



**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, OCTOBER 6, 2008**  
**AT 6:00 P.M.****

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**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. Caouette, Director, Corporate Services  
S. Ono, City Engineer  
R.H. White, Director, Community Development  
B. Themens, Deputy Director, Finance  
L. McCarthy, Community Development Worker  
G. Penway, Waterfront Project – Development Mgr.  
Deputy Director, Community Development  
P. Penner, Planner, Community Development  
K. Russell, Development Planner  
D. Pope, Deputy City Engineer  
D. Hutch, Landscape Architect  
M. Hunter, Manager, Parks & Environment  
P. Melville, Manager, Inspections  
S. Wilks, Timekeeper

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

**ADOPTION OF MINUTES**

Moved by Councillor Heywood, seconded by Councillor Perrault

**THAT** the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, September 15, 2008.
2. In Camera Committee of the Whole Meeting Minutes, September 15, 2008.

**CARRIED UNANIMOUSLY**

**PUBLIC INPUT PERIOD – File: 1090-21**

- Ms. Kay Nasr, 618 East 21<sup>st</sup> Street, spoke regarding “Issues of Height of Shrubs and Compost Bins of the Neighbouring Properties to 618 East 21<sup>st</sup> Street”.

*continued...*

## **PUBLIC INPUT PERIOD – File: 1090-21 - Continued**

- Mr. Jeremy Poole, Alexander Holburn Beaudin & Lang LLP, Barristers & Solicitors, 2700 – 700 West Georgia Street, Vancouver, spoke regarding item 13 on the agenda, “335 East 8<sup>th</sup> Street – Zoning Bylaw No. 7895”.
- Mr. Ivan Leonard, 215 St. Andrew’s Avenue, spoke regarding “Train Noise”.

## **CONSENT AGENDA ITEMS**

**{Items \*4, \*20, \*21, \*22, \*23, \*24, \*25, \*26, \*27, \*28, \*29, \*30, \*31, \*32, \*33 and \*34}**

Moved by Councillor Heywood, seconded by Councillor Perrault

**THAT** the resolutions listed within the “Consent Agenda” be approved, as follows:

## **COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS**

### **\*4. Leave of Absence Without Pay Request – File: 1800-06/1880-03-09**

Report: Manager, Human Resources, September 22, 2008.

**PURSUANT** to the report of the Manager, Human Resources, dated September 22, 2008, entitled “Leave of Absence Without Pay Request”:

**THAT** the action taken by the Committee of The Whole in camera regarding “Leave of Absence Without Pay Request” be ratified;

**AND THAT** the wording of the recommendation and the report of the Manager, Human Resources, dated September 22, 2008, entitled “Leave of Absence Without Pay Request”, remain in camera.

**(CARRIED UNANIMOUSLY)**

## **BYLAWS - Reconsideration and Final Adoption**

- \*20. "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment bylaw, 2008, No. 7939" (Long Term Transportation Plan for the City, Amendments to Schedules B & F).
- \*21. "Taxation Exemption Bylaw, 2008, No. 7959".

**THAT** the said Bylaws Nos. 7939 and 7959 be reconsidered.

**(CARRIED UNANIMOUSLY)**

**THAT** the said Bylaws Nos. 7939 and 7959 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**(CARRIED UNANIMOUSLY)**

## **REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF**

- \*22. **Safety of Cyclists and the Public on City of North Vancouver Roads – Mr. Thang Vu Delegation – File: 1085-03-N-20-02**

Report: Transportation Technologist, September 30, 2008.

**PURSUANT** to the report of the Transportation Technologist, dated September 30, 2008, entitled "Safety of Cyclists and the Public on City of North Vancouver Roads – Mr. Thang Vu Delegation":

**THAT** the City of North Vancouver call upon the Government of Canada requesting they convene Public Hearings on the Motor Vehicle Safety Act and the Motor Vehicle Transport Act to increase the safety of all road users, including cyclists and pedestrians, by means of the letter in Attachment 2 of the September 30, 2008 report;

**AND THAT** copies of the resolution be forwarded to the North Vancouver Joint Bicycle Advisory Committee, the North Shore Members of Parliament and the Minister of Transportation for the Province of British Columbia.

**(CARRIED UNANIMOUSLY)**

**\*23. Lower Lonsdale Legacy Fund – Recommendations for 2008 Round Two Grants – File: 1665-14**

Report: Community Planner, Community Development, September 30, 2008.

