



CORPORATION OF THE CITY OF NEW WESTMINSTER

## REGULAR MEETING OF CITY COUNCIL

September 15, 2008 3:04 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. Bev Grieve	- Acting Director of Development Services
Mr. Jim Lowrie	- Director of Engineering Services
Mr. Gary Holowatiuk	- Director of Finance
Ms. Judi Turner	- Assistant Corporate Officer

Council adjourned to Committee of the Whole at 3:04 p.m. and reconvened in the Council Chamber at 7:08 p.m. with all those listed earlier present.

#### ADOPTION OF MINUTES

- [1. Motion to adopt the minutes of the last regular meeting of the City Council held September 8, 2008.](#)

**MOVED and SECONDED**

*THAT the minutes of the Regular Meeting of Council, held September 8, 2008, be received and adopted.*

**CARRIED.**

All members of Council voted in favour of the motion.

## PRESENTATION

### 3. **Walking Program to Mt. Logan – James Coleridge**

James Coleridge, who works with the Royal Geographic Society, supports walking, hiking and biking. He led a climbing team to the top of Mount Logan - the second highest mountain in North America. Mr. Coleridge spoke of the New Westminster initiative called "New Westminster Walks" and of how the climbing team communicated with the students who encouraged the team to press on and endure during extreme weather and conditions. During this trip, Mr. Coleridge carried the New Westminster flag to the top of the mountain. Mr. Coleridge and a group of New Westminster students presented the flag to the Mayor.

### 2. **ONNI Presentation**

Beau Jarvis, representing the ONNI Group of companies, rose to comment on the four fires which occurred over six days at the former Woodlands site. The fourth fire burned the majority of the Centre Building down. He thanked the New Westminster emergency services for their assistance during the fires and offered a donation of \$10,000 on behalf of ONNI Group toward the development of a command centre for the city.

### 4. **Mayor Wright to proclaim September 25 – 28, 2008 as Rhythms of the River Week in the City of New Westminster and present the proclamation to Jack McGee, Chair, New Westminster Spirit of BC Community Committee and Karen Baker-MacGrotty, Vice Chair, New Westminster Spirit of BC Community Committee.**

Mayor Wright proclaimed September 25 – 28, 2008 as Rhythms of the River Week in the City of New Westminster and presented the proclamation to Jack McGee, Chair, New Westminster Spirit of BC Community Committee and Karen Baker-MacGrotty, Vice Chair, New Westminster Spirit of BC Community Committee.

Mr. McGee spoke of various celebrations and milestones that are scheduled to lead up to the province's 150<sup>th</sup> anniversary. September 25 to 28<sup>th</sup> are the dates for a festival of events – Rhythms of the River (see the Piffle for an outline of events). Mr. McGee invited the public to attend.

Ms. Baker-MacGrotty outlined some activities taking place during the festival: live entertainment, the West Coast Lumberjack show, gold panning, the Billie Miner BBQ, historical presentations, lantern making for all ages, First Nations dancers and drummers, artists along the river displays, talks about the ecology of the river, a variety of vessels which will visit during the festival, an appearance of the 2010 Olympics mascots, the BC Hall of Sports Fame display, a boat building opportunity. Ms. Baker-

MacGrotty distributed pins, flags, and a brochure to each member of Council and staff.

## DELEGATIONS

### 5. Open Delegations

**Chuck Puchmayr, MLA**, rose to comment on the recent incident at a mushroom farm in Langley. Three workers are deceased, two are in critical condition, and a sixth was released. The mothers and children of the two hospitalized men have been housed in a hotel. Mr. Puchmayr congratulated Glenbrook Day Care for helping to accommodate their three children, the School Board for arranging a teacher for home schooling while the students are at the day care, and donations which are being made to the Langley Farm Workers Trust Fund. In all, there are 13 children without a father and four others waiting to know what will happen to their fathers.

**Tony Antonias of 805 Fourth Street**, rose on behalf of the Arts and Culture Commission, to announce the Seniors Celebration Festival coming up on September 28<sup>th</sup>. Mr. Antonias commented on the contribution of volunteers who make it possible to plan and hold these events. The events will be featured in a pull out section in the Record which was sponsored by the Bosa Development Company.

**Robert Jost of 401, 320 Royal Avenue**, rose to comment on the closure of the only bottle return centre in New Westminster - the Rocky Mountain Return It Centre. The company is not being given a business license to continue operations. Mr. Jost asked what Council can do to prevent the closure as the business is needed.

