



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, SEPTEMBER 8, 2008**
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
R.H. White, Director, Community Development
S. Ono, City Engineer
I. Gordon, Director, Finance
F. Caouette, Director, Corporate Services
G. Penway, Waterfront Project – Development Mgr.
Deputy Director, Community Development
L. R. Orr, Manager, Special Projects and
Services/National Maritime Centre Project Director
D. Sigston, Deputy Director, Corporate Services
B. Themens, Deputy Director, Finance
D. Pope, Deputy City Engineer
C. Kathler, Community Planner
D. Mitic, Assistant City Engineer, Transportation
K. Russell, Development Planner
D. Hawkins, Research Assistant, Community
Development
S. Wilks, Timekeeper

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

ADOPTION OF MINUTES

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, July 28, 2008.
2. In Camera Committee of the Whole Meeting Minutes, July 28, 2008.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

Nil.

CONSENT AGENDA ITEMS

{Items *14, *15, *16, *17, *18, *19 and *20}

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the resolutions listed within the "Consent Agenda" be approved.

BYLAWS - Reconsideration and Final Adoption

- *14.** "Local Area Service Bylaw, 2008, No. 7956" (Concrete sidewalk and curb be constructed to serve the north side of the 300 block of West 4th Street, between Mahon and Forbes Avenues).

THAT the said Bylaw No. 7956 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7956 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

(CARRIED UNANIMOUSLY)

CORRESPONDENCE

- *15. Metro Vancouver, Board in Brief, July 18 and July 25, 2008
- File: 1180-06**

THAT the Metro Vancouver, The Board in Brief, dated July 18 and July 25, 2008, be received and filed.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***16. Statutory Review: Official Community Plan Amendment Application: 1632 Lonsdale Avenue (Loblaws Properties West Inc. & Loblaws Inc./Anthem Properties Group Ltd.) – File: 3345-02 Lonsdale 1632**

Report: Planning Technician 2, Community Development,
September 2, 2008.

PURSUANT to the report of the Planning Technician 2, Community Development, dated September 2, 2008, entitled “Statutory Review: Official Community Plan Amendment Application: 1632 Lonsdale Avenue (Loblaws Properties West Inc. & Loblaws Inc./Anthem Properties Group Ltd.)”:

THAT the review contained in the September 2, 2008 report concerning statutory examinations of the “City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2008, No. 7950” (Loblaws Properties West Inc. & Loblaws Inc./Anthem Properties Group Ltd./Rafii Architects Inc., 1632 Lonsdale Avenue, Height Amendment to Figure 1. *Potential Maximum Building Heights in High Density Areas*), be received.

(CARRIED UNANIMOUSLY)

***17. Appointment of Bylaw Enforcement Officer – File: 3030-01**

Report: Deputy Director, Corporate Services, August 11, 2008.

PURSUANT to the report of the Deputy Director, Corporate Services, dated August 11, 2008, entitled “Appointment of Bylaw Enforcement Officer”:

THAT Mr. Baljit Johal be appointed under the Police Act, 1979, R.S. Chapter 331, Section 36.1, and the Community Charter, SBC Chapter 26 as Bylaw Enforcement Officer (Parking Patrol Officer) for The Corporation of the City of North Vancouver, for a term ending on the date his employment with the City ceases.

(CARRIED UNANIMOUSLY)

***18. The Sustainable City Grant Program – File: 3325-09**

Report: Community Planner, Community Development, August 26, 2008.

PURSUANT to the report of the Community Planner, Community Development, dated August 26, 2008, entitled “The Sustainable City Grant Program”:

THAT the Sustainable City Grant Program be endorsed;

AND THAT the \$17,000 remaining in the Parks and Environment Grant Program for 2008 be re-allocated to the Sustainable City Grant Program on a one time only basis.

(CARRIED UNANIMOUSLY)

***19. “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2008, No. 7960” (Public Plaza Parking Lot – 120 West 14th Street) – File: 4120-03-01**

Report: Property Valuator-Negotiator, Corporate Services, September 2, 2008.