**PURSUANT** to the report of the Community Planner, dated September 30, 2008, entitled “Lower Lonsdale Legacy Fund – Recommendations for 2008 Round Two Grants”:

**THAT** the following Round Two requests for funding from the 2008 Lower Lonsdale Legacy Fund be granted:

Family Services of the North Shore:	
Postpartum Counselling & Outreach .....	\$10,000
North Shore Neighbourhood House:	
Iranian Seniors Peer Support Volunteer Program .....	10,000
North Shore Stroke Recovery Centre:	
Education & Training to Increase Brain Health .....	14,505
Capilano Community Services Society:	
Grocery Shop with Doris the Bus.....	5,853
Harvest Project: Emergency Needs Program.....	<u>13,867</u>
	<u>\$54,225</u>

**AND THAT** application deadlines for the Lower Lonsdale Legacy Fund be revised to occur on March 31<sup>st</sup> and October 15<sup>th</sup> annually;

**AND THAT** the September 30, 2008 report be circulated to the applicants, the Social Planning Advisory Committee and the Lower Lonsdale Network for their information.

**(CARRIED UNANIMOUSLY)**

**\*24. Waterfront Lease and Outfall License Adjacent to the Pier Development – File: 3375-10-02**

Report: Deputy Director, Corporate Services, September 16, 2008

**RECOMMENDATION:**

**PURSUANT** to the report of the Deputy Director, Corporate Services, dated September 16, 2008, entitled “Waterlot Lease and Outfall License Adjacent to the Pier Development”:

*continued...*

**\*24. Waterfront Lease and Outfall License Adjacent to the Pier Development – File: 3375-10-02 - Continued**

**THAT** the Mayor and City Clerk be authorized to execute the Waterlot Lease between the City and Port Metro Vancouver for waterlot areas adjacent to the Pier and the Outfall License for an extension to an existing storm water outfall on the east boundary of the Pier as outlined in the September 16, 2008 report.

**(CARRIED UNANIMOUSLY)**

**\*25. 970 Marine Drive, Road Closure and Grant of Easement to Triman Developments Ltd., Inc. No. 0771590 – File: 4140-10-02**

Report: Property Valuator/Negotiator, Lands Division, Corporate Services, September 24, 2008.

**PURSUANT** to the report of the Property Valuator/Negotiator, Lands Division, Corporate Services, dated September 24, 2008, entitled “970 Marine Drive, Road Closure and Grant of Easement to Triman Developments Ltd., Inc. No. 0771590”:

**THAT** “Highways Closing and Grant of Easement Bylaw, 2008, No. 7964” (Closing and removal of highway dedication and grant of easement of those portions of highway located at 970 Marine Drive and 935 West 16<sup>th</sup> Street) be considered;

**AND THAT** Triman Developments Ltd. be granted an easement over the closed road portions referenced in Bylaw No. 7964;

**AND THAT** the Mayor and City Clerk be authorized to sign and seal any such documents as may be required in order to give effect to the above motions.

**(CARRIED UNANIMOUSLY)**

## **BYLAWS - Introduction and First Three Readings**

- \*26. "Highways Closing and Grant of Easement Bylaw, 2008, No. 7964"  
(Closing and removal of highway dedication and grant of easement of those portions of highway located at 970 Marine Drive and 935 West 16<sup>th</sup> Street).

**THAT** Bylaw No. 7964 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. 7964 be read a second time in short form.

**(CARRIED UNANIMOUSLY)**

**THAT** the said Bylaw No. 7964 be read a third time in short form and passed subject to reconsideration.

**(CARRIED UNANIMOUSLY)**

## **REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF**

- \*27. **Proposed Speed Hump Installation – 300 & 400 Blocks of West 6<sup>th</sup> Street – File: 3370-04-10**

Report: Transportation Technologist, Engineering, Parks and Environment, September 30, 2008.

**PURSUANT** to the report of the Transportation Technologist, Engineering, Parks and Environment, dated September 30, 2008, entitled "Proposed Speed Hump Installation – 300 & 400 Blocks of West 6<sup>th</sup> Street":

**THAT** speed humps be installed in the 300 & 400 Blocks of West 6<sup>th</sup> Street using funds from the Speed Humps in 30 km/hour zone funds.