Staff was directed to report back to Council on the suggestion related to the Rocky Mountain Return It Centre.

### 6. Delegations re Development Variance Permit #476 (Plaza 88 Retail Phase)

There were no persons wishing to comment on DVP #476.

## BYLAWS CONSIDERED AT PUBLIC HEARING

### [7. Municipal Heritage Designation Bylaw \(811 Columbia Street\) No. 7259, 2008 \[a Bylaw to designate the Columbia Street façade of the Mc & Mc Building located at 811 Columbia Street as protected heritage property\]](#) **THIRD READING**

**MOVED and SECONDED**

*THAT Municipal Heritage Designation Bylaw (811 Columbia Street) No. 7259, 2008, be read a third time.*

**CARRIED.**

All members of Council voted in favour of the motion.

Staff confirmed that a salvage plan has been prepared by the owner of the Mc and Mc Building to make suitable materials available for re-use.

**ISSUANCE OF DEVELOPMENT VARIANCE PERMITS**

**8. Issuance of Development Variance Permit #476 (Plaza 88 Retail Phase) – to vary the following sections of the Zoning Bylaw: Off-Street Parking Stalls; Setback from Property Lines**

**MOVED and SECONDED**

*THAT Development Variance Permit No. 476 with the following variances for Phase 3 of the Plaza 88 project be issued:*

- *Parking spaces of 8 feet (2.4 metres) 6 inches (.15 metres) wide by 18 feet (5.5 metres) long with a 21 foot (6.4 metres) 8 inch (.2 metres) manoeuvring aisle; and*
- *A 1 foot (.3 metres) setback to the parking garage from Columbia Street.*

**CARRIED.**

All members of Council voted in favour of the motion.

**REPORTS**

**9. Council Members:**

**Councillor Donnelly**

...appreciated the many positive segments of this evening's meeting; attended the Terry Fox Run which was well attended, the Charity Lawn Bowling tournament; announced the unveiling of the Rotary Clock at Moody Park on September 25 - thanked Jane Cole for urging erection of a clock in the City.

**Councillor Harper**

...mentioned the presentation of James Coleridge who climbed Mt. Logan this summer, carrying New Westminster's flag, and who kept New Westminster students informed of the progress of the climb; urged that residents participate in the upcoming Rhythms of the River festival (events announced in the Piffle); attended a design charette and thanked all those who participated in the event; participated in a Korean round table for the Korean community to learn how different levels of government give services to immigrant communities; attended the Terry Fox Run where donations were made to the Canadian Cancer Society and the Mayor's Lawn Bowling fund raiser.

### **Councillor McIntosh**

...participated for two days with the Library Board and Administration in a vision, mission and goal setting exercise for the Library; noted the Library is a Youth Centre from 3:00 to 6:00 p.m. daily and is considering a facility expansion and perhaps an additional facility; attended a Family Day Sub-Committee meeting and noted that nearly 40 services for families will attend – invited Council and the community to attend; attended a meeting of the Environment Committee; attended the Downtown Planning Charette where a vision for the waterfront was considered; attended the Massey/Victoria Heights residents' day; purchased raffle tickets for the Lawn Bowling; attended the Terry Fox Run and appreciated people using the trail; thanked the Mayor for commenting on her selection of Best Politician of the Year; announced the Hyack Football fundraiser on September 20<sup>th</sup> at the Justice Institute, the Rhythms of the River; noted a Board of Trustees General Meeting of the Municipal Pension Plan is having a meeting to discuss the pension plan on October 18<sup>th</sup>.

### **Councillor Osterman**

...noted that the Westcoast Lumberjack Show will take place during Rhythms of the River festival – urged all to attend and enjoy the functions; Council had a progress update on Moody Park Outdoor and commented on the features of the design - noted that many additional amenities will be needed for the Pool site and urged any non-profit societies/community groups to assist by making donations to these objects; noted the Hyack Square design was presented to Council earlier in the day and that Council held a hearing on a suite that was allowed to get out of control and affected the security and safety of other residents; noted that consideration of the Patullo Bridge Corridor Study was deferred to a separate meeting; enjoyed the presentation by James Coleridge, a Councillor from White Rock, who spoke of his experience climbing Mt. Logan; commended Bob Parsons of the School District, for attending and supporting all events involving the District.