PURSUANT to the report of the Property Valuator-Negotiator, Corporate Services, dated September 2, 2008, entitled “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2008, No. 7960” (Public Plaza Parking Lot – 120 West 14th Street):

THAT “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2008, No. 7960” (Public Plaza Parking Lot – 120 West 14th Street), be considered.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Three Readings

- *20. "Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2008, No. 7960" (Public Plaza Parking Lot – 120 West 14th Street).

THAT Bylaw No. 7960 be read a first time in short form, copies of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7960 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7960 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the Council recess to the Committee of the Whole In Camera, to consider the items as listed under the Committee of the Whole Section of the Council Agenda, for the following reasons respectively for each item:

3. Section 90 (1) (j)
4. Section 90 (1) (a)

CARRIED UNANIMOUSLY

The meeting recessed at 6:02 p.m. and reconvened at 6:20 p.m. with the same personnel present.

REPORT OF COMMITTEE OF THE WHOLE

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

**4. Appointment to the Social Planning Advisory Committee
- File: 1085-03-S11-01**

Report: City Clerk, August 26, 2008.

PURSUANT to the report of the City Clerk, dated August 26, 2008, entitled "Appointment to the Social Planning Advisory Committee":

THAT Ms. Michelle Robindell be appointed for a partial term to conclude on January 31, 2010, to complete the term of Ms. Sheraneh (Sherry) Ramezani.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

5. Rezoning Application: 210 West 13th Street (DMRC Properties / The Hulbert Group International Inc., CD-563) – File: 3345-02 13 W 210

Report: Planning Technician II, Community Development,
September 3, 2008.

Moved by Councillor Schechter, seconded by Councillor Keating

PURSUANT to the report of the Planning Technician II, Community Development, dated September 3, 2008, entitled "Rezoning Application: 210 West 13th Street (DMRC Properties / The Hulbert Group International Inc., CD-563)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7953" (DMRC Properties Ltd. / The Hulbert Group International Inc., 210 West 13th Street, CD-563), be considered and referred to a Public Hearing;

AND THAT staff report back on options for acquiring the non market rental units and administering the non market rental units;

continued...

5. **Rezoning Application: 210 West 13th Street (DMRC Properties / The Hulbert Group International Inc., CD-563) – File: 3345-02 13 W 210 – Continued**

AND THAT Engineering, Parks and Environment's requests for:

- Installation of speed bumps in lane north of subject property;
- Installation of bicycle push button at the north approach of Chesterfield Avenue;
- Relocation of signal due to installation of corner bulge at the northwest corner of Chesterfield Avenue and 13th Street;
- Replacement of section of lane close to lane throat;
- Install planted median in 13th Street adjacent to the development subject to fire and operations approval;
- Upgrade existing streetlight on the south side of 13th Street to a 'flat glass' luminaire of equal wattage and distribution type

be supported.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Reading Only

6. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7953" (DMRC Properties Ltd. / The Hulbert Group International Inc., 210 West 13th Street, CD-563).

Moved by Councillor Perrault, seconded by Councillor Keating

THAT the said Bylaw No. 7953 be introduced and read a first time in short form, copies of same having been distributed to Council.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

7. Rezoning Application Proposal: 365 East 9th Street (D.M.S. Enterprises Ltd./F. Yadegari Architect) – File: 3345-02 09 E 365

Report: Development Planner, Community Development,
September 2, 2008.

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Development Planner, Community Development, dated September 2, 2008, entitled “Rezoning Application Proposal: 365 East 9th Street (D.M.S. Enterprises Ltd./F. Yadegari Architect):

THAT staff be requested to work with the applicants to reduce the number of units but retain the detached form as described in Option 2 of the September 2, 2008 report.

CARRIED

Councillor Perrault, Councillor Schechter, and Councillor Heywood are recorded as voting contrary to the motion.

The Mayor recessed the meeting at 6:58 p.m. and reconvened at 7:01 p.m. with the same personnel present.

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the meeting recess to the Public Hearing regarding Bylaws Nos. 7950 and 7951 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:02 p.m. and reconvened at 10:42 p.m. with the same personnel present.

A motion to continue past 10:30 p.m., was carried unanimously in the Public Hearing this evening.

