



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, MAY 5, 2003 AT
6:00 P.M.****

PRESENT:

COUNCIL MEMBERS

Mayor B.A. Sharp
Councillor R.C. Clark
Councillor R.J. Fearnley
Councillor R.N. Heywood
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
R.H. White, City Planner
Supt. G. Tomlinson, OIC/RCMP
B. Susak, Deputy City Engineer
B. Nelligan, Transportation Engineer
K. Russell, Development Planner
G. Penway, Planner 11
L. McCarthy, Youth Development Worker

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

1. ADOPTION OF MINUTES

Moved by Councillor Heywood, seconded by Councillor Mussatto

THAT the Minutes of the Regular Council Meeting of April 28, 2003 be adopted as circulated.

CARRIED UNANIMOUSLY

CONSENT AGENDA {Items 3. *(a), 4. *(c), 4 *(d), 4. *(e), 6 *(d)(i), 4. *(f), 6. *(c)(i), 5 *(a), 5. *(b) and 6. *(a)(i)}

Moved by Councillor Clark, seconded by Councillor Perrault

THAT the resolutions listed within the "Consent Agenda" of May 5, 2003, with the exception of items 3. *(a), 4. *(c), 4. *(f), 6. *(c)(i), 5. *(b) and 6. *(a)(i), be approved, as follows:

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

- *(d) Development Variance Permit - Exterior Sign Criteria - Capilano Mall - 935 Marine Drive - File: 3358-03 MARI.935 DVP No. 173**

Report: Development Planner, Community Development,
April 30, 2003

PURSUANT to the report of the Development Planner dated April 30, 2003, entitled "Development Variance Permit - Exterior Sign Criteria - Capilano Mall - 935 Marine Drive":

THAT Development Permit No. 173 attached to the April 30, 2003 report of the Development Planner 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.

(CARRIED UNANIMOUSLY)

- *(e) 221 West 1st Street Rezoning Application: Sailor Hagar's Licensed Liquor Store (Riedlinger/Gustavson Architect) File: 3400-05 1W 221**

Report: Development Planner, Community Development,
April 17, 2003

PURSUANT to the report of the Development Planner dated April 17, 2003 entitled "221 West 1st Street Rezoning Application: Sailor Hagar's Licensed Liquor Store (Riedlinger/Gustavson Architect)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7510" (Sailor Hagar's Licensed Liquor Store/Brian Riedlinger/Gustavson Architect, 221 West 1st Street, CD-454), be considered and referred to a Public Hearing.

(CARRIED UNANIMOUSLY)

6. BYLAWS

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

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7510" (Sailor Hagar's Licensed Liquor Store/Brian Riedlinger/Gustavson Architect, 221 West 1st Street, CD-454)

THAT Bylaw No. 7510 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) May 12, 2003 Council Meeting**

Submitted by the City Clerk

THAT the regularly scheduled Council Meeting of May 12, 2003 commence at 4:00 P.M.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS.

PROCLAMATIONS

Mayor Sharp read the following Proclamations:

"ELIZABETH FRY SOCIETY WEEK", MAY 4 - 10, 2003

"EMERGENCY PREPAREDNESS WEEK", MAY 4 - 10, 2003

"CHILD CARE MONTH", MAY 2003

"NATIONAL HEARING AWARENESS MONTH", MAY 2003

"CHILD FIND'S GREEN RIBBON OF HOPE MONTH, MAY 2003

"NATIONAL MISSING CHILDREN'S DAY", MAY 25, 2003

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting recess to the Reception with Youth in the Foyer, scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 6:07 p.m., and reconvened at 6:44 p.m., with the same personnel present.

PROCLAMATIONS – Continued

Mayor Sharp read the following Proclamation:

“YOUTH WEEK”, MAY 3 - 9, 2003

PRESENTATION

YOUTH ACHIEVEMENT AWARDS 2003 – File: 4230-17-03-02

The City of North Vancouver presented Youth Achievement Awards for youth between the ages of 12 and 21 years in two categories. This year, a total of 35 youth were honoured. Thirty of those youth received an award under the Community Services Category and five under the Certificate of Recognition Category.

