



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, MARCH 26, 2007**
AT 6:00 P.M.**

PRESENT:

COUNCIL MEMBERS

Mayor D.R. Mussatto
Councillor P.J. Bookham
Councillor R.J. Fearnley
Councillor R.N. Heywood
*Councillor C.R. Keating
Councillor B.W. Perrault
Councillor S.A. Schechter

STAFF MEMBERS

A.K. Tollstam, City Manager
S.E. Dowey, City Clerk
R.G. Anderson, Deputy City Clerk
I. Gordon, Director, Finance
F.A. Smith, Director, Community Development
F. Caouette, Director, Corporate Services
Supt. G. Tomlinson, O.I.C./R.C.M.P.
B. Themens, Deputy Director, Finance
S. Ono, City Engineer
N. Chand, Manager of Financial Planning
J. Irwin, Manager of Financial Services
D. Walker, Administrative Manager, R.C.M.P.
R.H. White, Waterfront Project-Development
Manager/Deputy Director, Community
E. Schellenberg, Assistant to City Manager

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

ADOPTION OF MINUTES

Moved by Councillor Perrault, seconded by Councillor Schechter

THAT the following Minutes be adopted as circulated:

1. Special Council Meeting Minutes, March 19, 2007.
2. In Camera Committee of the Whole Meeting Minutes, March 19, 2007.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

- Mr. Andy Hiscox, Suite 910-688 West Hastings Street, Vancouver, spoke regarding item 14 on the agenda, "Industrial Area Signage South of West 3rd Street between MacKay Avenue and Fell Avenue to West 1st Street".

continued...

PUBLIC INPUT PERIOD – File: 1090-21 - Continued

- Mr. Jason Kanigan, 304-154 East 18th Street, North Vancouver, spoke regarding item 10 on the agenda, “Child Care in Residential Neighbourhoods”.

CONSENT AGENDA ITEMS

{Items *18, *19 and *20}

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the resolutions listed within the “Consent Agenda” of March 26, 2007, be approved, as follows:

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***18. Development Variance Permit Application: 805 Automall Drive (Rogers Wireless Inc./Northshore Auto Mall) – File: 3345-02 AUTOM 805**

Report: Development Planner, Community Development, March 21, 2007.

PURSUANT to the report of the Development Planner, Community Development, dated March 21, 2007, entitled “Development Variance Permit Application: 805 Automall Drive (Rogers Wireless Inc./Northshore Auto Mall)”:

THAT Development Variance Permit No. 211 (805 Automall Drive, Rogers Wireless Inc./North Shore Auto Mall), be considered for issuance pursuant to Section 922 of the Local Government Act;

AND THAT the Public Meeting be waived.

(CARRIED UNANIMOUSLY)

- *19. Rezoning Application: 350 East 10th Street (A. Fekri, P. Khodarahmi, B. Monadzadeh/Rock-Arc Development Corp., RS-1 to RT-1)
– File: 3345-02 10 E 350**

Report: Development Planner, Community Development, March 21, 2007.

PURSUANT to the report of the Development Planner, Community Development, dated March 21, 2007, entitled “Rezoning Application: 350 East 10th Street (A. Fekri, P. Khodarahmi, B. Monadzadeh / Rock-Arc Development Corp., RS-1 to RT-1)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2007, No. 7857” (A. Fekri, P. Khodarahmi, B. Monadzadeh/Rock-Arc Development Corp., 350 East 10th Street, RS-1 to RT-1), be considered and referred to a Public Hearing;

AND THAT a covenant be prepared at the applicants’ expense to ensure that the project is built in accordance with the plans attached to the March 21, 2007 report.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Reading Only

- *20.** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2007, No. 7857” (A. Fekri, P. Khodarahmi, B. Monadzadeh/Rock-Arc Development Corp., 350 East 10th Street, RS-1 to RT-1).

THAT Bylaw No. 7857 be read a first time in short form, copy of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA

Moved by Councillor Heywood, seconded by Councillor Perrault

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

CARRIED UNANIMOUSLY

The meeting recessed at 6:04 p.m. and reconvened at 7:15 p.m. with the same personnel present.

