



**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 25, 2002**  
**AT 6:00 P.M.****

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**PRESENT:**

**COUNCIL MEMBERS**

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

**ABSENT:**

Councillor W.J. Bell

**STAFF MEMBERS**

A.K. Tollstam, City Manager  
B.A. Hawkshaw, City Clerk  
S.E. Dowey, Deputy City Clerk  
F.A. Smith, Director, Community Development  
M. MacFadyen, Manager, Lands Division  
F. Caouette, Manager, Special Projects  
J. Laughlin, City Engineer  
T. Christie, Director of Finance  
I. Gordon, Deputy Director of Finance  
G. Penway, Planner II  
L. Orr, Social Planner  
B. Susak, Deputy City Engineer  
B. Mahood, Superintendent - Utilities  
D. Purdie, Lower Lonsdale Project Manager  
K. Russell, Planner  
R.H. White, City Planner  
D. Pope, Manager, Parks & Environment  
D. Mitic, Transportation Engineer

The meeting was called to order at 6:03 p.m.

**9. CONFIDENTIAL REPORTS**

Moved by Councillor Keating, seconded by Councillor Braithwaite

**THAT** the meeting recess to the Committee of the Whole in camera, to consider the item as listed under Section 9 of the Council Agenda, for the following reason:

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

**CARRIED UNANIMOUSLY**

The meeting recessed at 6:04 p.m., and reconvened at 6:42 p.m., with the same personnel present and with the addition of Councillor Fearnley.

## 1. ADOPTION OF MINUTES

Moved by Councillor Perrault, seconded by Councillor Mussatto

**THAT** the Minutes of the Regular Council Meeting of November 4, 2002 be adopted as circulated.

**CARRIED UNANIMOUSLY**

### 9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

**(a) Sites 2 and 3 in Lower Lonsdale - File: 3375-07 01W 170 Site 2**

Report: Manager, Lands Division, Community Development,  
November 18, 2002

**PURSUANT** to the report of the Manager, Lands Division, dated November 18, 2002, entitled "Sites 2 and 3 in Lower Lonsdale":

**THAT** the Millennium Properties Ltd., offer dated the 6<sup>th</sup> day of November, 2002, to purchase from the City of North Vancouver an option on the site generally known as Site 2, located at 170 West 1<sup>st</sup> Street and containing 0.355 hectares for a non refundable option fee of \$100,000. and a purchase price payable following the exercise of the Option of \$5,723,000. be accepted;

**AND THAT** the Manager, Lands Division, be authorized to execute the Option to Purchase;

**AND THAT** the Community Development Department be directed to process a rezoning application for Site 3 (100 Block West 2<sup>nd</sup> Street) in advance of specific development proposals and with covenanted guidelines, based on the existing heights, uses and densities described in the Official Community Plan and the Lower Lonsdale Planning Study.

**CARRIED UNANIMOUSLY**

## PROCLAMATIONS

Nil.

## 2. DELEGATIONS

Nil.

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

##### **(a) Lonsdale Streetcar Feasibility Study - File: 4100-05-03-02**

Report: Planner, Community Development, November 14, 2002

Ms. K. Russell, Planner, Community Development, introduced Consultants Mr. Rick Cook, Davidson Yuen Simpson, Architects, and Mr. Bob Post, URS/BRW Inc., Portland.

Messrs. Cook and Post gave a Powerpoint presentation of the Lonsdale Streetcar Feasibility Study.

Mayor Sharp recessed the meeting at 7:13 p.m., for the purpose of calling to order the Finance Committee meeting scheduled for this evening.

The meeting recessed at 7:13 p.m., and reconvened at 7:14 p.m., with the same personnel present.

Messrs. Cook and Post and Ms. Russell then responded to questions from members of Council.

Moved by Councillor Mussatto, seconded by Councillor Perrault

**PURSUANT** to the report of the Planner dated November 14, 2002, entitled "Lonsdale Streetcar Feasibility Study":

**THAT** the November 14, 2002 report be referred to the Advisory Design Panel, Advisory Planning Commission, North Vancouver Chamber of Commerce, The Lonsdale Citizens' Association, Central Lonsdale Business Association, Lower Lonsdale Business Association, Heritage Advisory Commission, and the Environmental Protection Advisory Committee for further comment and to the Director of Finance for comment on the financial implications;

**AND THAT** this report be available for public input.

Mayor Sharp recessed the meeting at 7:43 p.m., for the purpose of calling to order the Public Hearing scheduled for this evening.