### **Councillor Williams**

...attended the Terry Fox Run, the Lawn Bowling event, the first assembly of the year at Queen Elizabeth School in Queensborough where anti-bullying was discussed; chaired a meeting of the Special Services and Access Committee; attended a Labour Relations Committee meeting; urged all to attend the Royal City Humane Society Variety Show on September 27<sup>th</sup> at Sapperton Pensioners Hall; noted that the Humane Society needs support; noted where tickets are available.

### **Councillor Cote**

...chaired a meeting of the Environment Advisory Committee where a pesticide bylaw was discussed; attended the Downtown Charette meeting on the OCP, the Terry Fox Run to support cancer research, the Mayor's Charity Lawn Bowling in support of the neo-natal unit at RCH, the Energy Management Committee meeting where energy conservation projects were discussed; commented on the

Moody Park Pool and noted the design drawings may be viewed on the City's web page – construction is scheduled to begin in October.

**Mayor Wayne Wright**

... Proclaimed September 22-26 as Learn at Work Week in the City; thanked staff for hosting the design charettes over the weekend; noted the Terry Fox Run was fantastic.

Announced that the Rotary Club of New Westminster will make a presentation of the "Rotary Clock" and the unveiling ceremony will be held at 1:00 p.m. on September 25<sup>th</sup>, at Clock Plaza in Moody Park and members of the community are welcome to attend. The clock and a portion of the plaza were funded by the Rotary Club.

Recognized Renee Cote who was the youngest person present at the Lawn Bowls day. Thanked all those volunteers who assisted with the event and commented on the use to be made of the contributions received.

**COMMITTEE MINUTES AND RECOMMENDATIONS**

**10. Motion to receive and adopt the minutes of a meeting of Council in Committee of the Whole held September 8, 2008**

**MOVED and SECONDED**

*THAT the minutes of the Council in Committee of the Whole held September 8, 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 September 15, 2008**

**Director of Development Services**

**a) 303 – 55 Tenth Street Nuisance Declaration**

**MOVED and SECONDED**

*THAT the following resolution be approved:*

***WHEREAS** Sections 74 of the Community Charter authorizes Council to declare that a building is a nuisance and to impose remedial actions in relations to the declared nuisance;*

***WHEREAS** Council believes that the strata unit known by the civic address 303-55 Tenth Street and more particularly described as LOT 230, BLOCK 23, NEW WEST DISTRICT GROUP 1, PLAN LMS729 and hereafter referred to as "303-55 Tenth Street" is a nuisance; and*

**WHEREAS** 303-55 Tenth Street is owned by Lucyna Babiuch and Tadeusz Babiuch;

**NOW THEREFORE BE IT RESOLVED THAT:**

*Pursuant to Section 74 of the Community Charter and upon Council finding that it considers that the strata unit known as 303-55 Tenth Street is a nuisance, the following remedial action is imposed: 303-55 Tenth Street is to be vacated and secured by the owners, Lucyna Babiuch and Tadeusz Babiuch, or their agents within seven days after service of this Order; and that the unit not be reoccupied until the owners have repaired the damages in the suite including installing floor coverings over the bare concrete, replacing the broken windows and balcony glass, repairing all holes in the walls, painting the walls, replacing the bathroom door and installing door handles on the front door, and that the Strata owners have retained a professional property manager or security company to supervise the property.*

*It is hereby further ordered pursuant to section 77 (3) (b) of the Community Charter that in the case of default by the owner or their agent to comply with this Order, the City, by its employees and others, may vacate and secure 303-55 Tenth Street at the expense of the owners. The charges for doing the work if unpaid on December 31, 2008 are to be added to and form part of the taxes payable on the land or real property at 303-55 Tenth Street; and*

*The time limit for the persons affected by this Order to request Council to reconsider this matter is set at seven days after service of the Order.*

**CARRIED.**

All members of Council voted in favour of the motion.

**b) Recreation Building at Victoria Hill –Heritage Revitalization (former Woodlands Site Recreation Building) Cancellation Agreement Bylaw No. 7266, 2008**

**MOVED and SECONDED**

**THAT** *Heritage Revitalization (former Woodlands Site Recreation Building) Cancellation Agreement Bylaw No. 7266, 2008, be received.*

**CARRIED.**

All members of Council voted in favour of the motion.

