



CORPORATION OF THE CITY OF NEW WESTMINSTER

## REGULAR MEETING OF CITY COUNCIL

June 30, 2008 4:24 p.m.  
Committee Room No. 2  
City Hall

### MINUTES

**PRESENT:**

Mayor Wayne Wright  
Councillor Jonathan Cote  
Councillor Calvin Donnelly  
Councillor Bill Harper  
Councillor Bob Osterman  
Councillor Betty McIntosh  
Councillor Lorrie Williams

**STAFF:**

Mr. Paul Daminato	- City Administrator
Mr. Rick Page	- Corporate Officer/Director of Legislative Services/
Ms. Lisa Spitale	- Director of Development Services
Mr. Steven Lan	- Acting Director of Engineering Services
Mr. Gary Holowatiuk	- Director of Finance and Information Technology
Ms. Judi Turner	- Deputy Corporate Officer

Council adjourned to Committee of the Whole at 4:24 p.m. and reconvened in the Council Chamber at 9:51 p.m. with all members of Council present.

#### ADOPTION OF MINUTES

1. **Motion to adopt the minutes of the last regular meeting of the City Council held June 23, 2008.**

**MOVED and SECONDED**

*THAT the minutes of the Regular Meeting of Council, held June 23, 2008, be received and adopted.*

**CARRIED.**

All members of Council voted in favour of the motion.

## PRESENTATION

- 2. Catherine Knaus, Ipsos Reid, re “2008 Quality of Life and Financial Planning” telephone survey, conducted for the City of New Westminster. (15 minutes)**

Deferred to a future meeting.

- 3. Patricia Smith, representing the 50<sup>th</sup> Anniversary of Century House.**

Delegation withdrawn. The Corporate Officer announced that the delegation left commemorative book marks, which list the celebratory events, to mark the occasion of the 50<sup>th</sup> anniversary of Century House.

**Order of Agenda varied.**

**MOVED and SECONDED**

*THAT the order of the Agenda be varied to consider Item 6 at this time.*

**CARRIED.**

All members of Council voted in favour of the motion.

## BYLAWS CONSIDERED AT PUBLIC HEARING

- 6. Zoning Amendment Bylaw No. 7245, 2008 [a bylaw to establish the Comprehensive Development Districts (246 Sixth Street) (CD-20) zone and rezone the property addressed as 246 and 258 Sixth Street from Community Commercial Districts (High Rise) (C-3) and Community Commercial Districts (High Rise) (C-3A) to Comprehensive Development Districts (246 Sixth Street) (CD-20)]**

**THIRD READING**

**MOVED and SECONDED**

*THAT Zoning Amendment Bylaw No. 7245, 2008, be read a third time.*

**CARRIED.**

Opposed: Councillors Donnelly and Osterman.

## DELEGATIONS

- 4. Delegations re Development Permit 002 (AC) with variances – 126, 128, 130 Agnes Street and 127 & 131 Dickenson Street, a portion of Dickenson Street and all of Sarnia Street and Albert Crescent.**

This item was tabled.

- 5. Open Delegations**

**Tony Antonias of 805 Fourth Street, representing the Arts and Culture Commission**, rose to announce the Canada Day celebration in Queens' Park tomorrow, July 1<sup>st</sup>, commencing at 11:30 a.m. Mr. Antonias

reviewed the entertainment scheduled to perform at the event and announced that tattoos will be given out to commemorate the City's 150<sup>th</sup> anniversary. He congratulated the Record for carrying the 8-page insert about the event and Embassy Development Corporation, whose full page ad, permitted the insert to be in full colour.

**Matthew Laird of 2 Renaissance Square, representing New Westminster Environmental Partners**, rose to state he was happy to read the proposed motion about cosmetic pesticides. He urged support because of the evidence that links cancers with substances found in pesticides. Research shows that 75% of New Westminster residents support a pesticide ban. Mr. Laird suggested that bylaws created by other communities could be used as templates for New Westminster bylaws.

**Wendy Sinclair of #238, 600 Park Crescent**, advised that she moved to New Westminster two years ago because New Westminster is a community that focuses on family. Her son attends another facility that focuses on family – Glenbrooke Daycare. However, he will not have space next year. As a parent and member of the community, she urged that Council help the Daycare to expand as proposed to meet the needs of the community and to give her son a space next year.

**Michael Dunn of 319 Second Street**, rose to comment on the proposal for a demolition permit for 320 Arbutus Street. He opposed the demolition of the house from a number of perspectives:

- Environmental awareness – not tearing down a good house would save adding additional materials to the landfill
- The owner feels the only option is to demolish the house and sell an empty house
- Presently the owner is making mortgage payments on a vacant house and they will lose significant funds
- The immediate neighbours will end up with an empty lot and if developed, the result will not be a dream home for anyone; hence the neighbourhood will be affected by the demolition
- The owner took an ugly home and turned it into a charming little house
- To keep pushing the owners into a corner where they have no recourse but to sell is not advisable
- He urged the demolition permit not be issued and the house be allowed to be sold.