BYLAWS - Second and Third Readings

11. "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2008, No. 7950" (Loblaws Properties West Inc. & Loblaws Inc./Anthem Properties Group Ltd./Rafii Architects Inc., 1632 Lonsdale Avenue, Height Amendment to Figure 1. *Potential Maximum Building Heights in High Density Areas*).

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7950 be read a second time in short form.

Moved by Councillor Schechter, seconded by Councillor Perrault

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 then taken on the motion.

Voting in favour: Councillor Fearnley
 Councillor Keating
 Councillor Perrault
 Councillor Schechter
 Councillor Heywood
 Mayor Mussatto

Voting against: Councillor Bookham

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

Moved by Councillor Perrault, seconded by Councillor Keating

THAT the said Bylaw No. 7950 be read a third time in short form and passed subject to reconsideration.

CARRIED

BYLAWS - Third Reading Only

12. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7951"
(Loblaw Properties West Inc. & Loblaw Inc./Anthem Properties Group
Ltd./Rafii Architects Inc., 1632 Lonsdale Avenue, CD-562), as amended.

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the said Bylaw No. 7951, as amended, be read a third time in short form and passed subject to reconsideration.

CARRIED

8. **Intergovernmental Panel on Climate Change: 4th Assessment Report (2007) – Discussion and Response – File: 4010-01/1180-39**

Report: Research Assistant, Community Development, September 2, 2008.

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Research Assistant, Community Development, dated September 2, 2008, entitled "Intergovernmental Panel on Climate Change: 4th Assessment Report (2007) – Discussion and Response":

THAT the report be received;

AND THAT staff be requested to consider the findings of the September 2, 2008 report alongside other related sustainability initiatives in ongoing policy work.

CARRIED

9. Change of Hours of Liquor Service, The District, Thai House and Deuce Restaurants – File: 1195-11-L2-02-01 / 3345-02 Lons 13 / Esplanade W 116 / Lons 1617

Report: Planning Technician 2, Community Development,
September 2, 2008.

Moved by Councillor Keating, seconded by Councillor Schechter

PURSUANT to the report of the Planning Technician 2, Community Development, dated September 2, 2008, entitled “Change of Hours of Liquor Service, The District, Thai House and Deuce Restaurants”:

THAT the applications for an extension of hours of liquor service to 1:00 a.m. for two food primary licensed establishments known as The District and the Thai House restaurants be supported;

AND THAT the application for a shift in hours of liquor service from 9:00 a.m. – 12:00 a.m. to 10:00 a.m. – 1:00 a.m. for the food primary licensed establishment known as Deuce Restaurant be supported.

CARRIED UNANIMOUSLY

10. Domestic Clothesline Regulations – File: 4000-01

Report: Director, Community Development, August 26, 2008.

Moved by Councillor Keating, seconded by Councillor Perrault

PURSUANT to the report of the Director, Community Development, dated August 26, 2008, entitled “Domestic Clothesline Regulations”:

THAT the information outlined in the August 26, 2008 report be received and filed;

AND THAT staff be requested to use existing advertising and web postings to encourage the use of clotheslines for domestic laundry drying.

CARRIED UNANIMOUSLY

MOTIONS AND NOTICES OF MOTIONS

13. **Development Variance Permit No. 223 – New One-Unit Infill Residence with Secondary Suite – 1653 Grand Boulevard (M. Mylett/Allan Diamond Architect) – File: 3345-02 Grand Blvd 1653**

Moved by Councillor Perrault, seconded by Councillor Schechter

THAT Development Variance Permit No. 223 – New One-Unit Infill Residence with Secondary Suite – 1653 Grand Boulevard (M. Mylett/Allan Diamond Architect) be issued to Michael Mylett and Elaine Mylett, in accordance with Section 922 of the Local Government Act;

AND THAT DVP No. 223 be issued subject to a Section 219 Covenant between the owners of the property and the City of North Vancouver being executed to ensure protection of the Heritage Building, Off-Site Works and that the new building be built in accordance with the approved plans;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 223.

CARRIED UNANIMOUSLY

RECESS

Mayor Mussatto declared a recess at 11:28 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 Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:29 p.m.