The meeting recessed at 7:43 p.m., and reconvened at 7:44 p.m., with the same personnel present.

Continued....

**4. (a) Lonsdale Streetcar Feasibility Study - File: 4100-05-03-02  
- Continued**

A recorded vote was taken on the motion.

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

Voting against: Councillor Fearnley

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

**PRESENTATION**

**Re: Advisory Design Panel Award Of Merit - File: 1085-03-A1-09**

The Advisory Design Panel and the City of North Vancouver wish to honour the recipients of this Award of Merit for the development of a building in our new Harbourside Business Park that incorporates the principles of sustainable development within a handsome, comfortable and friendly building in recognition of outstanding efforts towards sustainability in the development of the office and warehouse building at 758 Harbourside Drive.

The sustainable elements are a fundamental part of the theme of the building and include a pond at the building entrance that is a pleasant landscape feature but also acts to cool the south façade. Sunshades also designed to protect the south face while at the same time adding architectural interest to this façade. The construction is of salvaged materials, and where possible include a recycled heavy timber structure. All of the mechanical systems are designed for health and energy efficiency. Ventilation is passive in nature and no air conditioning is needed or provided. The roof terrace features “green roof” systems while providing a pleasant amenity for occupants.

We wish to congratulate the following recipients for providing leadership in the area of sustainability and a building that is an enhancement to the City of North Vancouver:

- Maxem Holdings – Owner/developer
- Bunting Coady Architecture – Designer
- Vaughn Landscape and Design – Landscape Architects.

Mayor Sharp and Councillor Fearnley presented the Award of Merit to the above mentioned recipients.

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** the meeting recess to the Finance Committee meeting scheduled for this evening.

**CARRIED UNANIMOUSLY**

The meeting recessed at 7:50 p.m., and reconvened at 8:06 p.m., with the same personnel present.

**6. BYLAWS**

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

Moved by Councillor Keating, seconded by Councillor Fearnley that

- (i) "A Solid Waste Management Service Bylaw, 1997, No. 6920, Amendment Bylaw, 2002, No. 7452"
- (ii) "Water Utility Bylaw, 1994, No. 6417, Amendment Bylaw, 2002, No. 7453"
- (iii) "Sewerage and Drainage Utility Bylaw, 1995, No. 6746, Amendment Bylaw, 2002, No. 7454"

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 Keating, seconded by Councillor Fearnley

**THAT** the said Bylaws Nos. 7452, 7453 and 7454 be read a second time in short form.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Fearnley

**THAT** the said Bylaws Nos. 7452, 7453 and 7454 be read a third time in short form and passed subject to reconsideration.

**CARRIED UNANIMOUSLY**

Moved by Councillor Fearnley, seconded by Councillor Keating

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

**CARRIED UNANIMOUSLY**

The meeting recessed at 8:07 p.m., and reconvened at 10:02 p.m., with the same personnel present.

**6. BYLAWS - Continued**

**(c) Second and Third Readings**

Moved by Councillor Mussatto, seconded by Councillor Perrault 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)

be referred back to staff for further information, taking into consideration the comments made at the Public Hearing of November 25, 2002.

**CARRIED UNANIMOUSLY**

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7447" (Lucien & Lucille Audet/AMS Design & Project Management, 1708 Fell Ave., CD-443)

be read a second time in short form.