**Omanie Elias of 316 Arbutus Street** rose to advise that she resides in one of three houses including 320 Arbutus. These houses form a charming addition to the streetscape. She is not condoning construction without permit. However, losing the subject house would not benefit anyone as the row of three houses enhance the street. She asked what can be done to save the house. After the house is reviewed by staff, she asked what would be the next step. Ms. Elias then read her letter aloud.

The three houses represent a particular time period and social class. The alterations made to 320 Arbutus have had no negative impact on the neighbourhood but rather have improved it. Ms. Elias was concerned that the Luxton report would be the basis for approval of demolition of the house. She felt that the owners do not want to demolish the house which they love.

The Director of Development Services commented on the following issues raised by the foregoing delegate:

- The heritage value of the home and whether it merited a temporary protection order
- The assessment of the property will include a review of the heritage merit of the interior of the building and the structural integrity of the home
- This is not a demolition order by the City but is an application for demolition by the home owner
- The City's responsibility to look at life safety issues and to uphold the Building Code.

Ms. Elias cited an email sent to her by the home owner indicating she is willing to allow the City into the house to help resolve the issues.

**Tony Antonias** rose again to speak on the 50<sup>th</sup> anniversary of Century House, noting there will be a newspaper insert in the Record announcing the celebrations taking place on July 21 to 23.

**Michael Baiser of 316 Arbutus Street**, rose to comment on safety issues relating to 320 Arbutus. The owner has photographs of the renovation that can be made available to the City to verify that all work is up to Code. If the building is inspected and shown to be safe, what will happen next – would the renovation have to be undone?

The Director of Development Services responded that the inspection will determine what happens next.

**Susanne Booth of 675 Park Crescent**, rose to advise that she was the prospective purchaser of 320 Arbutus Street for a sale that did not proceed. She raised a concern over safety in connection with renovations to the interior of the house.

**John Keating of 214 Eighth Avenue** rose to speak in favour of adding seven more children to the Glenbrooke Daycare facility, which is clean and safe. As a parent of two children in the Daycare, this facility allows him to walk his children to daycare and they can then walk to their school. This daycare is unique as children can enroll as toddlers and remain until they no longer need daycare. He urged Council to approve the project as there are children needing space in September. He added that the

daycare is nonprofit, is running at a deficit at present, and may have to close if the expansion is not allowed to proceed.

**Laura Wallace of 4205 Glenhaven Crescent, North Vancouver**, a former resident of Queens Park, rose and advised that she has known the owner of 320 Arbutus for a number of years. The home owner is needing a decision from Council that will determine if she arrives at the end of her financial resources or will sell the property. Their previous renovation of another home succeeded in saving the community from a derelict building that was housing unsavory characters and is now a benefit to that community and a gateway to the area. She commented on the options before Council tonight, noting that the heritage Protection Order would cause a financial hardship to the homeowner. She asked that the renovation work be grandfathered and that the house be saved.

**James Crosty of 31 Reliance Court, President of Quayside Residents Association**, advised that the Association is the proud sponsor of the Canada Day fireworks along with McQuarrie Hunter and VanCity Credit Union. It is hoped that this event will take place for three years.

#### ISSUANCE OF DEVELOPMENT PERMIT

7. **Issuance of Development Permit 033 (UT) for 246 and 258 Sixth Street.**

**MOVED and SECONDED**

*THAT Development Permit 033 (UT) for 246 and 258 Sixth Street be issued.*

**CARRIED.**

Opposed: Councillors Donnelly and Osterman.

8. **Issuance of Development Permit 002 (AC) with variances (126, 128, 130 Agnes Street and 127 & 131 Dickenson Street, a portion of Dickenson Street and all of Sarnia Street and Albert Crescent) - to vary the following section of the Zoning Bylaw:**

This item was tabled.

#### REPORTS

9. **Council Members:**

**Mayor Wayne Wright**

...thanked Councillors Cote, Harper, and Osterman for attending to City business during his absence in China.

## **Councillor Williams – Lijiang Students**

### **MOVED and SECONDED**

***THAT** the City issue a formal letter of invitation to the four students from Lijiang, China, “Sister City” to New Westminster, to attend an educational opportunity in the City with School District No. 40 during the months of September and October 2008.*

**CARRIED.**

All members of Council voted in favour of the motion.