Certificate of Recognition

Recognizes youth who have made positive contributions to the community on a voluntary basis such as serving on committees and other volunteer work with organizations and groups. Certificates of Recognition were presented to the following:

Ashtin Ali
Meriko Kubota
Cherie Newman
Lily Motaghedi
Alishia Muehlfarth

Community Service Certificate

Recognizes youth who have recorded noteworthy achievements in some kind of endeavour. This award could also be conferred upon an individual who has achieved considerable progress in a particular line of endeavour, thus exhibiting the ability and commitment for personal change and growth.

Carson Graham Secondary

Fatima Allibhai
Pouya Bastani
Rachelle Charland
Shahedeh Deghani
Cheryl Ennis
Luke Evanow
Sama Ghnaim
Sepand Gojgini
Reyhaneh Kheradbakhsh
Kelly Liebech
Whitney McAuley
Alla McQueen
Payam Memar
Andrew Puglia
Katharina Spotzl
Garry Sum
Mina Vafaei

Keith Lynn Secondary School

Jon Boyce
V.J. deGuzman
Kristi Johnson
Jessica Kean
Sonia Linder
Jordie Lyttle
Laura Parker
Keri Torgenson
Chris Zahalta

St. Thomas Aquinas Secondary

Michelle Keong
Sarah Ruggier
Marie Smith
Jo-Ann Wong

Presentation - Continued

Thank you to Lions Gate Rotary

Ms. Crystal Saunders from North Shore Neighbourhood House and Ms. Lisa Nixon from Capilano Community Services Society presented an award of appreciation to the Lions Gate Rotary Club for their immeasurable community spirit in helping our youth projects.

Mayor Sharp recessed the meeting at 7:26 p.m.

The meeting reconvened at 7:28 p.m., with the same personnel present.

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

(a) 2003 Children and Youth Initiatives Fund - Special Project Grant Applications - File: 4230-17-08-04

Report: Youth Development Worker, Community Development,
April 28, 2003

Moved by Councillor Perrault, seconded by Councillor Clark

PURSUANT to the report of the Youth Development Worker, dated April 28, 2003, entitled "2003 Children and Youth Initiatives Fund - Special Projects Grant Applications":

THAT the following Children and Youth Initiatives Fund grant allocations for 2003 be approved:

Applicant	Purpose of Grant	Amount Recommended
North Vancouver Arts Council	Implement "Rhythm and Word" a music therapy program for at-risk youth at Keith Lynn Secondary	\$2,000
Capilano Community Services Society "Arts Workshop"	Continue to run "Arts Workshop" program involving TEENS MAD (Making a Difference) and other artists as mentors to high school youth who are interested in performing	\$2,030
Keith Lynn Alternate School Unloading Zone	To provide a highly structured anger management program for 2/12-week semesters to at-risk youth	\$2,300
Keith Lynn Alternate School Unloading Zone Facilitator's Training	To provide facilitator training to a teacher in Keith Lynn in the "Unloading Zone" to ensure sustainability of anger management training in the high school	\$700
North Vancouver City Library "Peer Tutors"	Implement a "Teen Tutors" program to help children with their homework	\$2,500

Continued....