**CARRIED UNANIMOUSLY**

Moved by Councillor Mussatto, seconded by Councillor Keating

**THAT** the said Bylaw No. 7447 be read a third time in short form and passed subject to reconsideration.

**CARRIED UNANIMOUSLY**

**CONSENT AGENDA**      {Items 3 \*(a) and 3 \*(b), 4 \*(b), \*(c), \*(d), \*(e), \*(f), \*(g), \*(h) and \*(i)}

Moved by Councillor Fearnley, seconded by Councillor Keating

**THAT** the resolutions listed within the "Consent Agenda" of November 25, 2002, with the exception of item 4. \*(g), be approved, as follows:

**3. CORRESPONDENCE**

**\* (a) The Board in Brief, November 1, 2002 - File: 1180-01**

**THAT** the Greater Vancouver Regional District, "The Board in Brief" dated November 1, 2002, be received and filed.

**(CARRIED UNANIMOUSLY)**

**\* (b) David and Shirley Ross, North Vancouver, October 17, 2002**

Re: Mahon Park - File: 4425-07-02-M1

**PURSUANT** to the correspondence received from David and Shirley Ross dated October 17, 2002 regarding "Mahon Park":

**THAT** the said correspondence be received and that David and Shirley Ross be provided with a copy of the Information Report of the Manager, Environment and Parks, dated November 20, 2002, entitled "Noise Levels at Mahon Park".

**(CARRIED UNANIMOUSLY)**

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

**\* (b) Result of the General Local Election Held in the City of North Vancouver on the 16<sup>th</sup> day of November, 2002 - File: 3035-05-02**

Report: City Clerk, November 19, 2002

**PURSUANT** to the report of the City Clerk, dated November 19, 2002, entitled, "Result of the General Local Election Held in the City of North Vancouver on the 16<sup>th</sup> day of November, 2002":

**THAT** the November 19, 2002 Certificate of the Chief Election Officer containing the result of the General Local Election held in the City of North Vancouver on November 16, 2002, be received and reproduced in full in the Minute Book, as follows:

Continued....

4. \* (b) **Result of the General Local Election Held in the City of North Vancouver on the 16<sup>th</sup> day of November, 2002 - File: 3035-05-02 - Continued**

**“CERTIFICATE OF THE CHIEF ELECTION OFFICER**

**RESULT OF THE GENERAL LOCAL ELECTION HELD IN THE CITY OF NORTH VANCOUVER ON THE 16<sup>TH</sup> DAY OF NOVEMBER, 2002**

I, **Bruce Albert John HAWKSHAW**, Chief Election Officer for The Corporation of the City of North Vancouver, do hereby certify that, as directed by Statute, I gave notice to the Electors of the City of North Vancouver on the 15<sup>th</sup> day of September, 2002, to the effect that nominations for the purpose of electing:

one person to represent them as **MAYOR**, for a term of 3 years

six persons to represent them as **COUNCILLOR**, for a term of 3 years

three persons to represent them as **SCHOOL TRUSTEE**, for a term of 3 years

would be received by me at any time between 9:00 a.m., Tuesday, October 1, 2002 and 4:00 p.m., Friday, October 11, 2002.

At the expiration of the time appointed for the nomination of candidates there were more nominations received for MAYOR, COUNCILLOR and SCHOOL TRUSTEE, all for a three-year term, than the number to be elected, and an Election by Voting became necessary and such Election by Voting was granted by me and opened at:

HOLY TRINITY CHURCH HALL  
2725 Lonsdale Avenue

LONSDALE ELEMENTARY SCHOOL  
2151 Lonsdale Avenue

NORTH SHORE NEIGHBOURHOOD HOUSE  
225 East 2nd Street

ST. AGNES CHURCH HALL  
530 East 12th Street

WESTVIEW ELEMENTARY SCHOOL  
1660 Bewicke Avenue

ST. JOHN'S CHURCH  
220 West 8th Street

WINDSOR HOUSE SCHOOL  
440 Hendry Avenue

\*LIONS GATE HOSPITAL  
\*Bedside Voting for Patients Only

all in the City of North Vancouver, on Saturday, the 16<sup>th</sup> day of November, 2002, between the hours of 8:00 a.m. and 8:00 p.m., except for \*Lions Gate Hospital between the hours of 8:30 a.m. and 4:00 p.m.

Continued....



**4. \* (b) Result of the General Local Election Held in the City of North Vancouver on the 16<sup>th</sup> day of November, 2002 - File: 3035-05-02 - Continued**

Advance Voting Opportunities were held in the Conference Room "A", City Hall, 141 West 14th Street, North Vancouver, B.C., between the hours of 8:00 a.m. and 8:00 p.m., on November 6, 8, and 12, 2002.

