Covenant on Sales Restrictions - File: 3400-05 15 West 123 - Continued**

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT Mr. Donald Livingstone, Finlay Livingstone Bancroft, Barristers and Solicitors for The Royal Canadian Legion, Branch 118, be heard at this time.

CARRIED UNANIMOUSLY

Mr. Livingstone advised that written confirmation has not been received from the Canada Mortgage and Housing Corporation. Mr. Livingstone further advised that he has not been involved in any meetings with the Canada Mortgage and Housing Corporation.

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Mr. James Clark, Director of The Royal Canadian Legion, Branch 118, be heard at this time.

CARRIED UNANIMOUSLY

Mr. Clark advised that he has been involved in meetings with The Royal Canadian Legion, Branch 118 and Canada Mortgage and Housing Corporation and responded to questions from members of Council.

Moved by Councillor Fearnley, seconded by Councillor Keating

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., if necessary.

CARRIED UNANIMOUSLY

The vote upon the original motion was then **CARRIED UNANIMOUSLY**.

6. **BYLAWS - Continued**

(d) **Introduction And First Reading Only**

Moved by Councillor Mussatto, seconded by Councillor Perrault that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7416" (Text Amendment to CD-373, Royal Canadian Legion, 123 West 15th Street)

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

Councillor Keating left the meeting.

Mayor Sharp returned to the meeting and resumed the Chair.

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

(e) **Council Appointments to the Children and Youth Initiatives Special Projects Grant Committee - File: 4230-17-04**

Report: Youth Development Worker, Community Development, April 11, 2002

Moved by Councillor Perrault, seconded by Councillor Braithwaite

PURSUANT to the report of the Youth Development Worker, dated April 11, 2002, entitled "Council Appointment to the Children and Youth Initiatives Special Projects Grant Committee":

THAT the following two Council Members, Councillor D.R. Mussatto and Councillor B.W. Perrault, be appointed to the City of North Vancouver Children and Youth Initiatives Special Projects Grant Committee;

AND THAT the North Vancouver School Board (School District No. 44), be invited to appoint one City School Trustee to be a member of the Children and Youth Initiatives Special Project Grant Committee to review the grant applications submitted for the year 2002.

CARRIED UNANIMOUSLY

Councillor Keating returned to the meeting.

4. (f) **Development Variance Permit - Sign Variance - Carson
Graham School - File: 3358-03-02 JONES 2145 DVP #155**

Report: Planning Technician, Community Development,
April 15, 2002

Moved by Councillor Fearnley, seconded by Councillor Perrault

PURSUANT to the report of the Planning Technician, dated April 15, 2002, entitled "Development Variance Permit - Sign Variance - Carson Graham School":

THAT Development Variance Permit No. 155 attached to the April 15, 2002 report of the Planning Technician be considered for issuance under Section 922 of the Local Government Act;

AND THAT notification be circulated in accordance with Section 922 of the Local Government Act and a Public Meeting be scheduled;

AND THAT the \$500. application fee be waived.

CARRIED UNANIMOUSLY

(g) **On and Off Street Parking at 150 West 2nd Street
File: 3345-02 02 W 150**

Report: City Planner, Community Development, April 2, 2002

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the City Planner, dated April 2, 2002, entitled "On and Off Street Parking at 150 West 2nd Street":

THAT the subject report be received and filed and that staff be directed to monitor the availability of on-street parking in the 100 Block West 2nd Street.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

4. (h) **Rezoning Application Site 5 - 144 to 170 West Esplanade and 161 West 1st Street (Grosvenor/Fairmont/Buttjes Architecture Inc./Paul Merrick Architects) - File: 3400-05 Espl 144-170 W**

Report: Development Planner, April 17, 2002

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Development Planner dated April 17, 2002, entitled "Rezoning Application Site 5 - 144 to 170 West Esplanade and 161 West 1st Street (Grosvenor/Fairmont/Buttjes Architecture Inc./Paul Merrick Architects)":

THAT the "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7411" (Grosvenor/Fairmont/Buttjes Architecture Inc./Paul Merrick Architects, 144 to 170 West Esplanade and 161 West 1st Street, CD-430), be considered and referred to a Public Hearing.

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion.

6. **BYLAWS - Continued**

(d) **Introduction And First Reading Only - Continued**

Moved by Councillor Bell, seconded by Councillor Keating that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7411" (Grosvenor/Fairmont/Buttjes Architecture Inc./Paul Merrick Architects, 144 to 170 West Esplanade and 161 West 1st Street, CD-430)

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 Braithwaite is recorded as voting contrary to the motion.

5. **MOTIONS AND NOTICES OF MOTION**

(a) **Right of Commercial Businesses and Corporations to Vote in Municipal Elections – File: 3035-01**

Submitted by Councillor B.W. Perrault

Moved by Councillor Perrault, seconded by Councillor Mussatto

WHEREAS commercial businesses and corporations contribute substantial tax dollars to the economy of a city or municipality;

AND WHEREAS local businesses as well as paying property taxes are required to pay an annual business license fee;

AND WHEREAS decisions regarding expenditures and tax rates impact substantially on the success or failure of local businesses;

AND WHEREAS the presence of small and large businesses provide jobs for local citizens;

AND WHEREAS well run businesses that cater to local needs of citizens as well as visitors are a destination point that help local economies survive;

AND WHEREAS a former Provincial Government eliminated the right of commercial businesses and corporations to vote in the municipal elections in the communities where they do business;

THEREFORE BE IT RESOLVED THAT the City of North Vancouver urge the present Provincial Government of British Columbia to review and reform the Local Government Act to give local owners of businesses the right to vote in the community in which their business exists, providing that they are a qualified elector under Sections 49-58 of the Local Government Act;

AND FURTHER BE IT RESOLVED THAT this motion be forwarded to the Premier of British Columbia, the M.L.A.'s who serve the North Shore and that it be circulated to municipalities throughout British Columbia and the Union of British Columbia Municipalities.

Moved by Councillor Bell, seconded by Mayor Sharp

THAT consideration of the motion be deferred to staff for a report on the historical background regarding businesses being allowed to vote.

DEFEATED

Continued....

Moved by Councillor Perrault, seconded by Councillor Bell

THAT the requirements of the Procedure Bylaw to terminate the meeting at 11:00 P.M., be waived, and the meeting continue until Items 5.(a) and (b) on the agenda have been concluded.

CARRIED UNANIMOUSLY

5. (a) Right of Commercial Businesses and Corporations to Vote in Municipal Elections – File: 3035-01 - Continued

A recorded vote was taken on the original motion regarding Item 5.(a).

Voting in favour: Councillor Perrault
Councillor Fearnley
Councillor Mussatto

Voting against: Councillor Keating
Councillor Braithwaite
Councillor Bell
Mayor Sharp

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

(b) Strobe Lighting at the AutoMall – File: 3400-05 FELL 02
Submitted by Councillor Wm. J. Bell

Moved by Councillor Bell, seconded by Councillor Perrault

WHEREAS there are bright and obnoxious strobe lights placed on the Auto Mall site;

AND WHEREAS these strobe lights create needless light pollution;

THEREFORE BE IT RESOLVED THAT staff prepare a report on how the City can force the removal of these strobe lights and bring back a policy on light pollution.

CARRIED UNANIMOUSLY

10. ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:04 p.m.