4. (a) **2003 Children and Youth Initiatives Fund - Special Project Grant Applications - File: 4230-17-08-04 - Continued**

Applicant	Purpose of Grant	Amount Recommended
North Shore Neighbourhood House "Relationship Blues II"	Conduct a 12 week workshop on choices and decision making for young women in abusive relationships with a registered clinical counselor	\$2,000
North Shore Neighbourhood House Pregnant and Parenting Teen Program	To deliver a six-week sexual health course by Planned Parenthood over a six month period	\$300
North Shore Disability Resource	To provide two, three month sessions in social skills training program for youth with developmental disabilities	\$1,000
Queen Mary Community Project - North Shore Neighbourhood	Continue running "Early Birds Homework Club" (7:45 - 8:45 am) for elementary school children who are experiencing a lack of follow through at home	\$2,500
North Shore Multicultural Society "Diversity Youth Group"	To formulate the "Diversity Training Youth Group" in order to train young people in the program "People Power" (diversity issues) and develop a network of peer trainers focusing on Carson Graham Secondary	\$2,970
North Shore Association for the Mental Handicapped "The Avengers"	Partner in the production of two documentaries: (1) Youth with disabilities in the school system (2) The world through the eyes of youth with disabilities	\$1,200
Windsor House	For students to attend Strathcona Park Lodge Outdoor School for group development, personal growth, outdoor wilderness skills	\$500
Ridgeway School	To implement a "Social Responsibility - peer mentoring training session" for Grade 6 students to decrease intensity and frequency of behavioral problems on school grounds	\$1,000
Total Recommended		\$21,000

Continued....

4. (a) **2003 Children and Youth Initiatives Fund - Special Project Grant Applications - File: 4230-17-08-04 - Continued**

AND THAT the following Children and Youth Initiative Grant Applications be denied:

Applicant	Purpose of Grant	Amount Recommended
Alano Club of the North Shore Summer Pre-Employment	Implement a pre-employment training program in workplace communication, conflict resolution, active listening, negotiating, team building, interview process, etc.	\$3,000
North Shore Neighbourhood House	Jackets for Youth Workers to identify them to the community at-large	\$430
Seymour Heights Elementary School	To implement the Care Project in order to decrease bullying and to train peer counselors	\$1,500

AND THAT a copy of Council's Resolution be sent to District of North Vancouver and the School District No. 44 (North Vancouver) for their information.

CARRIED UNANIMOUSLY

(b) **Art Parks and Plazas - Studio in the City II - Youth Employment Arts Program - File: 4230-17-01**

Report: Youth Development Worker, Community Development, April 28, 2003

Moved by Councillor Clark, seconded by Councillor Mussatto

PURSUANT to the report of the Youth Development Worker, Community Development, dated April 28, 2003, entitled "Art Parks and Plazas - Studio in the City II - Youth Employment Arts Program":

WHEREAS the Studio in the City program was founded in 2001 and endorsed by City Council on February 12, 2001;

THAT "Art Parks and Plazas: Studio in the City II" program for 2003 with the North Shore Neighbourhood House be endorsed;

AND THAT a letter of appreciation on behalf of the City of North Vancouver be forwarded to Human Resources Development Canada thanking them for their continued support.

CARRIED UNANIMOUSLY

9. CONFIDENTIAL REPORTS

Moved by Councillor Keating, seconded by Councillor Clark

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) (b)

CARRIED UNANIMOUSLY

The meeting recessed at 7:42 p.m., and reconvened at 7:57 p.m., with the same personnel present.

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

**(a) Notice of Motion submitted by Councillor B.W. Perrault
Re: Honouring a Member of the Public - File: 1075-01**

WHEREAS John Braithwaite has served the City of North Vancouver in the capacity of Councillor for 23 years;

AND WHEREAS John Braithwaite was the Executive Director of the North Shore Neighbourhood House for 25 years (1956 – 1980 inclusive), influencing the lives of hundreds of youth serving our community as adults today;

THEREFORE BE IT RESOLVED THAT John Bismarck Braithwaite receive the Freedom of the City of North Vancouver Award of Distinction to recognize his years of service to our City.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT Item 5. (d) on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

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

(d) **Notice of Contravention - 1518 Bewicke Avenue - Lot 3, Block 43, DL 547, Plan 1215 - File: 3345-02 BEWICKE 1518**

Moved by Councillor Keating, seconded by Councillor Heywood

THAT Mr. Shuk K. Wong, registered owner of 1518 Bewicke Avenue be advised that the City Clerk will be instructed to file notice in the Land Titles Office under Section 700 of the Local Government Act of British Columbia:

- (a) **THAT** a resolution by the Council of the City of North Vancouver related to the property at 1518 Bewicke Avenue, Lot 3, Block 43, D.L. 547, Plan 1215, has been made under this section;
- (b) **AND THAT** further information respecting it may be viewed at the offices of The Corporation of the City of North Vancouver.