After the closing of the Voting Places, the votes were counted with the following results:

**STATEMENT OF ELECTION BY VOTING**

**MAYOR**

BELL, Bill .....	3,053
SHARP, Barbara Ann .....	3,337

**COUNCILLOR**

CLARK, Rod .....	2,499
COTE, Jonathan X.....	778
DIMAS, James.....	461
FEARNLEY, Bob.....	2,951
HARVEY, John .....	926
HEYWOOD, Bob.....	3,133
KANIGAN, Jason .....	542
KEATING, Craig.....	3,576
LEWIS-MAHON, Jud .....	461
LONG, Terry W.....	955
MCINTYRE, Wayne.....	1,949
MCPHERSON, John A. ....	547
MUSSATTO, Darrell .....	4,048
NAJIAN, Hamid.....	876
PERRAULT, Barbara.....	4,393
SCHECHTER, Sam .....	1,835
SOSTAD, Ron.....	388
WOOTTEN, Chuck .....	709

**SCHOOL TRUSTEE**

DORAIS, Chris.....	3,184
TUSKO, Csaba Frank.....	1,955
VINARIC, Vickie.....	3,762
WHITE, Richard.....	3,756

Continued....

4. \* (b) **Result of the General Local Election Held in the City of North Vancouver on the 16<sup>th</sup> day of November, 2002 - File: 3035-05-02 - Continued**

**I FORTHWITH DECLARED:**

Barbara Ann SHARP

duly elected as **MAYOR** for the years 2003, 2004 and 2005;

**AND I DECLARED:**

Rod CLARK  
Bob FEARNLEY  
Bob HEYWOOD  
Craig KEATING  
Darrell MUSSATTO  
Barbara PERRAULT

duly elected as **COUNCILLORS** for the years 2003, 2004 and 2005;

**AND I DECLARED:**

Chris DORAIS  
Vickie VINARIC  
Richard WHITE

duly elected as **SCHOOL TRUSTEES** for the years 2003, 2004 and 2005;

The following is a summary of the Ballot Accounts as required by Section 135 of the "Local Government Act":

**MAYOR (3-Year Term)**

Ballots received at the voting opportunities.....	14,400
Ballots given to electors .....	6,529
Spoiled ballots.....	170
Unused ballots .....	7,700
Ballots not accounted for .....	1

**COUNCILLOR (3-Year Term)**

Ballots received at the voting opportunities.....	14,400
Ballots given to electors .....	6,529
Spoiled ballots.....	170
Unused ballots .....	7,700
Ballots not accounted for .....	1

Continued....

4. \* (b) **Result of the General Local Election Held in the City of North Vancouver on the 16<sup>th</sup> day of November, 2002 - File: 3035-05-02 - Continued**

**SCHOOL TRUSTEE (3-Year Term)**

Ballots received at the voting opportunities.....	14,400
Ballots given to electors .....	6,529
Spoiled ballots.....	170
Unused ballots .....	7,700
Ballots not accounted for .....	1

DATED at North Vancouver, British Columbia, this 19<sup>th</sup> day of November, 2002.

"Bruce A. Hawkshaw"  
BRUCE. A. HAWKSHAW,  
CHIEF ELECTION OFFICER

I, Bruce Albert John HAWKSHAW, Chief Election Officer of The Corporation of the City of North Vancouver, at the election held on November 16, 2002, declare that the foregoing Certificate and Statement of Voting is correct and I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under Oath and by virtue of the "Canada Evidence Act".

"Bruce A. Hawkshaw"  
BRUCE. A. HAWKSHAW,  
CHIEF ELECTION OFFICER

Declared before me at the City of North Vancouver,  
British Columbia this 19<sup>th</sup> day of November, 2002.

"A. Kenneth Tollstam"  
A. Kenneth Tollstam,  
A Commissioner for taking Oaths and  
Affidavits within British Columbia."