PROCLAMATIONS

Mayor Mussatto read the following Proclamation:

“CANADIAN CANCER SOCIETY’S DAFFODIL MONTH” – APRIL 2007

Ms. Tracy Menzies, representative of the Canadian Cancer Society, thanked City Council for proclaiming “Canadian Cancer Society’s Daffodil Month”, April 2007.

DELEGATIONS

Ms. Ashley Duyker, Community Action Coordinator, Canadian Cancer Society, Greater Vancouver Region.

Re: Smoke-free Bylaws – File: 4000-03-08

Ms. Ashley Duyker, Community Action Coordinator, Canadian Cancer Society, Greater Vancouver Region, gave a PowerPoint Presentation regarding Smoke-Free City of North Vancouver, as follows:

- Request for the implementation of a smoke-free bylaw that will prohibit smoking at bus shelters; smoking near public entrance ways, air intakes, and ventilation systems; smoking on hospitality patios; and designated smoking rooms
- Rationale for Smoke-Free Public Places
- The Impact of Tobacco
- Smoking Rates in BC and in the City of North Vancouver
- Public Support
- Economic Impact of Patio Smoking Bans
- Momentum is building
- Support for Provincial Legislation
- City of North Vancouver can take the Lead.

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

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

3. **“Smoking Prohibition in Bus Shelters Bylaw, 2007, No. 7854” and “City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2007, No. 7855” (Smoking Prohibition in Bus Shelters)” – File: 4000-03-08 / 4115-02**

Report: Assistant City Engineer, Transportation, March 20, 2007.

Moved by Councillor Schechter, seconded by Councillor Keating

PURSUANT to the report of the Assistant City Engineer, Transportation, dated March 20, 2007, entitled “Smoking Prohibition in Bus Shelters Bylaw, 2007, No. 7854” and “City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2007, No. 7855” (Smoking Prohibition in Bus Shelters)”:

THAT “Smoking Prohibition in Bus Shelters Bylaw, 2007, No. 7854”, be considered;

AND THAT “City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2007, No. 7855” (Smoking Prohibition in Bus Shelters), be considered;

AND THAT a copy of the resolution be sent to TransLink, Union of British Columbia Municipalities member municipalities, Coast Mountain Bus Company and the Ministry of Health, Tobacco Control Programs;

AND THAT Council request TransLink to reconsider enforcing a smoking ban within TransLink bus loop, SeaBus and publicly accessible transit properties.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the presentation by Ms. Ashley Duyker, Community Action Coordinator, Canadian Cancer Society, Greater Vancouver Region, and the discussion by members of Council this evening regarding “Smoke-free Bylaws” be referred to staff with the direction to bring forward a report on the possibility of creating a stronger smoking bylaw as outlined in Ms. Duyker’s presentation, including the opportunities for controlling smoking at the SeaBus.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

4. “Smoking Prohibition in Bus Shelters Bylaw, 2007, No. 7854”.

Moved by Councillor Keating, seconded by Councillor Schechter

THAT Bylaw No. 7854 be read a first time in short form, copies of same having been distributed to Council members and read by them.

Moved by Councillor Fearnley, seconded by Councillor Schechter

THAT Bylaw No. 7854 be amended as follows:

By deleting the wording “five (5) metre radius” and replacing it with the wording “7.5 metre radius” in Section 3.1.

CARRIED UNANIMOUSLY

The motion, as amended, was **CARRIED UNANIMOUSLY.**

Moved by Councillor Schechter, seconded by Councillor Fearnley

THAT the said Bylaw No. 7854, as amended, be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Schechter, seconded by Councillor Fearnley

THAT the said Bylaw No. 7854, as amended, be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

5. “City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2007, No. 7855” (Smoking Prohibition in Bus Shelters).

Moved by Councillor Schechter, seconded by Councillor Fearnley

THAT Bylaw No. 7855 be read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

continued...

5. "City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2007, No. 7855" (Smoking Prohibition in Bus Shelters) - Continued

Moved by Councillor Schechter, seconded by Councillor Fearnley

THAT the said Bylaw No. 7855 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Schechter, seconded by Councillor Fearnley

THAT the said Bylaw No. 7855 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Schechter

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

CARRIED UNANIMOUSLY

The meeting recessed at 7:44 p.m. and reconvened at 8:26 p.m. with the same personnel present and with the exception of *Councillor Keating.

