



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, JANUARY 20, 2003**
AT 6:00 P.M.**

PRESENT:

COUNCIL MEMBERS

Mayor B.A. Sharp
Councillor R.C. Clark
Councillor R.N. Heywood
Councillor C.R. Keating
Councillor D.R. Mussatto
Councillor B.W. Perrault

ABSENT

Councillor R.J. Fearnley

STAFF MEMBERS

A.K. Tollstam, City Manager
B.A. Hawkshaw, City Clerk
J.M. Rowe, Assistant City Clerk
F.A. Smith, Director, Community Development
R.H. White, City Planner
G Penway, Planner II
P. Penner, Planner I
B. Susak, Deputy City Engineer
D. Pope, Manager Environment and Parks
D. Mitic, Transportation Engineer
B. Nelligan, Transportation Engineer
T. Christie, Director of Finance
H. Fleming, North Vancouver Recreation
Commission

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

1. ADOPTION OF MINUTES

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the Minutes of the Regular Council Meeting of January 13, 2003 be adopted as circulated.

CARRIED UNANIMOUSLY

6. BYLAWS

(a) Reconsideration and Final Adoption

Moved by councilor Keating, seconded by Councillor Clark that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7468", (W. Dave and Barbara J. Watt, 288 West 16th Street, Text Amendment to CD-432).

be reconsidered.

CARRIED UNANIMOUSLY

6. (a) Reconsideration and Final Adoption *continued*

Moved by Councillor Keating, seconded by Councillor Clark

THAT the said Bylaw No. 7468 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Sharp read the following proclamation:

“BLACK HISTORY MONTH”, FEBRUARY 2003

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting recess to the Workshop regarding the Marine Drive Residential Land Use scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 6:04 p.m. and reconvened at 7:17 p.m. with the same personnel present.

5. MOTIONS AND NOTICES OF MOTION

(a) Auto Retailing Use along Marine Drive – File: 3380-02-M1

Submitted by Councillor R.C. Clark

Moved by Councillor Clark, seconded by Councillor Perrault

THAT the following motion regarding “Auto Retailing Use along Marine Drive” be referred to staff for a report:

“WHEREAS the development of an AutoMall on the Fullerton Fill was proposed as a means of getting Auto Dealerships into a latest generation retail facility as well as a means of opening the City’s Marine Drive Corridor to redevelopment;

AND WHEREAS Auto Dealerships are now returning to Marine Drive;

THEREFORE BE IT RESOLVED THAT City staff be instructed to bring forward bylaw use amendments which grandfather Auto Retailing use along Marine Drive but prohibit any new Auto Retailing use.”

CARRIED UNANIMOUSLY

2. DELEGATIONS

(a) **Ms. Gail Haya, North Shore President, Canadian Cancer Society**

Councillor Clark briefly left and returned to the meeting

Ms. Haya, North Shore President, Canadian Cancer Society, gave an overview of the programs offered by the North Shore – Cancer Resource Centre, a pilot community outreach facility, which provides a variety of emotional support programs to the community. Programs provided include: North Shore Relay for Life, Door to Door campaign, and Mission Impossible, a school education program.

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

3. CORRESPONDENCE

(a) **Ms. Gail Haya, North Shore President, Canadian Cancer Society, November 1, 2002**

Re: Canadian Cancer Society - File: 1070-01

Moved by Councillor Mussatto, seconded by Councillor Clark

PURSUANT to the correspondence received from Ms. Gail Haya, North Shore President, Canadian Cancer Society, dated November 1, 2002, regarding the “Canadian Cancer Society, North Shore – Cancer Resource Centre”:

THAT Ms. Haya be thanked for her presentation to Council this evening;

AND THAT an article regarding the North Shore – Cancer Resource Centre be included in a future edition of the City Views publication and a link be provided on the City website.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting recess to the recessed Public Meeting and recessed Public Hearing scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:40 p.m. and reconvened at 7:50 p.m. with the same personnel present.