Mayor Sharp invited Mr. Wong, owner, or the owner's representative, to come forward and show cause why the City Council should not proceed with the above registration against the title.

Neither Mr. Wong nor his representative came forward at the invitation of the Mayor.

The motion was then **CARRIED UNANIMOUSLY.**

Moved by Councillor Keating, seconded by Councillor Clark

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

CARRIED UNANIMOUSLY

The meeting recessed at 8:02 p.m., and reconvened at 9:01 p.m., with the same personnel present.

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT item 6. (c) (ii) on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

6. BYLAWS - Continued

(c) Third Reading only, as amended

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7472" (Northwest Canadian Enterprises Ltd./Besharat Friars Architects, 132 East 20th Street, CD-448), as amended

be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Heywood

THAT the meeting recess to the Policy Committee meeting scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 9:21 p.m., and reconvened at 10:24 p.m., with the same personnel present and with the exception of Councillor Perrault.

Moved by Councillor Keating, seconded by Councillor Mussatto

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

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting recess to the Policy Committee meeting scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 10:25 p.m., and reconvened at 10:58 p.m., with the same personnel present and with the exception of Councillor Perrault.

Moved by Councillor Keating, seconded by Councillor Heywood

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

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the meeting recess to the Policy Committee meeting scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 10:59 p.m., and reconvened at 11:18 p.m., with the same personnel present and with the exception of Councillor Perrault.

3. CORRESPONDENCE

(a) Mr. Joe Foy, Campaign Director, Western Canada Wilderness Committee (WCWC), Vancouver, April 7, 2003

Re: Elk Creek: Chilliwack's Wild Wonder Worthy of Protection -
File: 4010-01

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the April 7, 2003 correspondence received from Mr. Joe Foy, Western Canada Wilderness Committee (WCWC) regarding "Elk Creek: Chilliwack's Wild Wonder Worthy of Protection":

THAT Chilliwack's Mayor Clint Hames, Chilliwack MLA Barry Penner and Mr. Kerry Grozier, Chilliwack District Manager of the B.C. Forest Service, be requested to preserve the Elk Creek Rainforest as a natural heritage site for the use and enjoyment of current and future generations of Lower Mainland People rather than logging it.

CARRIED UNANIMOUSLY

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

(c) City-wide Parking Study - Recommended Detailed Parking Plan - File: 4100-05-13

Recommendation: Policy Committee, April 28, 2003

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the recommended detailed parking plan as provided in Attachment 1 of the February 27, 2003 report of the Transportation Engineer, be endorsed;

AND THAT recommended signage plan for Zones A and B be implemented in 2003 subject to the 2003 Capital Budget discussions;

Continued....

4. (c) **City-wide Parking Study - Recommended Detailed Parking Plan - File: 4100-05-13 - Continued**

AND THAT staff revise the existing “Street & Traffic Bylaw, 1991, No. 6234” and “Zoning Bylaw, 1995, No. 6700”, Division IV: Parking & Loading Standards, in accordance with the recommended detailed parking plan;

AND THAT staff report back on the issue of parking around North Shore Neighbourhood House and the 100 Block West 16th Street;

AND THAT a position be set aside on the Parking Task Force Committee for a representative from the Advisory Committee on Disability Issues;

AND THAT staff report back on a City-wide policy with regards to marked parking spaces for people with disabilities.