Mayor Mussatto read the following Proclamation:

**"MALE SURVIVORS OF SEXUAL ABUSE AWARENESS MONTH" –
APRIL 2007**

BYLAWS - Reconsideration and Final Adoption

6. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2007, No. 7849" (Tudor Design Construction Inc./Mara and Natha Architecture, 850 Harbourside Drive, CD-534).

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the said Bylaw No. 7849 be reconsidered.

CARRIED UNANIMOUSLY

continued...

6. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2007, No. 7849" (Tudor Design Construction Inc./Mara and Natha Architecture, 850 Harbourside Drive, CD-534). - Continued

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the said Bylaw No. 7849 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

7. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2007, No. 7850" (Anna Development Co. Ltd., Farzin Yadegari, Architect, 258-264 East 11th Street, CD-535).

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the said Bylaw No. 7850 be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the said Bylaw No. 7850 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

CORRESPONDENCE

8. **Centre for Sustainable Community Development, Federation of Canadian Municipalities, March 19, 2007.**

Re: FCM Community Energy Planning Mission 2007, July 29 – August 3, 2007, Alberta – File: 1840-02-01/1040-03-F1-01

Requested by Mayor Mussatto.

Moved by Councillor Perrault, seconded by Councillor Schechter

PURSUANT to the correspondence received from Centre for Sustainable Community Development, Federation of Canadian Municipalities, dated March 19, 2007, regarding "FCM Community Energy Planning Mission 2007, July 29 – August 3, 2007, Alberta":

continued...

8. Centre for Sustainable Community Development, Federation of Canadian Municipalities, March 19, 2007. - Continued

THAT Council members be authorized to attend the “FCM Community Energy Planning Mission 2007, July 29 – August 3, 2007 in Alberta”;

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

AND THAT the funds be provided from the 2007 Legislative Conventions and Delegations Account.

CARRIED UNANIMOUSLY

9. Union of British Columbia Municipalities, March 19, 2007.

Re: Inaugural Provincial Leadership Academy Forum, June 13–15, 2007, Richmond, B.C. – File: 1840-02-01/1040-03-U1-01

Requested by Councillor Schechter.

Moved by Councillor Schechter, seconded by Councillor Heywood

PURSUANT to the correspondence received from Union of British Columbia Municipalities, dated March 19, 2007, regarding “Inaugural Provincial Leadership Academy Forum, June 13–15, 2007, Richmond, B.C.”:

THAT Council members be authorized to attend the “Inaugural Provincial Leadership Academy Forum, June 13–15, 2007 in Richmond, B.C.”;

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

AND THAT the funds be provided from the 2007 Legislative Conventions and Delegations Account.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

10. Child Care in Residential Neighbourhoods – File: 4230-05-02

Report: Community Planner, Community Development, March 14, 2007.

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT consideration of item 10 on the agenda be deferred until all members of Council are present.

CARRIED UNANIMOUSLY

11. Western Avenue Planning Study Area: Follow-up Official Community Plan Amendment Bylaw No. 7856 – File: 3330-02-W2

Report: Development Planner, Community Development, March 12, 2007.

BYLAWS - Introduction and First Reading Only

- 12.** “City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2007, No. 7856” (Western Avenue Planning Study Part II, 140-194 West 23rd Street and 2305 Western Avenue inclusive, Residential Level Three: Low Density to Residential Level Four: Medium Density).

Moved by Councillor Schechter, seconded by Councillor Fearnley

THAT consideration of items 11 and 12 on the agenda be deferred until all members of Council are present.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

13. Community Social Planning – Resolution for Union of British Columbia Municipalities (UBCM) – File: 1085-03-S11-01

Report: Community Planner, Community Development, March 21, 2007.