5. **MOTIONS AND NOTICES OF MOTION** - continued

- (b) **Development Variance Permit Application - 1200 Lonsdale Avenue - Sign Variance - File: 3358-03 LONS 1200 DVP No. 160**

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT Development Variance Permit No. 160 be issued to Rossana Estates Ltd., 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. 160.

A recorded vote was taken on the motion.

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

Voting against: Councillor Heywood
Councillor Clark

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

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the meeting recess to the recessed Public Meeting and recessed Public Hearing scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:54 p.m. and reconvened at 8:49 p.m. with the same personnel present.

5. **MOTIONS AND NOTICES OF MOTION** - continued

- (c) **Development Permit Application - 109 East Esplanade, Pinnacle International/Hancock Bruckner Eng & Wright Architects/ Durante Kruek Landscape Architects - File: 3400-05 Parcel 5/3357-03-03-DP No. 5**

Moved by Councillor Clark, seconded by Councillor Perrault

THAT issuance of Development Permit No. 5. to 366466 B.C. Ltd. be deferred until "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7470" (The Pier [Shipyards] Development Parcel 5, 632508 B.C. Ltd./Pinnacle International Group/Hancock Bruckner Eng + Wright Architects, Text Amendment to CD-393) has been finally adopted.

CARRIED UNANIMOUSLY

6. BYLAWS - continued

(c) Second and Third Readings

Moved by Councillor Clark, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7470" (The Pier [Shipyards] Development Parcel 5, 632508 B.C. Ltd./Pinnacle International Group/Hancock Bruckner Eng & Wright Architects, Text Amendment to CD-393).

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Mussatto

THAT the said Bylaw No. 7470 be read a third time in short form and passed subject to reconsideration subject to Pinnacle International Group agreeing to provide a minimum of 425 parking stalls on site.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Mussatto

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

CARRIED UNANIMOUSLY

The meeting recessed at 8:55 p.m. and reconvened at 9:17 p.m. with the same personnel present.

6. BYLAWS - continued

(c) Second and Third Readings – continued

Moved by Councillor Mussatto, seconded by Councillor Clark that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7469" (Kent Halex & Valerie Lang, 346 & 352 East 20th Street, CD-446).

be read a second time in short form.

CARRIED UNANIMOUSLY

6. (c) Second and Third Readings – continued

Moved by Councillor Mussatto, seconded by Councillor Clark

THAT the said Bylaw No. 7469 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Perrault

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

CARRIED UNANIMOUSLY

The meeting recessed at 9:24 p.m. and reconvened at 9:41 p.m. with the same personnel present.

6. BYLAWS - continued

(c) Second and Third Readings – continued

Moved by Councillor Clark, seconded by Councillor Mussatto that

- (iii) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7471” (Brent Developments/Integra Architecture Inc., 116-118 West 22nd Street, CD-447).

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Mussatto

THAT the said Bylaw No. 7471 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Perrault

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

CARRIED UNANIMOUSLY

The meeting recessed at 9:46 p.m. and reconvened at 10:51 p.m. with the same personnel present.

A motion to continue after 10:30 p.m. was **CARRIED UNANIMOUSLY** in the Public Hearing regarding Bylaw No. 7472.

6. BYLAWS - continued

(c) Second and Third Readings – continued

- (iv) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7472” (Northwest Canadian Enterprises Ltd./Besharat Friars Architects, 132 East 20th Street, CD-448).

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the issues arising from the Public Hearing this evening regarding Bylaw No. 7472 be referred to staff for comment;

AND THAT a meeting be encouraged between the applicant Northwest Canadian Enterprises Ltd. and the residents of the area.

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the requirements of the Procedure Bylaw to terminate the meeting at 11:00 P.M., be waived, and the meeting continue after 11:00 P.M., if necessary.

CARRIED UNANIMOUSLY

A recorded vote was taken on the original motion.