**(CARRIED UNANIMOUSLY)**

**\*28. Development Variance Permit Application – 2300 Lonsdale Avenue  
(Johnston Davidson Architecture & Planning Inc.)  
– File: 3345-02 Lonsdale 2300**

Report: Development Planner, Community Development, September 30,  
2008.

**PURSUANT** to the report of the Development Planner, Community Development, dated September 30, 2008, entitled “Development Variance Permit Application – 2300 Lonsdale Avenue (Johnston Davidson Architecture & Planning Inc.)”:

**THAT** Development Variance Permit No. 199 (2300 Lonsdale Avenue, City of North Vancouver), be considered for issuance pursuant to Section 922 of the Local Government Act;

**AND THAT** the Public Meeting requirement be waived.

**(CARRIED UNANIMOUSLY)**

**\*29. Rezoning Application: 263-269 East 5<sup>th</sup> Street (M. Saii / F. Yadegari  
Architect, CD-567) – File: 3345-02 05 E 263-269**

Report: Development Planner, Community Development, September 30,  
2008.

**PURSUANT** to the report of the Development Planner, Community Development, dated September 30, 2008, entitled “Rezoning Application: 263-269 East 5<sup>th</sup> Street (M. Saii / F. Yadegari Architect, CD-567)”:

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7965” (Anna Development Company Limited / Farzin Yadegari Architect, 263-269 East 5<sup>th</sup> Street, CD-567), be considered and referred to a Public Hearing;

**AND THAT** subject to the rezoning of the property, the applicant be required to replace existing street lighting luminaires with 150W HPSA type 2 MC flat glass luminaires on 200 Block East 5<sup>th</sup> Street.

**(CARRIED UNANIMOUSLY)**

## **BYLAWS - Introduction and First Reading Only**

- \*30. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7965" (Anna Development Company Limited / Farzin Yadegari Architect, 263-269 East 5<sup>th</sup> Street, CD-567).

**THAT** Bylaw No. 7965 be read a first time in short form, copy of same having been distributed to Council members and read by them.

**(CARRIED UNANIMOUSLY)**

## **REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF**

- \*31. **Rezoning Application, Subdivision Into Two Lots – 164 East 27<sup>th</sup> Street (Noort Holdings Ltd.) – File: 3345-02 27 E 164**

Report: Planning Technician 2, Community Development, September 30, 2008.

**PURSUANT** to the report of the Planning Technician 2, Community Development, dated September 30, 2008, entitled "Rezoning Application, Subdivision Into Two Lots – 164 East 27<sup>th</sup> Street (Noort Holdings Ltd.):

**THAT** "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7966" (Doug O'Neill, Executor to the Estate of Kathleen O'Neill / Noort Holdings Ltd., 164 East 27<sup>th</sup> Street, RS-3) be considered and referred to a Public Hearing.

**(CARRIED UNANIMOUSLY)**

## **BYLAWS - Introduction and First Reading Only**

- \*32. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7966" (Doug O'Neill, Executor to the Estate of Kathleen O'Neill / Noort Holdings Ltd., 164 East 27<sup>th</sup> Street, RS-3).

**THAT** Bylaw No. 7966 be read a first time in short form, copy of same having been distributed to Council members and read by them.

**(CARRIED UNANIMOUSLY)**



## **REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF**

- \*33. Rezoning Application: 206-210 West 19<sup>th</sup> Street (Anna Development Co. Ltd. / AMS Design and Project Management Co. Ltd., CD-568) – File: 3345-02 19 W 206-210**

Report: Development Planner, Community Development, September 30, 2008.

**PURSUANT** to the report of the Development Planner, Community Development, dated September 30, 2008, entitled “Rezoning Application: 206-210 West 19<sup>th</sup> Street (Anna Development Co. Ltd. / AMS Design and Project Management Co. Ltd., CD-568)”:

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7972” (Anna Development Company Limited, Michael Saii, 206 – 210 West 19<sup>th</sup> Street, CD-568), be considered and referred to a Public Hearing.

**(CARRIED UNANIMOUSLY)**

### **BYLAWS - Introduction and First Reading Only**

- \*34.** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7972” (Anna Development Company Limited, Michael Saii, 206 – 210 West 19<sup>th</sup> Street, CD-568).