## **COMMITTEE MINUTES AND RECOMMENDATIONS**

- 10. Motion to receive and adopt the minutes of a meeting of Council in Committee of the Whole held June 23, 2008.**

### **MOVED and SECONDED**

***THAT** the minutes of the Council in Committee of the Whole held June 23, 2008, be received and adopted.*

**CARRIED.**

All members of Council voted in favour of the motion.

- 11. Recommendations from Council in Committee of the Whole meeting held June 30, 2008.**

- a) City of Surrey re 10<sup>th</sup> Annual Crime Free Conference and requesting a contribution of \$2,500 to assist with the conference.**

### **MOVED and SECONDED**

***THAT** a contribution of \$2,500 to assist with the 10<sup>th</sup> Annual Crime Free Conference hosted by the City of Surrey, be approved.*

**CARRIED.**

All members of Council voted in favour of the motion.

### **Director of Legislative Services:**

- b) 2008 General Local Election – Bylaw Amendments arising from New Election Provisions of the *Local Government Act*.**

### **MOVED and SECONDED**

***THAT** Local Government Elections Procedures Amendment Bylaw No. 7249, 2008 be forwarded to Council for consideration of Three Readings.*

**CARRIED.**

All members of Council voted in favour of the motion.

**Director of Engineering Services:**

- c) **Whistle Cessation at Railway Crossings/Partial Cessation during Evening hours 2200 to 0700 Braid Street to Begbie Street**

**MOVED and SECONDED**

*THAT Council authorize staff to initiate the process to petition the Canadian Transport Agency (CTA) to hear the matter regarding evening Whistle Cessation at railway crossings within New Westminster;*

*THAT staff investigate and report on the matter of liability related to this request and whistle types that minimize noise; and*

*THAT the staff report on the matter be referred to the City of Burnaby and to the New Westminster Environment Advisory Committee.*

**CARRIED.**

All members of Council voted in favour of the motion.

- d) **Additional Animal Services Officer Position**

**MOVED and SECONDED**

*THAT Council approve one additional full-time Animal Services Officer with the intent of establishing additional services and programs outlined within the June 30, 2008 report from the Director of Engineering Services.*

**CARRIED.**

All members of Council voted in favour of the motion.

**Director of Finance and Information Technology:**

- e) **2007 Statement of Financial Information**

**MOVED and SECONDED**

*The 2007 Statement of Financial Information be approved (as set out in the June 30, 2008 report from the Director of Finance and Information Technology).*

**CARRIED.**

All members of Council voted in favour of the motion.

**Directors of Development Services/Engineering Services:**

- f) **611 Blackford Street Stratification** (circulated separately)

**MOVED and SECONDED**

*THAT the building at 611 Blackford Street (Maymont Manor Apartments Limited) be approved for conversion from a limited*

*corporation with all the owners having shares, to strata title tenure and the City Clerk be authorized to endorse the strata plans on behalf of the City.*

**CARRIED.**

All members of Council voted in favour of the motion.

**Director of Development Services:**

**g) 320 Arbutus Street – Demolition Application and Heritage Assessment**

Councillor Cote left the meeting at 11:25 p.m. citing a conflict of interest as he owns the house directly next door to the property at 320 Arbutus Street.

**MOVED and SECONDED**

*THAT staff be directed to meet with the owner of 320 Arbutus Street, or the owner's authorized representative, and that the City conduct a heritage assessment of the inside of the building and inspect the balance of the building for safety issues, in an attempt to resolve outstanding issues, and report back to Council.*

**CARRIED.**

All members of Council voted in favour of the motion.

Councillor Cote rejoined the meeting at 11:27 p.m.

**h) Proposed Heritage Revitalization Agreement for 1102 Fifth Avenue – Preliminary Information and Heritage Register Update**

**MOVED and SECONDED**

*THAT the properties located at 1102 Fifth Avenue and 423 Eighth Street be added to the New Westminster Heritage Register.*

**CARRIED.**

All members of Council voted in favour of the motion.

**i) 320 Eighth Avenue – Proposed Glenbrooke Daycare Expansion**

**MOVED and SECONDED**

*THAT staff meet with the Glenbrooke Day care applicant and the owner of the building to discuss outstanding issues needed to allow the day care to expand as proposed to allow before and after school care.*

**CARRIED.**

All members of Council voted in favour of the motion.

**Director of Parks & Recreation:**

**j) Victoria Hill Development Agreement Amendment for Centre Park**

**MOVED and SECONDED**

*THAT a Section 219 Covenant to amend the Development Agreement for Victoria Hill be drafted according to the terms and conditions outlined in the June 30, 2008 report from the Director of Parks and Recreation;*

*THAT the residents of Victoria Hill be informed of the development and park phasing; and*

*THAT the Mayor and Corporate Officer be authorized to execute the Section 219 Covenant on behalf of the City.*

**CARRIED.**

All members of Council voted in favour of the motion.