**(CARRIED UNANIMOUSLY)**

4. \* (c) **Bugaboo Rainforest - File: 1085-03 E3/4000-01**

Report: Chair, Environmental Protection Advisory Committee (EPAC), September 23, 2002

**PURSUANT** to the report of the Chair, Environmental Protection Advisory Committee dated September 23, 2002, entitled "Bugaboo Rainforest":

**THAT** the following September 5, 2002 resolution of the Environmental Protection Advisory Committee be endorsed:

"**THAT** the Western Canada Wilderness Committee's request that the Bugaboo Rainforest be granted National Park status and be added to Glacier National Park, be supported in principle;

**AND THAT** the advancement of this proposal be carried out with collaboration with Parks Canada."

**(CARRIED UNANIMOUSLY)**

\* (d) **Petition to Remove Tree at 460 Tempe Crescent - File: 4310-05**

Report: Manager, Environment and Parks, November 5, 2002

**PURSUANT** to the report of the Manager, Environment and Parks, dated November 5, 2002, entitled "Petition to Remove Tree at 460 Tempe Crescent":

**THAT** the removal of the western red-cedar tree partially located on City property adjacent to 460 Tempe Crescent be approved.

**(CARRIED UNANIMOUSLY)**

\* (e) **Silver Harbour Centre - 2003 Municipal Grants - File: 1040-03-S1/1670-03-04/DNV File: 5000-02-02**

Report: Social Planner, Community Development, November 5, 2002

**PURSUANT** to the report of the Social Planner, dated November 5, 2002, entitled "Silver Harbour Centre - 2003 Municipal Grants":

**THAT** municipal financial support to Silver Harbour Centre in 2003 total \$102,089. from the City of North Vancouver;

**AND THAT** this grant request be referred to the 2003-2012 City's Financial Planning Process.

**(CARRIED UNANIMOUSLY)**

4. \* (f) **North Shore Advisory Committee on Disability Issues (ACDI) - 2003 Workplan and Budget - File: 1085-03 N17**

Report: Planner, Community Development, November 19, 2002

**PURSUANT** to the report of the Planner, dated November 19, 2002, entitled "North Shore Advisory Committee on Disability Issues (ACDI) - 2003 Workplan and Budget":

**THAT** the North Shore Advisory Committee on Disability Issues' (ACDI) 2003 Workplan be endorsed;

**AND THAT** the North Shore Advisory Committee on Disability Issues' (ACDI) 2003 Budget be referred to the 2003 Financial Planning Process.

**(CARRIED UNANIMOUSLY)**

\* (h) **Development Variance Permit Application, 170 East 5<sup>th</sup> Street (Ms. Dale Edwards/E.M.V. Holdings Corp.)**  
**File: 3358-03 05E 170 DVP No. 166**

Report: Development Planner, Community Development,  
November 20, 2002

**PURSUANT** to the report of the Development Planner, dated November 20, 2002, entitled "Development Variance Application, 170 East 5<sup>th</sup> Street (Ms. Dale Edwards/E.M.V. Holdings Corp.)":

**THAT** Development Variance Permit No. 166 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 THAT** the requirement for a Public Meeting be waived.

**(CARRIED UNANIMOUSLY)**

4. \* (i) **Liquor Policy - File: 1195-11-L1-02-01**

Report: Policy Analyst, Community Development,  
November 19, 2002

**PURSUANT** to the report of the Policy Analyst, dated November 19, 2002, entitled "Liquor Policy":

**THAT** the "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7466" (Liquor Licensing Changes - Text Amendment), be considered and referred to a Public Hearing.

**CARRIED UNANIMOUSLY**

**END OF CONSENT AGENDA ITEMS.**

(g) **Queen Mary Community Project - Request for Project Funding  
File: 4230-24**

Report: Social Planner, Community Development,  
November 19, 2002

Moved by Councillor Keating, seconded by Councillor Fearnley

**PURSUANT** to the report of the Social Planner, dated November 19, 2002 entitled "Queen Mary Community Project - Request for Project Funding":

**THAT** North Shore Neighbourhood House be granted \$12,000 from the Queen Mary Special Projects Budget for programs for children and families in the Queen Mary School and Lower Lonsdale area for the 2002/2003 school year;

**AND THAT** the request for an additional \$3,000 for summer programs be considered within the General Contingency Account;

**AND THAT** a copy of this report be forwarded to the Board of School Trustees of School District No. 44 (North Vancouver).