Voting in favour: Councillor Keating
Councillor Mussatto
Mayor Sharp

Voting against: Councillor Perrault
Councillor Heywood
Councillor Clark

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

Moved by Councillor Clark, seconded by Councillor Perrault

THAT staff meet with the developer, Northwest Canadian Enterprises Ltd., to address the concerns raised at the Public Hearing re Bylaw No. 7472, held on January 20, 2003, especially those of density and parking.

CARRIED UNANIMOUSLY

5. MOTIONS AND NOTICES OF MOTION - continued

- (d) Development Variance Permit Application - Sign Variance - 50 Fell Avenue - File: 3358-03 Fell 50 DVP No. 169**

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT Development Variance Permit No. 169 be issued to Fell Estates Ltd., 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. 169.

CARRIED UNANIMOUSLY

- (e) Development Variance Permit Application - 144 to 170 West Esplanade and 161 West 1st Street (Grosvenor/Fairmont/Buttjes Architecture Inc.) - File: 3358-03 Espl. W 144-170 W & 01 W 161 DVP No. 170**

Moved by Councillor Clark, seconded by Councillor Perrault

THAT Development Variance Permit No. 170 be issued to Esplanade Commercial Holdings Limited, Inc. No. 652854/Seagate Ventures Ltd. Inc. No. 633046, 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. 170.

CARRIED UNANIMOUSLY

3. CORRESPONDENCE - continued

- (b) Ms. Patricia Wallace, President, Union of British Columbia Municipalities, January 9, 2003**

Re: Police Costs - File: 1040-03-U1-01

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the correspondence received from Ms. Wallace, President, Union of British Columbia Municipalities, dated January 9, 2003, entitled "Police Costs":

THAT Mayor Sharp write to the The Honourable Rich Coleman, Minister of Public Safety and Solicitor General, expressing Council's concern regarding downloading of costs from the Provincial Government.

CARRIED UNANIMOUSLY

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

**(a) Terms of Reference - Transportation Advisory Committee
File: 1085-03-T3**

Report: Transportation Engineer, December 2, 2002

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the following motion adopted on January 13, 2003 be **rescinded:**

“PURSUANT to the report of the Transportation Engineer dated December 2, 2002, entitled “Terms of Reference for the Transportation Advisory Committee”:

THAT the Transportation Advisory Committee Terms of Reference dated June 2002, be endorsed on January 13, 2003;

AND THAT the Joint Bicycle Advisory Committee Terms of Reference not be revised.”

CARRIED UNANIMOUSLY

CONSENT AGENDA Items [4. *(b), *(c), *(d), *(e), *(f), & *(g)]

Moved by Councillor Clark, seconded by Councillor Keating

THAT the resolutions listed within the “Consent Agenda” of January 20, 2003, be approved, as follows:

**4. *(b) North Shore Lions Youth Exchange Program
- File: 1205-02-02-02**

Report: Deputy Director of Finance, January 14, 2003

PURSUANT to the report of the Deputy Director of Finance, dated January 14, 2003, entitled “North Shore Lions Youth Exchange Program”:

THAT \$2,500 be granted from “Sister City” funds to the North Shore Lions Club to sponsor the youth exchange program with the City of North Vancouver’s sister city of Chiba City, Japan.

(CARRIED UNANIMOUSLY)

4. *(c) 2003 Strategic Planning - File: 1090-16-01

Report: Manager, Special Projects,
January 15, 2003

PURSUANT to the report of the Manager, Special Projects, dated January 15, 2003, entitled "2003 Strategic Planning":

THAT staff be instructed to prepare for a Strategic Planning session to be held at the Park Royal Hotel, North Shore facility.