Moved by Councillor Fearnley, seconded by Councillor Schechter

PURSUANT to the report of the Community Planner, Community Development, dated March 21, 2007, entitled “Community Social Planning – Resolution for Union of British Columbia Municipalities (UBCM)”:

THAT the following resolution be adopted and forwarded to the Lower Mainland Local Government Association for their endorsement, and for further consideration by the Union of British Columbia Municipalities at their Annual General Meeting:

“**WHEREAS** it has been demonstrated that collaborative, cooperative planning processes increase the efficiency and maximize the impacts of the investments that all levels of government are making in assisting communities to respond to the increasingly complex and inter-connected social issues they face;

WHEREAS the Community Charter requires municipal governments to prepare an annual report that may include community social issues, and an integrated, collaborative planning process is a requirement for financial support by many funding sources including provincial and federal governments; and

WHEREAS municipal governments need support to ensure the existence of appropriate community driven social planning processes in their communities;

NOW THEREFORE BE IT RESOLVED THAT the Union of British Columbia Municipalities ask the provincial government to commit to providing sustained financial support for local community social planning processes that serve to support and integrate responses to social issues throughout British Columbia.”

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

14. Industrial Area Signage South of West 3rd Street between MacKay Avenue and Fell Avenue to West 1st Street – File: 3310-15

Report: Policy Analyst, Community Development, March 21, 2007.

Moved by Councillor Perrault, seconded by Councillor Heywood

PURSUANT to the report of the Policy Analyst, Community Development, dated March 21, 2007, entitled “Industrial Area Signage South of West 3rd Street between MacKay Avenue and Fell Avenue to West 1st Street”:

THAT staff report back with Sign Bylaw revisions with respect to the Industrial Area Sign District area.

CARRIED

15. Development Variance Permit Application – 901 West 3rd Street (Pattison Sign Group/Nucasa) - Sign Variance – File: 3345-02 03 W 901 DVP No. 204.

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT consideration of item 15 on the agenda be deferred until all members of Council are present.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

16. Improving Energy Efficiency in Buildings in the City of North Vancouver: Funding Opportunity Through the Community Action on Energy Efficiency – File: 4010-01/4165-05-01

Report: Planner, Community Development, March 22, 2007.

Moved by Councillor Heywood, seconded by Councillor Schechter

PURSUANT to the report of the Planner, Community Development, dated March 22, 2007, entitled “Improving Energy Efficiency in Buildings in the City of North Vancouver: Funding Opportunity through the Community Action on Energy Efficiency”:

continued...

16. Improving Energy Efficiency in Buildings in the City of North Vancouver: Funding Opportunity Through the Community Action on Energy Efficiency – File: 4010-01/4165-05-01 - Continued

WHEREAS the City of North Vancouver continues to support Canada's greenhouse gas emission goals under the Kyoto Protocol through ongoing implementation of the City's Local Action Plan;

WHEREAS the City has established green building measures for City of North Vancouver buildings; and

WHEREAS the City is currently revising "Sustainable Development Guidelines" to provide more rigorous expectations for development;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of North Vancouver supports the application for funding through the Community Action on Energy Efficiency Program.

CARRIED UNANIMOUSLY

MOTION AND NOTICES OF MOTION

17. Demolition Waste Recycling Plan – File: 4050-04-10-01

Submitted by: Councillor C.R. Keating

WHEREAS waste from building demolition is an increasing component of waste received at transfer stations and landfills; and

WHEREAS much demolished building waste has continued economic and use value;

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver implement a policy requiring the submission of a demolition waste recycling plan as a requirement of the issuance of demolition permits; and

RESOLVED THAT the City work with its partner municipalities in the North Shore Recycling Program to create opportunities for citizens to recycle usable components of renovation waste.

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT consideration of item 17 on the agenda be deferred until Councillor Keating is present at the meeting.

CARRIED UNANIMOUSLY

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

21. Council Access to Information from Committees – File: 1095-01

Report: City Clerk, March 5, 2007.

22. Appointment to the Social Planning Advisory Committee – File: 1085-03-S11-01

Report: City Clerk, February 13, 2007.

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT consideration of items 21 and 22 on the agenda be deferred until all members of Council are present.

CARRIED UNANIMOUSLY

RECESS

Mayor Mussatto declared a recess at 8:46 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

Nil.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Schechter, seconded by Councillor Bookham

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 8:47 p.m.