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the motion be referred to the Environmental Protection Advisory Committee, Social Planning Advisory Committee, Advisory Committee on Disability Issues, North Vancouver Joint Bicycle Advisory Committee and the Advisory Planning Commission for comment.

CARRIED UNANIMOUSLY

(f) **Rezoning Application - 337 East Keith Road (Behrouz Monadizadeh et al/C. Moorhead Architect): Update and Bylaw Revisions - File: 3400-05 KEITH ROAD 337E**

Report: Development Planner, Community Development,
April 30, 2003

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Development Planner, dated April 30, 2003, entitled “Rezoning Application - 337 East Keith Road (Behrouz Monadizadeh et al/C. Moorhead Architect): Update and Bylaw Revisions”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7475” (B. Monadizadeh, A. Fekri, P. Khodarahmi /C. Moorhead Architect, 337 East Keith Road, CD-449) be amended at second reading so as to incorporate the changes contained in the revised bylaw presented as Attachment No. 2 of said report.

CARRIED UNANIMOUSLY

6. BYLAWS - Continued

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

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7475" (B. Monadizadeh, A. Fekri, P. Khodarahmi / C. Moorhead Architect, 337 East Keith Road, CD-449)

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the third reading of Bylaw No. 7475 be rescinded.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT Bylaw No. 7475 be amended at second reading by striking out Clauses 3(1), (2), (5) and (6) in their entirety and replacing them with Clauses 3 (1), (2), (5) and (6) as attached to the April 30, 2003 report of the Development Planner.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT Bylaw No. 7475, as amended, be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

5. MOTIONS AND NOTICES OF MOTION - Continued

- (b) **Development Variance Permit Application No. 175: VR1871, S.L.1-3, Block 73, D.L. 548/549, Plan VR1871, located at 300 - 1221 Lonsdale Avenue - File: 3358-03 LONS 121, DVP No. 175**

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT Development Variance Permit No. 175 be issued to VR1871 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. 175.

CARRIED UNANIMOUSLY

6. BYLAWS - Continued

(a) Reconsideration and Final Adoption

Moved by Councillor Heywood, seconded by Councillor Keating that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7481" (RT-1 Accessory Building Width Limitation and Minor Siting Exception Housekeeping, Text Amendment)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Heywood, seconded by Councillor Keating

THAT the said Bylaw No. 7481 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

5. MOTIONS AND NOTICES OF MOTION - Continued

(c) Secondary Suites - File: 3365-05-02

Submitted by Councillor C.R. Keating

Moved by Councillor Keating, seconded by Councillor Mussatto

WHEREAS secondary suites constitute one of the most important forms of affordable housing for both owners and renters in the City of North Vancouver;

AND WHEREAS only 120 secondary suites are currently approved under the City's existing regulations, while approximately 1500 remain unapproved and forty are closed annually because of the prohibitive costs of bringing them into strict compliance with the B.C. Building Code;

AND WHEREAS other jurisdictions have introduced suite legalization guidelines that deviate from the Building Code (while still maintaining its health and safety provisions) to allow for the legalization of secondary suites in housing stock similar to that of the City;

THEREFORE BE IT RESOLVED THAT staff be directed to bring forward recommendations on ways to facilitate the affordable legalization of secondary suites.

CARRIED UNANIMOUSLY

6. BYLAWS - Continued

(a) Reconsideration and Final Adoption – Continued

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (ii) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7489” (Rezoning Application to Allow 2nd Floor Commercial Uses - 275 Fell Avenue, Lestachsisson Investments Inc./Brock Croome Architect, Text Amendment to CD-282)

be reconsidered.

CARRIED

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the said Bylaw No. 7489 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 Clark, seconded by Councillor Mussatto that

- (iii) “Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw 2003, No. 7491” (Mid Block Designation Special Study Area)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Mussatto

THAT the said Bylaw No. 7491 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

10. ADJOURNMENT

Moved by Councillor Clark, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:36 p.m.