**CARRIED UNANIMOUSLY**

**6. BYLAWS - Continued**

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

Moved by Councillor Braithwaite, seconded by Councillor Keating that

- (iv) “Lower Lonsdale Legacy Fund Expenditure Bylaw, 2002, No. 7465” (2002 - 2005 Legacy Program)

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 Braithwaite, seconded by Councillor Keating

**THAT** the said Bylaw No. 7465 be read a second time in short form.

**CARRIED UNANIMOUSLY**

Moved by Councillor Braithwaite, seconded by Councillor Keating

**THAT** the said Bylaw No. 7465 be read a third time in short form and passed subject to reconsideration.

**CARRIED UNANIMOUSLY**

**(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. 7466” (Liquor Licensing Changes - Text Amendment)

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**

5. **MOTIONS AND NOTICES OF MOTION**

(a) **Traffic Signal – 28<sup>th</sup> Street and Westview– File:4155-07-03-W2**

**Submitted by Councillor D.R. Mussatto**

Moved by Councillor Mussatto, seconded by Councillor Fearnley

**WHEREAS** the intersection of 28th Street and Westview is a frequent location of motor vehicle crashes;

**AND WHEREAS** this intersection is also a dangerous one for pedestrians to cross, even with the pedestrian activated traffic signal due to the nature of the intersection design;

**THEREFORE BE IT RESOLVED THAT** the Engineering Department change the operation of the traffic signal from a pedestrian activated crossing to a pedestrian and automobile activated traffic signal in all of the three directions the intersection serves.

A recorded vote was taken on the motion.

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

Voting against: Councillor Braithwaite

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

(b) **Additional Advance Voting Opportunity - File: 3035-05-02**

**Submitted by Councillor B.W. Perrault**

Moved by Councillor Perrault, seconded by Councillor Keating

**WHEREAS** some electors are unable to attend to vote on the Local Government General Election Day nor at the advance voting opportunities provided, the earliest of which is held 10 days prior to the General Election Day;

**THEREFORE BE IT RESOLVED** that the Chief Election Officer be requested to include the Friday, two weeks prior to General Election Day, as an Advance Voting Opportunity in future

Continued....



**5. (b) Additional Advance Voting Opportunity - File: 3035-05-02  
- Continued**

Moved by Councillor Perrault, 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 motion was then **CARRIED UNANIMOUSLY**.

**(c) Development Variance Permit Application No. 164: Holly & Brian Wawzonek, Lot 22, Block 9, D.L. 273, Plan 1063, located at 522 East 6<sup>th</sup> Street - File: 3370-07-02 6E 522 DVP No. 164**

Moved by Councillor Fearnley, seconded by Councillor Mussatto

**THAT** Development Variance Permit No. 164 be issued to Holly & Brian Wawzonek in accordance with Section 922 of the Local Government Act;

**AND THAT** the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 164.

**CARRIED UNANIMOUSLY**

**(d) Development Variance Permit Application No. 165: AMS Design & Project Management Co. Ltd./Ankenman Marchand Architects, Lot C, Block 88, D.L. 549, Plan 9493 located at 227-229 East 11<sup>th</sup> Street - File: 3358-03 11E 227-229 DVP No. 165**

Moved by Councillor Mussatto, seconded by Councillor Keating

**THAT** Development Variance Permit No. 165 be issued to AMS Design & Project Management Co. Ltd./Ankenman Marchand Architects in accordance with Section 922 of the Local Government Act;

**AND THAT** the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 165.

**CARRIED UNANIMOUSLY**

6. **BYLAWS - Continued**

(a) **Reconsideration and Final Adoption**

Councillor Perrault left the meeting.

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7442" (Bomax Holdings Ltd./Besharat Friars Architects, 133 West 23<sup>rd</sup> Street, CD-440)

be reconsidered.

**CARRIED**

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 7442 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED**

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7448" (Constro International Investments Ltd./Brook Development Planning Inc., 153-165 West 23<sup>rd</sup> Street/158-160 West 22<sup>nd</sup> Street, CD-444)

be reconsidered.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 7448 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

Councillor Perrault returned to the meeting.