(CARRIED UNANIMOUSLY)

***(d) Esplanade Corridor Improvements - Implementation Plan
- File: 3380-02-V2-07**

Report: Transportation Engineer, January 9, 2003

PURSUANT to the report of the Transportation Engineer dated January 9, 2003, entitled "Esplanade Corridor Improvements - Implementation Plan":

THAT the Esplanade Corridor be improved in accordance with the following schedule:

Block	Recommended Improvements	Year of Implementation
Forbes Ave/ Chesterfield Ave (200 Block West)	- Provide bicycle lanes - Maintain current on-street parking provision - Provide corner bulges	2005
Chesterfield Ave/Lonsdale Ave (100 Block West)	- Implement Option 1A	2004 north side 2008* south side
St George's/ St Andrew's (200 Block East)	- Provide bicycle lanes - Remove on-street parking on the south side (28 stalls) - Maintain on-street parking on the north side	- 2005

* Subject to redevelopment schedule of Site 8

AND THAT staff assist businesses on the East 200 Block in resolving parking issues prior to the implementation of recommended improvements.

(CARRIED UNANIMOUSLY)

4. ***(e) Child Care Capital Improvement Fund Sustainability
- File: 1665-11**

Report: Social Planner, Community Development,
January 8, 2003

PURSUANT to the report of the Social Planner, dated January 8, 2003, entitled "Child Care Capital Improvement Fund Sustainability":

THAT the revised Child Care Capital Improvement Fund Guidelines attached to the January 8, 2003 report be approved;

AND THAT staff be directed to monitor use of the fund and report back prior to the 2004 budget process;

AND THAT staff continue to seek opportunities for new child care facilities as part of new private and City development projects.

(CARRIED UNANIMOUSLY)

***(f) Strata Conversion Application - 407-409 East 1st Street - Mike Boudny - File: 3365-08-03**

Report: Planning Technician, Community Development,
January 15, 2003

PURSUANT to the report of the Planning Technician, dated January 15, 2003, entitled "Strata Conversion Application - 407-409 East 1st Street - Mike Boudny":

THAT the application for Strata Titling of the property located at 407-409 East 1st Street be approved;

AND THAT the Mayor and City Clerk be authorized to execute the Strata Plans pursuant to Section 242 of the *Strata Property Act*.

(CARRIED UNANIMOUSLY)

4. *(g) **Development Variance Permit Application - 165 East 19th Street (651104 BC Ltd. - Joe Hussey/Frits De Vries Architect Ltd.) - File: 3358-03 19 E 165 DVP No. 167**

Report: Development Planner, Community Development,
January 15, 2003

PURSUANT to the report of the Development Planner dated January 15, 2003, entitled "Development Variance Permit Application - 165 East 19th Street (651104 BC Ltd. - Joe Hussey/Frits De Vries Architect Ltd.):

THAT Development Variance Permit No. 167 be considered for issuance under Section 922 of the Local Government Act;

AND THAT the requirement for a Public Meeting be waived.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

6. **BYLAWS - continued**

(c) **Second and Third Readings – continued**

Moved by Councillor Mussatto, seconded by Councillor Perrault that

- (v) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7446 (Co-Operators Development Corporation Ltd./e-Atelier Architecture Inc., 122 East 3rd Street, CD-442).

be read a second time in short form;

AND THAT a covenant restricting business hours of the commercial units to 11 p.m. be provided prior to final adoption of Bylaw No. 7446.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Mussatto

THAT the said Bylaw No. 7446 be read a third time in short form and passed subject to reconsideration;

AND THAT a covenant restricting business hours of the commercial units to 11 p.m. be provided prior to final adoption of Bylaw No. 7446.

CARRIED UNANIMOUSLY

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

(a) **Award to Stella Jo Dean - File: 1090-01**

Inquiry by Councillor Clark

Councillor Clark inquired if the other Council members were aware that former City Councillor Stella Jo Dean's name had been put forward for the Order of Canada Award and was wondering if any celebrations were being planned.

Recess – Public Question Period

Mayor Sharp declared a recess at 11:25 p.m., for the public question period and reconvened at 11:26 p.m.

8. **ANY OTHER BUSINESS**

Nil

9. **COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS**

Nil

10. **ADJOURNMENT**

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:27 p.m.