



**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, NOVEMBER 4, 2002**  
**AT 6:00 P.M.****

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**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  
F.A. Smith, Director, Community Development  
F. Caouette, Manager, Special Projects  
R.H. White, City Planner  
R. Spencer, Development Planner  
S. Smith, Planner  
G. Penway, Development Planner  
J. Laughlin, City Engineer  
R. Inglis, Director, N.V. Museum & Archives  
K. Russell, Planner  
D. Pope, Manager, Parks & Environment  
I. Gordon, Deputy Director of Finance  
M. Hunter, Environmental Coordinator  
D. Hutch, Landscape Architect, Engineering  
Department

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

**1. ADOPTION OF MINUTES**

Moved by Councillor Keating, seconded by Councillor Bell

**THAT** the Minutes of the Regular Council Meeting of October 28, 2002,  
2002 be adopted as circulated.

**CARRIED UNANIMOUSLY**

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

##### **(a) Shipyards Public Realm Concept Plans File: 3400-05 Public Realm**

Report: City Engineer and Development, Planner, Community  
Development, October 30, 2002

Mr. Gary Penway, Development Planner, gave a brief introduction of the Shipyards Public Realm Concept Plans.

Mr. Peter Kreuck, Landscape Architect, Durante Kreuk Ltd., representing the Development Team introduced Mr. Kerry Kukucha and Mr. Al Hathaway, Pinnacle International, and Mr. Bill Pechet, Public Art Coordinator, Pechet & Robb. Mr. Kreuck gave a slide show of “The Pier – Public Realm – Overall Site Plans”, as follows:

- Site Access
- Internal Roads
- Shipyards Plaza
- Pier A
- Pier B
- Craneway Plaza
- Boatways Basin
- Wallace Yard
- Burrard Drydock Plaza
- Shipyards Portal
- St. George’s Promenade.

Messrs. Kreuck and Kukucha then responded to questions from members of Council.

Moved by Councillor Keating, seconded by Councillor Perrault

**PURSUANT** to the report of the City Engineer and Development Planner, dated October 30, 2002, entitled “Shipyards Public Realm Concept Plans”:

**THAT** the City Engineer and staff be requested to proceed with the further refinement of the Shipyards Public Realm Plans based upon the Shipyard Public Realm Concept Plans attached to the October 30, 2002 report.

**CARRIED UNANIMOUSLY**

## **PROCLAMATIONS**

Mayor Sharp read the following Proclamations:

### **“VETERANS WEEK”, November 5 to 11, 2002**

Mayor Sharp then presented The Royal Canadian Legion Branch No. 118 Colour Party, with a framed copy of the “Veterans Week” Proclamation.

### **“WHITE RIBBON WEEK”, November 25 to December 6, 2002**

Moved by Councillor Keating, seconded by Councillor Bell

**THAT** Items 3. (a) and 3. (b) on the agenda be brought forward for consideration at this time.

**CARRIED UNANIMOUSLY**

## **3. CORRESPONDENCE**

**(a) Mr. Bob Olsen, Executive Director, White Ribbon Campaign, Toronto, October 31, 2002**

Re: Support of the White Ribbon Campaign - File: 1670-03-01

*Requested by Mayor Barbara A. Sharp*

Moved by Councillor Keating, seconded by Councillor Perrault

**PURSUANT** to the correspondence dated October 31, 2002 received from Mr. Bob Olsen, Executive Director, White Ribbon Campaign, Toronto, regarding “Support of the White Ribbon Campaign”:

**THAT** the City of North Vancouver contribute \$500. to the White Ribbon Campaign;

**AND THAT** the funds be taken from the General Contingency Account.

**CARRIED UNANIMOUSLY**

3. (b) **D.C. Haggard, President, Industrial Wood & Allied Workers of Canada (IWA), October 21, 2002**

Re: Softwood Lumber Dispute - File: 3520-01

*Requested by Mayor Barbara A. Sharp*

Moved by Councillor Keating, seconded by Councillor Perrault

**PURSUANT** to the correspondence dated October 21, 2002 received from D.C. Haggard, President, Industrial Wood & Allied Workers of Canada (IWA) regarding "Softwood Lumber Dispute":

**THAT** Mayor Sharp write to Herb Dhaliwal, Minister of Natural Resources, John Manley, Deputy Prime Minister, Minister of Finance and Minister of Infrastructure, Premier Gordon Campbell, and the Council of Forest Industries encouraging that pension bridge funding be approved for workers affected by the tariffs against Canadian softwood.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Bell

**THAT** Items 4. \*(b), \*(c), \*(d), \*(e), \*(f), \*(g) and \*(h) on the Consent Agenda be brought forward for consideration at this time.