**THAT** Bylaw No. 7972 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 ITEMS**

Moved by Councillor Perrault, seconded by Councillor Schechter

**THAT** “Any Other Business - New Items,” on the agenda, be brought forward for consideration at this time.

**CARRIED UNANIMOUSLY**

## **ANY OTHER BUSINESS – NEW ITEMS**

Councillor Perrault announced that she will not be seeking re-election for City Council in the upcoming Local Government Election. She reviewed her 18 years of experience on Council and listed the various accomplishments and goals such as the new City Library and the Spirit Trail that have been reached during her tenure. She thanked the community for its support over the years.

Council members thanked Councillor Perrault for her many years of service to the City of North Vancouver.

Moved by Councillor Fearnley, seconded by Councillor Keating

**THAT** the correspondence from Ms. Kay Nasr and Mr. Lou Nasr, dated October 1, 2008, regarding “Issues of Height of Shrubs and Compost Bins of the Neighbouring Properties to 618 East 21<sup>st</sup> Street”, be added to the agenda as item 35.

**CARRIED UNANIMOUSLY**

### **35. Issues of Height of Shrubs and Compost Bins of Neighbouring Properties to 618 East 21<sup>st</sup> Street – File: 3345-02 21 E 618**

Moved by Councillor Fearnley, seconded by Councillor Heywood

**THAT** staff be requested to investigate the issues raised in the correspondence from Ms. Kay Nasr and Mr. Lou Nasr, dated October 1, 2008, regarding “Issues of Height of Shrubs and Compost Bins of the Neighbouring Properties to 618 East 21<sup>st</sup> Street”, and report back with an outline of what appropriate actions can be taken.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Heywood

**THAT** the Council recess to the Committee of the Whole In Camera, to consider the item as listed under the Committee of the Whole Section of the Council Agenda, for the following reason:

3. Section 90 (1) (e)

**CARRIED UNANIMOUSLY**

The meeting recessed at 6:15 p.m. and reconvened at 7:02 p.m. with the same personnel present.

## **REPORT OF COMMITTEE OF THE WHOLE**

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

### **3. Civic Centre Revitalization Project Funding – File: 1065-02-01**

Report: City Manager, September 30, 2008.

**PURSANT** to the report of the City Manager dated September 30, 2008, entitled “Civic Centre Revitalization Project Funding”:

**THAT** the revised 2008-2017 Financial Plan be amended to include \$8,975,500 for the Civic Centre Revitalization for appropriation in the Fall 2008;

**AND THAT** staff be requested to report back to Council for design approval as part of the Civic Centre design process;

**AND THAT** the report of the City Manager, dated September 30, 2008, entitled “Civic Centre Revitalization Project Funding” remain in camera.

**CARRIED UNANIMOUSLY**

Councillor Schechter briefly left and returned to the meeting.

## **PROCLAMATIONS**

Mayor Mussatto read the following Proclamations:

**“WORLD HABITAT DAY” – OCTOBER 6, 2008**

**“FOSTER FAMILY APPRECIATION DAY” – OCTOBER 20, 2008**

**“NATIONAL WASTE REDUCTION WEEK” – OCTOBER 19-25, 2008**

**“FERAL CAT DAY” – OCTOBER 16, 2008**

## **DELEGATIONS**

### **Ms. Lana Simon, Director, Pacific Animal Foundation.**

Re: Feral Cat Day, October 16, 2008 and Civic Plaza Permit Request  
- File: 3010-02-01

Ms. Lana Simon, Director, Pacific Animal Foundation, introduced Ms. Taylor Wheeler, also of the Pacific Animal Foundation. Ms. Simon gave a PowerPoint and video presentation describing the use of the trap, neuter and return (TNR) program for feral cats. Ms. Simon provided an update on the feral cat work that the Pacific Animal Foundation is doing in the City of North Vancouver. She advised that the Foundation has twice applied for City grants and both grant applications were denied. She advised that PAF provides a beneficial service to the community and deserves the financial support of the City of North Vancouver.

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

## **CORRESPONDENCE**

### **5. Ms. Lana Simon, Director, Pacific Animal Foundation, August 26, 2008.**

Re: Feral Cat Day, October 16, 2008 and Civic Plaza Permit Request -  
File: 3010-02-01

Moved by Councillor Keating, seconded by Councillor Schechter

**PURSUANT** to the correspondence from Ms. Lana Simon, Director, Pacific Animal Foundation, dated August 26, 2008, regarding "Feral Cat Day, October 16, 2008 and Civic Plaza Permit Request":

**THAT** staff be requested to work with Ms. Lana Simon and the Pacific Animal Foundation, to identify an appropriate source of funds to which an application can be made.