**k) UBCM Resolution – Unnecessary Packaging**

**MOVED and SECONDED**

*WHEREAS the Provincial Government is showing a commitment to sustainability for British Columbia;*

*WHEREAS the environment affects all communities of the Province;*

*WHEREAS packaging of products needs to be addressed for use of renewable resources;*

*WHEREAS there is no method of recycling Styrofoam; and*

*WHEREAS there are too many small plastic beverage bottles in the environment and glass bottles have a proven longer usage lifecycle;*

***NOW THEREFORE BE IT RESOLVED THAT** the UBCM request and work with the British Columbia government to develop strategies to reduce unnecessary packaging of all products in British Columbia.*

**CARRIED.**

All members of Council voted in favour of the motion.

**l) Notice of Motion: Cosmetic Pesticide Bylaw**

**MOVED and SECONDED**

*THAT staff report back to Council with a cosmetic pesticide control bylaw.”*

**CARRIED.**

All members of Council voted in favour of the motion.

**m) Municipal Pension Retirees**

**MOVED and SECONDED**

*THAT the Provincial Government and the Union of BC Municipalities be directed to increase funding of one half of one percent of payroll for an account specifically designated for Group Health Benefits to assist Municipal Pension Retirees to continue with their efforts to maintain good health.*

**CARRIED.**

All members of Council voted in favour of the motion.

**BYLAWS**

- 12. Zoning Amendment Bylaw No. 7113, 2006** [a bylaw to rezone 611 Blackford Street from Multiple Dwelling Districts (Low Rise) (RM-2) to Multiple Dwelling Districts (Medium Rise) (RM-5A)] **ADOPTION**

**MOVED and SECONDED**

*THAT Zoning Amendment Bylaw No. 7113, 2006, be adopted.*

**CARRIED.**

All members of Council voted in favour of the motion.

- 13. Heritage Revitalization Agreement (340 Fifth Street) Bylaw No. 7174, 2007** [a bylaw to enter into a Heritage Revitalization Agreement with the Owner of Heritage Property] **ADOPTION**

**MOVED and SECONDED**

*THAT Heritage Revitalization Agreement (340 Fifth Street) Bylaw No. 7174, 2007, be adopted.*

**CARRIED.**

All members of Council voted in favour of the motion.

- 14. Downtown Development Agreement Bylaw No. 7242, 2008** [a bylaw to authorize a Development Agreement between Plaza 88 Developments Ltd., and the Corporation of the City of New Westminster] **ADOPTION**

**MOVED and SECONDED**

*THAT Downtown Development Agreement Bylaw No. 7242, 2008, be adopted.*

**CARRIED.**

All members of Council voted in favour of the motion.

- 14(a). Local Government Elections Procedures Amendment Bylaw No. 7249, 2008** [a bylaw to amend Local Government Elections Procedures Bylaw No. 6142, 1993 re Sections 6 & 7]

**MOVED and SECONDED**

*THAT Local Government Elections Procedures Amendment Bylaw No. 7249, 2008, be read a first time.*

**CARRIED.**

All members of Council voted in favour of the motion.

**MOVED and SECONDED**

*THAT Local Government Elections Procedures Amendment Bylaw No. 7249, 2008, be read a second time.*

**CARRIED.**

All members of Council voted in favour of the motion.

**MOVED and SECONDED**

*THAT Local Government Elections Procedures Amendment Bylaw No. 7249, 2008, be read a third time.*

**CARRIED.**

All members of Council voted in favour of the motion.

**UNFINISHED BUSINESS**

15. **Notice of Motion: Cosmetic Pesticide Bylaw**  
**Councillor Bill Harper served the following Notice of Motion on June 23, 2008:**

Withdrawn from the Agenda (see Item 11(l) above)).

**NEXT MEETING**

**Monday, July 14, 2008**

Proposed Closed Session commencing at 1:00 p.m. and the Open Session at 3:00 p.m. in Committee Room No. 2, City Hall, reconvening at 7:00 p.m. in the Council Chamber, City Hall.

**Public Hearing:**

- Zoning Amendment Bylaw No. 7232, 2008 (massage providers)
- Official Community Plan Designation Amendment Bylaw No. 7246, 2008 (820 Thirteenth Street)
- Zoning Amendment Bylaw No. 7247, 2008 (820 Thirteenth Street)
- Zoning Amendment Bylaw No. 7250, 2008 (establish 1130 Ewen Avenue zone)
- Zoning Amendment Bylaw No. 7251, 2008 (1130 Ewen Avenue)

**ADJOURNMENT**

**ON MOTION**, the meeting adjourned at 11:38 p.m.

Certified Correct,

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**WAYNE WRIGHT**  
**MAYOR**

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**RICHARD L. PAGE**  
**CORPORATE OFFICER**