**CARRIED UNANIMOUSLY**

\*Councillor Mussatto entered the meeting at 6:48 p.m.

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

**CONSENT AGENDA {Items \*4(b), \*4(c), \*4(d), \*4(e), \*4(f), \*4(g) and \*4(h)}**

Moved by Councillor Fearnley, seconded by Councillor Keating

**THAT** the resolutions listed within the "Consent Agenda" of November 4, 2002, with the exception of item \*4(c), be approved, as follows:

**\*(b) North Vancouver Recreation Commission Bylaw Amendments to Schedule A - File: 4410-07**

Report: City Manager, October 30, 2002

**PURSUANT** to the report of the City Manager dated October 30, 2002, entitled "North Vancouver Recreation Commission Bylaw, Amendments to Schedule A":

**THAT** "North Vancouver Recreation Commission Bylaw, 2002, No. 7444, Amendment Bylaw, 2002, No. 7464", be considered.

**(CARRIED UNANIMOUSLY)**

**\*(d) Liquor Licence Reform - File: 1195-11-L2**

Report: Policy Analyst, Community Development,  
October 28, 2002

**PURSUANT** to the report of the Policy Analyst, dated October 28, 2002, entitled "Liquor Licence Reform":

**THAT** staff be requested to undertake a review of the "Zoning Bylaw, 1995, No. 6700", the "Business Licence Bylaw, 1973, No. 4513", and the "Smoking Regulation Bylaw, 1998, No. 7026" to account for the recent changes to the provincial liquor licensing system;

**AND THAT** staff be requested directed to review departmental policy guidelines for liquor licence applications including the pending option of late-night hours of operation.

**(CARRIED UNANIMOUSLY)**

4. **\*(e) Development Variance Permit Application 227 - 229 East 11<sup>th</sup> Street (AMS Design & Project Management Co. Ltd./Ankenman Marchand Architects) - File: 3358-03 11E 227-229 DVP No. 165**

Report: Development Planner, Community Development,  
October 30, 2002

**PURSUANT** to the report of the Development Planner, dated October 30, 2002, entitled "Development Variance Permit Application 227-229 East 11<sup>th</sup> Street (AMS Design & Project Management Co. Ltd./Ankenman Marchand Architects)":

**THAT** Development Variance Permit No. 165 be considered for issuance under Section 922 of the Local Government Act;

**AND THAT** the Public Meeting be waived.

**(CARRIED UNANIMOUSLY)**

**\*(f) Sale of Hamersley House - Funds Disposition  
File: 3375-10-02 2E 350**

Report: Property Valuator-Negotiator, Community Development,  
October 30, 2002

**PURSUANT** to the report of the Property Valuator-Negotiator, dated October 30, 2002, entitled, "Sale of Hamersley House - Funds Disposition":

**THAT** the disposition of funds from the proceeds of sale of Hamersley House be apportioned as follows:

Tax Sale Lands Reserve Fund .....	\$100,000
Heritage Fund.....	\$181,250
Engineering, Parks and Environment .....	\$181,250

as outlined in the Financial Implications section of the October 30, 2002 report of the Property Valuator-Negotiator.

**(CARRIED UNANIMOUSLY)**

4. **\*(g) Rezoning Application - 122 East 3<sup>rd</sup> Street (Co-operators Development Corp. Ltd./e-Atelier Architecture Inc.)  
File: 3400-05 3E 122**

Report: Development Planner, Community Development,  
October 30, 2002

**PURSUANT** to the report of the Development Planner, dated October 30, 2002, entitled "Rezoning Application - 122 East 3<sup>rd</sup> Street (Co-operators Development Corp. Ltd./e-Atelier Architecture Inc.)"

**THAT** "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7446" (Co-operators Development Corp. Ltd./e-Atelier Architecture Inc., 122 East 3<sup>rd</sup> Street, CD-442) be considered and referred to a Public Hearing.

**(CARRIED UNANIMOUSLY)**

**\*(h) 2003 Preliminary Capital Plan - File: 1650-01**

**Recommendation: Finance Committee, October 28, 2002**

**PURSUANT** to the report of the Deputy Director of Finance, dated October 24, 2002, entitled "2003 Preliminary Capital Plan":

**THAT** the 2003 preliminary capital plan be endorsed;

**AND THAT** consideration of all other 2003 capital items be deferred until the Finance Committee meetings scheduled for the Spring, 2003.