**CARRIED UNANIMOUSLY**

## **PROCLAMATIONS – Continued**

Mayor Mussatto read the following Proclamation:

**'HOMELESSNESS ACTION WEEK' – OCTOBER 12-19, 2008**

## **DELEGATION**

**Ms. Sandra Edelman, Acting Director of Community and Family Health, Vancouver Coastal Health and Chair, North Shore Homelessness Task Force and Ms. Louise Warner, Community Liaison Worker, Lookout Emergency Shelter.**

Re: 2008 Homelessness Count, The North Shore Homelessness Task Force Work Plan 2008-2018, Youth Safe House and Homelessness Action Week – File: 4230-27-01

Ms. Sandra Edelman, Acting Director of Community and Family Health, Vancouver Coastal Health and Chair, North Shore Homelessness Task Force gave a presentation regarding the “2008 Homelessness Count” and the “North Shore Homelessness Task Force Work Plan 2008-2018”.

Ms. Louise Warner, Community Liaison Worker, Lookout Emergency Shelter, gave a presentation regarding the status and funding issues facing the “Youth Safe House” and the various events associated with “Homelessness Action Week.”

Ms. Edelman and Ms. Warner then responded to questions from members of Council.

Councillor Fearnley briefly left and returned to the meeting.

## **CORRESPONDENCE**

**6. Ms. Sandra Edelman, Acting Director of Community and Family Health, Vancouver Coastal Health and Chair, North Shore Homelessness Task Force, October 1, 2008.**

Re: 2008 Homelessness Count, The North Shore Homelessness Task Force Work Plan 2008-2018 and Homelessness Action Week – File: 4230-27-01

Moved by Councillor Keating, seconded by Mayor Mussatto

**THAT** the correspondence from Ms. Sandra Edelman, Acting Director of Community and Family Health, Vancouver Coastal Health and Chair, North Shore Homelessness Task Force and Ms. Louise Warner, Community Liaison Worker, Lookout Emergency Shelter, regarding the “2008 Homelessness Count, The North Shore Homelessness Task Force Work Plan 2008-2018, and Homelessness Action Week,” be received with thanks;

*continued...*

**6. Ms. Sandra Edelman, Acting Director of Community and Family Health, Vancouver Coastal Health and Chair, North Shore Homelessness Task Force, October 1, 2008 - Continued**

**AND THAT** this Council call upon the Federal Government to provide steady multi-funding streams through the Homelessness Partnership Initiative (HPI) Program for the Youth Safe House in North Vancouver.

**CARRIED UNANIMOUSLY**

**DELEGATION**

**Ms. Lianne Shyry, Resident, City of North Vancouver and Mr. Allen Garr, Regional Representative, BC Honey Producers Association and President, Richmond Beekeeping Society.**

Re: Request for Amendment to the Current Beekeeping Bylaw for the City of North Vancouver - File: 3020-03/3010-01

Ms. Lianne Shyry, Resident, City of North Vancouver, gave a presentation on the status of beekeeping in the City of North Vancouver and requested that the current beekeeping bylaw be amended to allow for the keeping of bees thereby moving towards the City's goal of increasing the urban agriculture movement and sustainability projects.

Mr. Allen Garr, Regional Representative, BC Honey Producers Association and President, Richmond Beekeeping Society, provided an overview of the benefits of bees and beekeeping and recommended that beekeeping be a regulated activity in the City of North Vancouver.

Ms. Shyry and Mr. Garr then responded to questions from members of Council.

## **CORRESPONDENCE**

7. **Ms. Lianne Shyry, Resident, City of North Vancouver and Mr. Allen Garr, Regional Representative, BC Honey Producers Association and President, Richmond Beekeeping Society, September 12, 2008.**

Re: Request for Amendment to the Current Beekeeping Bylaw for the City of North Vancouver - File: 3020-03/3010-01

Moved by Councillor Perrault, seconded by Councillor Fearnley

**THAT** Ms. Lianne Shyry, Resident, City of North Vancouver, and Mr. Allen Garr, Regional Representative, BC Honey Producers Association and President, Richmond Beekeeping Society, be thanked for coming before Council and alerting us to the issues involving hobby beekeeping;

**AND THAT** staff be encouraged to meet with Mr. Garr and Ms. Shyry to redesign and modify and make Bylaw No. 841 more specific with regards to numbers and beehive friendly;

**AND THAT** once this bylaw is redrafted that it be circulated to member municipalities throughout the Union of B.C. Municipalities for their encouragement.