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

Moved by Councillor Keating, seconded by Councillor Mussatto that

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

be reconsidered.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 7464 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

Mayor Sharp left the meeting because of a possible bias (conflict of interest), with regards to Item 6. (a) (iv) as she is a non-voting member of The Royal Canadian Legion.

Councillor Fearnley took over the Chair as Acting Mayor.

Moved by Councillor Keating, seconded by Councillor Mussatto that

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

be reconsidered.

A recorded vote was taken on the motion.

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

Voting against: Nil.

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

Moved by Councillor Keating, seconded by Councillor Perrault

**THAT** the said Bylaw No. 7416 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

Mayor Sharp returned to the meeting and resumed the Chair.

**7. COUNCIL INQUIRIES (Questions of Council Members)**

Mayor Sharp and Members of Council expressed their best wishes to Councillor Braithwaite who is retiring as a Councillor after 23 years in civic politics.

**9. CONFIDENTIAL REPORTS - Continued**

Moved by Councillor Keating, seconded by Councillor Perrault

**THAT** the meeting recess to the Committee of the Whole in camera, to consider the item as listed under Section 9 of the Council Agenda, for the following reason:

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

**CARRIED UNANIMOUSLY**

The meeting recessed at 10:38 p.m., and reconvened at 10:44 p.m., with the same personnel present and with the exception of Councillor Braithwaite.

**9.1 REPORT OF THE COMMITTEE OF THE WHOLE – Continued**

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

**(b) Sale of Portions of the City Owned Lots and Closed Lane in the 100 Block West 22<sup>nd</sup>/23<sup>rd</sup> Streets - File: 3375-07 22/23W 100 Blk**

Report: Land Agent, Community Development,  
November 18, 2002

**PURSUANT** to the report of the Land Agent, dated November 18, 2002, entitled "Sale of Portions of the City Owned Lots and Closed Lane in the 100 Block West 22<sup>nd</sup>/23<sup>rd</sup> Streets":

**THAT** staff be authorized to proceed with the sale of Lot 4, and portions of Lots 5 and 6, Block 206, D.L. 545, Group 1, NWD Plan 2979 and approximately 2,073 square foot portion of the City's Stopped Up and Closed lane adjacent to property registered under the ownership of Constro International Investments Ltd;

Continued....

**9.1 (b) Sale of Portions of the City Owned Lots and Closed Lane in the 100 Block West 22<sup>nd</sup>/23<sup>rd</sup> Streets - File: 3375-07 22/23W 100 Blk - Continued**

**AND THAT** the above mentioned parcels be sold subject to the following conditions:

1. The purchaser supplying the City with a consolidation plan for lands legally described as Lots 1, 2, 3, 4, 30, 31, and portions of Lots 5 and 6, Block 206, D.L. 545, Plan 2979, and a 2,073 square foot portion of the City Stopped Up and Closed lane.
2. The purchaser grant at no cost to the City, any statutory Rights of Way or 219 Covenants that are required for municipal purposes.
3. The lands being advertised for sale with an upset price of \$74.00 per square foot.
4. The purchaser being required to provide the City with a fully executed copy of the City's Purchase and Sale Agreement and a certified cheque, being a 20 percent deposit of the purchase price within 48 hours of "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7448" (Constro International Investments Ltd./Brook Development Planning Inc., 153 – 165 West 23<sup>rd</sup> Street/158 – 160 West 22<sup>nd</sup> Street, CD-444), receiving its final consideration.

**AND THAT** the Manager, Lands Division, be authorized to accept an offer on the City's behalf that meets all the conditions as set out in the Land Agent's report dated November 18, 2002;

**AND THAT** the Mayor and City Clerk be authorized to execute any documents to transfer title to the "City Lands" fully described in the Land Agent's report dated November 18, 2002.

**CARRIED UNANIMOUSLY**

**10. ADJOURNMENT**

Moved by Councillor Keating, seconded by Councillor Fearnley

**THAT** the meeting adjourn.

**CARRIED UNANIMOUSLY**

The meeting adjourned at 10:45 p.m.