**CARRIED UNANIMOUSLY**

**(END OF CONSENT AGENDA ITEMS)**

**(c) Environmental Protection Advisory Committee Support for the Streamside Protection Regulation - File: 1085-03-E3**

Report: Manager, Environment and Parks, October 25, 2002

Moved by Councillor Fearnley, seconded by Councillor Mussatto

**PURSUANT** to the report of the Manager, Environment and Parks, dated October 25, 2002, entitled "Environmental Protection Advisory Committee Support for the Streamside Protection Regulation":

**THAT** the Environmental Protection Advisory Committee be thanked for bringing this matter to Council's attention;

Continued....

4. (c) **Environmental Protection Advisory Committee Support for the Streamside Protection Regulation - File: 1085-03-E3 - Continued**

**AND THAT** a letter be forwarded to the Minister responsible for Water, Land and Air Protection indicating Council's support in principle for the protection of fish and fish habitat in the City of North Vancouver.

Moved by Councillor Perrault, seconded by Councillor Fearnley

**THAT** consideration of the motion be deferred to staff for further information on the establishment of a 30 meter riparian assessment zone around watercourses.

A recorded vote was taken on the motion to defer.

Voting in favour: Councillor Perrault

Voting against: Councillor Fearnley  
Councillor Mussatto  
Councillor Keating  
Councillor Braithwaite  
Councillor Bell  
Mayor Sharp

The motion to defer was **DEFEATED** by a vote of six to one.

A recorded vote was taken on the original motion.

Voting in favour: Councillor Fearnley  
Councillor Mussatto  
Councillor Keating  
Councillor Braithwaite  
Councillor Perrault  
Councillor Braithwaite  
Mayor Sharp

Voting against: Nil.

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

Moved by Councillor Mussatto, seconded by Councillor Keating

**THAT** the following wording be added to the resolution prior to the final recommendation:

**“AND THAT** Council hereby confirms its intention to proceed with fish habitat protection measures in 2003, regardless of whether or not changes are made to the Streamside Protection Directive.”

Continued....



**4. (c) Environmental Protection Advisory Committee Support for the Streamside Protection Regulation - File: 1085-03-E3 - Continued**

A recorded vote was taken on the motion.

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

Voting against: Councillor Fearnley

The motion was **CARRIED** by a vote of six to one.

The motion now reads as follows, in its entirety:

**“PURSUANT** to the report of the Manager, Environment and Parks, dated October 25, 2002, entitled “Environmental Protection Advisory Committee Support for the Streamside Protection Regulation”:

**THAT** the Environmental Protection Advisory Committee be thanked for bringing this matter to Council’s attention;

**AND THAT** Council hereby confirms its intention to proceed with fish habitat protection measures in 2003, regardless of whether or not changes are made to the Streamside Protection Directive;

**AND THAT** a letter be forwarded to the Minister responsible for Water, Land and Air Protection indicating Council’s support in principle for the protection of fish and fish habitat in the City of North Vancouver.”

**PRESENTATION**

**Re: Governor General of Canada – Certificate of Commendation  
File: 1090-01/1110-13-01**

Mayor Barbara A. Sharp, presented a Certificate of Commendation by the Governor General of Canada to Mr. Ryan Vena for an act of great merit in providing assistance to others in a selfless manner at Anclote Gulf Park near St. Petersburg, Florida, U.S.A., on July 18, 2001.

Mayor Barbara A. Sharp has been asked by Her Excellency the Right Honourable Adrienne Clarkson, Governor General of Canada, to present the certificate to Mr. Ryan Vena.

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

**(i) North Vancouver Cemetery - Proposed Grave Ornamentation and Plantings Policy - File: 4215-68**

Report: Planner, Community Development and Chair,  
Cemetery Advisory Board, October 28, 2002

Ms. Karen Russell, Planner, Community Development, introduced Mr. Colin Gurnsey, Chair, Cemetery Advisory Board, and gave a brief overview of the background of the proposed Grave Ornamentation and Plantings Policy.

Moved by Councillor Mussatto, seconded by Councillor Keating

**PURSUANT** to the report of the Planner and Chair, Cemetery Advisory Board, dated October 28, 2002, entitled “North Vancouver Cemetery - Proposed Grave Ornamentation and Plantings Policy”:

**THAT** the policy entitled “North Vancouver Cemetery - Proposed Grave Ornamentation and Plantings Policy”, as attached to the October 28, 2002 report, be endorsed;

**AND THAT** staff and the Cemetery Advisory Board be directed to proceed with the policy implementation schedule attached to the October 28, 2002 report;

**AND THAT** staff prepare amendments to “Cemetery Bylaw, 1999, No. 7203”, to incorporate the North Vancouver Cemetery - Proposed Grave Ornamentation and Plantings Policy.