**CARRIED UNANIMOUSLY**

## **BYLAWS - Reconsideration and Final Adoption**

8. "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2008, No. 7950" (Loblaw Properties West Inc. & Loblaw Inc./Anthem Properties Group Ltd./Rafii Architects Inc., 1632 Lonsdale Avenue, Height Amendment to Figure 1. *Potential Maximum Building Heights in High Density Areas.*).
9. "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 Bylaws Nos. 7950 and 7951 be reconsidered.

*continued...*

## **BYLAWS - Reconsideration and Final Adoption - Continued**

A recorded vote was taken on the motion.

Voting in favour: Councillor Keating  
Councillor Schechter  
Mayor Mussatto

Voting against: Councillor Fearnley  
Councillor Bookham  
Councillor Perrault  
Councillor Heywood

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

Moved by Councillor Fearnley, seconded by Councillor Heywood

**THAT** staff be requested to report on a process that might lead to a rezoning in compliance with the Official Community Plan and the right-in, right-out access being removed.

A recorded vote was taken on the motion.

Voting in favour: Councillor Bookham  
Councillor Perrault  
Councillor Heywood  
Councillor Fearnley

Voting against: Councillor Keating  
Councillor Schechter  
Mayor Mussatto

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

Moved by Councillor Fearnley, seconded by Councillor Heywood

**THAT** the meeting recess to the Finance Committee Meeting regarding the "Proposed 2008-2017 Financial Plan Revisions" scheduled for this evening.

**CARRIED UNANIMOUSLY**

The meeting recessed at 9:14 p.m. and reconvened at 9:18 p.m. with the same personnel present.



## **BYLAWS - Introduction and First Three Readings**

10. “Financial Plan for the Years 2008 to 2017 Bylaw, 2008, No. 7922, Amendment Bylaw, 2008, No. 7963” (Revised Financial Plan for the Years 2008 – 2017).

Moved by Councillor Keating, seconded by Councillor Fearnley

**THAT** Bylaw No. 7963 be 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 Bylaw No. 7963 be read a second time in short form.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Fearnley

**THAT** the said Bylaw No. 7963 be read a third time in short form and passed subject to reconsideration.

**CARRIED UNANIMOUSLY**

## **CORRESPONDENCE**

11. **Chris Robertson, 460 East 16<sup>th</sup> Street, North Vancouver, B.C., September 22, 2008.**

Re: “Zoning Bylaw, 1995, No. 6700” - Gross Floor Area (One-Unit Residential) – File: 3310-09-15.

Moved by Councillor Keating, seconded by Mayor Mussatto

**THAT** the correspondence from Mr. Chris Robertson, 460 East 16<sup>th</sup> Street, North Vancouver, dated September 22, 2008, regarding “Zoning Bylaw, 1995, No. 6700” - Gross Floor Area (One-Unit Residential)”, be referred to staff for clarification and review.

**CARRIED UNANIMOUSLY**

**12. Lieutenant-Colonel James R. Happer, CD, Honorary Lieutenant-Colonel, 39 Combat Engineer Regiment, North Vancouver, B.C., July 10, 2008.**

Re: Request for Donation – 6<sup>th</sup> Field Engineer Squadron Military Museum – File: 1670-03-01.

Moved by Councillor Fearnley, seconded by Mayor Mussatto

**PURSUANT** to the correspondence from Lieutenant-Colonel James R. Happer, CD, Honorary Lieutenant-Colonel, 39 Combat Engineer Regiment, North Vancouver, B.C., dated July 10, 2008, regarding “Request for Donation – 6<sup>th</sup> Field Engineer Squadron Military Museum”:

**THAT** \$5,000 be provided to the 6<sup>th</sup> Field Engineer Squadron Military Museum Association for the Military Engineer Museum in North Vancouver;

**AND THAT** the funds be provided from the General Contingency Account.

**CARRIED UNANIMOUSLY**

**13. Mr. Jeremy Poole, Alexander Holburn Beaudin & Lang LLP, Barristers & Solicitors, October 1, 2008.**

Re: 335 East 8<sup>th</sup> Street – Zoning Bylaw No. 7895 – File: 3345-02 335 E 8