**CARRIED UNANIMOUSLY**

**(j) Parks and Greenways Plan Implementation Strategy  
File: 4300-16-02**

Report: Manager, Environment and Parks, October 29, 2002

Moved by Councillor Perrault, seconded by Councillor Keating

**PURSUANT** to the report of the Manager, Environment and Parks dated October 29, 2002, entitled “Parks and Greenways Plan Implementation Strategy”:

**THAT** Council endorse the Greenway Implementation Priorities;

**AND THAT** Council endorse the Green Necklace as a project to celebrate the 2007 Centennial;

**AND THAT** the \$500,000. proposal for the first year of the Green Necklace Project be referred to the 2003 Capital budget process;

Continued....

4. (j) **Parks and Greenways Plan Implementation Strategy**  
**File: 4300-16-02 - Continued**

**AND THAT** the Green Necklace Project be included for consideration as part of the 2003-2012 Ten Year Financial Planning process;

**AND THAT** staff be requested to report back to Council with a fundraising strategy and revised financial projections for 2004-2007;

**AND THAT** the Parks and Recreation Advisory Committee be thanked for their comments.

**CARRIED UNANIMOUSLY**

(k) **Rezoning Application - 879 Marine Drive (Verti-Go Commercial Development) - File: 3400-05 MARI 879**

Report: Development Planners, Community Development

Moved by Councillor Fearnley, seconded by Councillor Keating

**PURSUANT** to the report of the Development Planners, dated October 25, 2002, entitled "Rezoning Application - 879 Marine Drive (Verti-Go Commercial Development)":

**THAT** "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7462" (Anterra Retail Properties Ltd./Kasian Kennedy Architecture Design & Planning Inc., 879 Marine Drive, CD-445), be considered and referred to a Public Hearing.

**CARRIED UNANIMOUSLY**

5. **MOTIONS AND NOTICES OF MOTION**

Nil.

## 6. **BYLAWS**

### (a) **Reconsideration and Final Adoption**

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (ii) "Community Enhancement Reserve Fund Expenditure Bylaw, 2002, No. 7456" (2003 City Playground Enhancement)
- (iii) "Infrastructure Reserve Fund Expenditure Bylaw, 2002, No. 7457" (2003 Early Approvals Capital Program)
- (iv) "General Building Reserve Fund Expenditure Bylaw, 2002, No. 7458" (2003 Early Approvals Capital Program)
- (v) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2002, No. 7459" (Computers - 2003 Early Approvals Capital Program)
- (vi) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2002, No. 7460" (General Equipment - 2003 Early Approvals Capital Program)
- (vii) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2002, No. 7461" (Engineering Equipment - 2003 Early Approvals Capital Program)

be reconsidered.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** the said Bylaws Nos. 7456, 7457, 7458, 7459, 7460 and 7461 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (i) "Tax Sale Lands Reserve Fund Expenditure Bylaw, 2002, No. 7455" (2003 Early Approvals Capital Program)

be reconsidered.

Continued....

**6. (a) Reconsideration and Final Adoption - Continued**

A recorded vote was taken on the motion.

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

Voting against: Councillor Bell  
Councillor Fearnley

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

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 7455 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED**

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

**6. BYLAWS - Continued**

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

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (i) "North Vancouver Recreation Commission Agreement Bylaw, 2002, No. 7444, Amendment Bylaw, 2002, No. 7464"

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**

Moved by Councillor Mussatto, seconded by Councillor Keating

**THAT** the said Bylaw No. 7464 be read a second time in short form.

**CARRIED UNANIMOUSLY**

Moved by Councillor Mussatto, seconded by Councillor Keating

**THAT** the said Bylaw No. 7464 be read a third time in short form and passed subject to reconsideration.

**CARRIED UNANIMOUSLY**

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

Nil.

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

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7446" (Co-Operators Development Corporation Ltd./e-Atelier Architecture Inc., 122 East 3<sup>rd</sup> Street, CD-442)
- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7462" (Anterra Retail Properties Ltd./Kasian Kennedy Architecture Design & Planning Inc., 879 Marine Drive, CD-445)

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)**

Nil.

**Recess – Public Question Period**

Mayor Sharp declared a recess at 7:34 p.m., for the public question period and reconvened the meeting immediately.

10. **ADJOURNMENT**

Moved by Councillor Mussatto, seconded by Councillor Bell

**THAT** the meeting adjourn.

**CARRIED UNANIMOUSLY**

The meeting adjourned at 7:35 p.m.