Moved by Councillor Keating, seconded by Councillor Schechter

**PURSUANT** to the information report of the Director of Community Development dated October 1, 2008, entitled “335 East 8<sup>th</sup> Rezoning Application – Request for Amendment to Bylaw No. 7895 (A. Reid / K. Humenny), CD-545”:

**THAT** Option 3, apply for a Text Amendment to CD-545, as set out in the October 1, 2008 information report of the Director of Community Development, be endorsed;

**AND THAT** all fees be waived in relation to this application.

*continued...*

**13. Mr. Jeremy Poole, Alexander Holburn Beaudin & Lang LLP,  
Barristers & Solicitors, October 1, 2008. - Continued**

Moved by Councillor Keating, seconded by Councillor Schechter

**THAT** Mr. Jeremy Poole, Alexander Holburn Beaudin & Lang LLP,  
Barristers & Solicitors, be heard at this time.

**CARRIED UNANIMOUSLY**

Mr. Jeremy Poole, Alexander Holburn Beaudin & Lang LLP, Barristers & Solicitors, reviewed the approval process involved with the bylaw and plans with regards to the issue of height of the infill house. Mr. Poole advised that a drafting error in the calculation of the height of the infill house had been made to "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2007, No. 7895" (Andrew Reid/Kelvin Humenny Architect, 335 East 8<sup>th</sup> Street, CD-545). Mr. Poole requested that City Council give consideration to correcting the error in the Bylaw.

The vote on the motion was then **CARRIED**

**REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF**

**14. Re: Child Care Policy and Plan –File: 4230-05-08-02**

Recommendation: Policy Committee, September 15, 2008

Moved by Councillor Schechter, seconded by Councillor Keating

**THAT** the issue of the Child Care Policy and Plan be received and filed.

**CARRIED**

**15. Waterfront Greenway (Spirit Trail) – Funding Appropriations  
- File: 4300-13-04-02**

Report: Waterfront Project Deputy Development Manager,  
September 25, 2008.

Moved by Councillor Keating, seconded by Councillor Schechter

**PURSUANT** to the report of the Waterfront Project Deputy Development Manager, dated September 25, 2008, entitled “Waterfront Greenway (Spirit Trail) – Funding Appropriations”:

**THAT** (funding appropriation #0825) an amount of \$1,040,345 be appropriated from the Community Enhancement Fund for the design and implementation of the Spirit Trail sections 11 & 12 – Waterfront Escarpment and Moodyville Park;

**AND THAT** (funding appropriation #0826) an amount of \$500,000 be appropriated from the Community Enhancement Fund for the design of the Kings Mill - Harbourside West Overpass section of the Spirit Trail Project;

**AND THAT** should any of the above amounts remain unexpended after three years from the date of appropriation, the unexpended balance shall be returned to the credit of the said Reserve Fund.

**CARRIED UNANIMOUSLY**

**16. Official Community Plan & Rezoning Application: 339 East 14<sup>th</sup> Street  
(P. Parente / Dave Simmons Design Service) – File: 3345-02 14 E 339**

Report: Planning Technician, Community Development, September 30, 2008.

Moved by Councillor Keating, seconded by Councillor Perrault

**PURSUANT** to report of the Planning Technician, Community Development, dated September 30, 2008, entitled “Official Community Plan & Rezoning Application: 339 East 14<sup>th</sup> Street (P. Parente / Dave Simmons Design Service)”:

**THAT** “City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2008, No. 7970” (P. Parente / Dave Simmons Design Service, 339 East 14<sup>th</sup> Street, Level One: Low Density to Level Two: Low Density), be considered and referred to a Public Hearing;

*continued...*

**16. Official Community Plan & Rezoning Application: 339 East 14<sup>th</sup> Street (P. Parente / Dave Simmons Design Service) – File: 3345-02 14 E 339 - Continued**

**AND THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7971” (P. Parente / Dave Simmons Design Service, 339 East 14<sup>th</sup> Street, RS-1 to RT-1), be considered and referred to a Public Hearing;

**AND THAT** Engineering, Parks and Environment’s requests for:

- On-site storm water management
- Sidewalk, curb and gutter
- Street lighting (premature)
- Premature lane paving contribution
- Street trees and associated off site landscaping
- Underground hydro, communication and cable service

be endorsed by Council.

**CARRIED**

**BYLAWS - Introduction and First Reading Only**

**17. “City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2008, No. 7970” (P. Parente / Dave Simmons Design Service, 339 East 14<sup>th</sup> Street, Level One: Low Density to Level Two: Low Density).**

Moved by Councillor Keating, seconded by Councillor Schechter

**THAT** Bylaw No. 7970 be read a first time in short form, copy of same having been distributed to Council members and read by them.

**CARRIED**

Councillor Fearnley is recorded as voting contrary to the motion.

18. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7971" (P. Parente / Dave Simmons Design Service, 339 East 14<sup>th</sup> Street, RS-1 to RT-1).

Moved by Councillor Keating, seconded by Councillor Schechter

**THAT** Bylaw No. 7971 be read a first time in short form, copy of same having been distributed to Council members and read by them.

**CARRIED**

Councillor Fearnley is recorded as voting contrary to the motion.

### **MOTIONS AND NOTICES OF MOTIONS**

19. **Re: Public Funding for All Candidates Meetings – File: 3035-04-01**

Submitted by: Councillor S.A. Schechter

Moved by Councillor Schechter, seconded by Councillor Bookham

**WHEREAS** municipal elections for the Council of the City of North Vancouver will be held on November 15<sup>th</sup> of this year;

**WHEREAS** citizen involvement, public engagement, and open debate are fundamental necessities of democratic elections; and

**WHEREAS** the Council of the City of North Vancouver wishes to encourage increased voter participation and citizen involvement in the electoral process;

#### **NOW THEREFORE BE IT RESOLVED THAT:**

1. Council direct staff to develop a program for providing grants to community groups, on application, for funds up to \$500 to be used solely on non-partisan activities to encourage elector participation in the upcoming City election; and
2. Up to \$5,000 in funds for this purpose be made available from the City's General Contingency Fund; and
3. That only non-profit, non-partisan organizations be eligible for grants, specifically to the exclusion of individuals, political parties, candidates, and for-profit ventures.

*continued...*

**19. Re: Public Funding for All Candidates Meetings – File: 3035-04-01 - Continued**

Moved by Councillor Schechter, seconded by Councillor Fearnley that the motion be amended by replacing active clauses 1-3 with the following:

1. Council direct staff to develop a program for providing grants to only those organizations on the List of Ratepayers and Community Groups on file with the City of North Vancouver, as at September 3, 2008, on application, for funds up to \$500 to be used solely on non-partisan activities to encourage elector participation in the upcoming City election; and
2. That such program allows grant funding to be used toward the costs of room rental, audio-visual rental and operation, and non-alcoholic refreshments; and
3. That only non-profit, non-partisan organizations be eligible for grants, specifically to the exclusion of individuals, political parties, candidates, for-profit ventures; and
4. That this program be funded from the City's General Contingency Fund.

**CARRIED UNANIMOUSLY**

The motion as amended was then **CARRIED UNANIMOUSLY**

The motion now reads as follows in its entirety:

**“WHEREAS** municipal elections for the Council of the City of North Vancouver will be held on November 15<sup>th</sup> of this year;

**WHEREAS** citizen involvement, public engagement, and open debate are fundamental necessities of democratic elections; and

**WHEREAS** the Council of the City of North Vancouver wishes to encourage increased voter participation and citizen involvement in the electoral process;

*continued...*

**19. Re: Public Funding for All Candidates Meetings – File: 3035-04-01 - Continued**

**NOW THEREFORE BE IT RESOLVED THAT:**

1. Council direct staff to develop a program for providing grants to only those organizations on the List of Ratepayers and Community Groups on file with the City of North Vancouver, as at September 3, 2008, on application, for funds up to \$500 to be used solely on non-partisan activities to encourage elector participation in the upcoming City election; and
2. That such program allows grant funding to be used toward the costs of room rental, audio-visual rental and operation, and non-alcoholic refreshments; and
3. That only non-profit, non-partisan organizations be eligible for grants, specifically to the exclusion of individuals, political parties, candidates, for-profit ventures; and
4. That this program be funded from the City's General Contingency Fund."

**RECESS**

Mayor Mussatto declared a recess at 10:04 p.m., for the public question period and reconvened the meeting immediately.

**INQUIRIES**

Nil.

**ANY OTHER BUSINESS – NEW ITEMS - Continued**

Nil.

**ADJOURNMENT**

Moved by Councillor Keating, seconded by Councillor Heywood

**THAT** the meeting adjourn.

**CARRIED UNANIMOUSLY**

The meeting adjourned at 10:05 p.m.