**c) Trapp Block:**

**i) Amendment to Comprehensive Development Districts (Trapp Block) (CD-19)**

**MOVED and SECONDED**

*THAT Zoning Amendment Bylaw No. 7235, 2008, be received.*

**CARRIED.**

All members of Council voted in favour of the motion.

**ii) Section 219 Agreement for Trapp Project, 660 – 700 Columbia Street**

**MOVED and SECONDED**

*THAT Development Agreement Bylaw No. 7257, 2008 be received;*

*THAT the Mayor and City Clerk be authorized to sign all documents on behalf of the City.*

**CARRIED.**

All members of Council voted in favour of the motion.

**d) Lijiang Students**

Following discussion, members revised the recommendation forwarded from the afternoon meeting of Committee of the Whole by inserting that the letter also be sent to the Premier of British Columbia.

**MOVED and SECONDED**

*THAT a letter be written to the Minister of Immigration and the Premier of British Columbia, with copies to the Canadian Ambassador in China and to the City of Lijiang, urging the issuance of Visas for the four Lijiang students to enable them to study for two months in New Westminster, BC.*

**CARRIED.**

Opposed: Councillors Donnelly and McIntosh.

**BYLAWS**

**[12. City of New Westminster Heritage Alteration Permit Delegation Bylaw No. 7260, 2008 \[a bylaw of the Corporation of the City of New Westminster to delegate to the Director of Development Services the authority to issue minor heritage alteration permits\]](#) **ADOPTION****



**MOVED and SECONDED**

*THAT City of New Westminster Heritage Alteration Permit Delegation Bylaw No. 7260, 2008, be adopted.*

**CARRIED.**

All members of Council voted in favour of the motion.

**13. City of New Westminster Community Heritage Commission Amendment Bylaw No. 7263, 2008 [a bylaw to amend the membership provisions of "City of New Westminster Community Heritage Commission Bylaw No. 6423, 1997]"** **ADOPTION**

**MOVED and SECONDED**

*THAT City of New Westminster Community Heritage Commission Amendment Bylaw No. 7263, 2008, be adopted.*

**CARRIED.**

All members of Council voted in favour of the motion.

**14. Trapp Block:**

- a). **Zoning Amendment Bylaw No. 7235, 2008** [a bylaw to create Comprehensive Development Districts (Trapp Block) (CD-19) and rezone 660 – 700 block Columbia Street from Columbia Street Historic Comprehensive Development Districts (C-8) to Comprehensive Development Districts (Trapp Block) (CD-19)]

**MOTION TO RESCIND THIRD READING  
MOTION TO RESCIND SECOND READING  
MOTION TO AMEND BYLAW**

**MOTION TO READ BYLAW A SECOND TIME, AS AMENDED**

**MOVED and SECONDED**

*THAT third reading of Zoning Amendment Bylaw No. 7235, 2008, given on June 23, 2008, be rescinded.*

**CARRIED.**

All members of Council voted in favour of the motion.

**MOVED and SECONDED**

*THAT second reading of Zoning Amendment Bylaw No. 7235, 2008, given on May 28, 2008, be rescinded.*

**CARRIED.**

All members of Council voted in favour of the motion.

**MOVED and SECONDED**

*THAT Zoning Amendment Bylaw No. 7235, 2008, be amended (as set out in the September 15, 2005 report from the Director of Development Services).*

**CARRIED.**

All members of Council voted in favour of the motion.

**MOVED and SECONDED**

*THAT Zoning Amendment Bylaw No. 7235, 2008, be read a second time, as amended.*

**CARRIED.**

All members of Council voted in favour of the motion.

(A Public Hearing will be held on Monday, October 6, 2008 at 7:00 p.m. in the Council Chamber, City Hall)

- b). **Zoning Amendment Bylaw No. 7257, 2008** [ a bylaw to authorize a Development Agreement between Salient Development (Trapp Block) Ltd. (Incorporation No. 0683590) and the Corporation of the City of New Westminster.] **THREE READINGS**

**MOVED and SECONDED**

*THAT Zoning Amendment Bylaw No. 7257, 2008, be read a first time.*

**CARRIED.**

All members of Council voted in favour of the motion.

**MOVED and SECONDED**

*THAT Zoning Amendment Bylaw No. 7257, 2008, be read a second time.*

**CARRIED.**

All members of Council voted in favour of the motion.

**MOVED and SECONDED**

*THAT Zoning Amendment Bylaw No. 7257, 2008, be read a third time.*

**CARRIED.**

All members of Council voted in favour of the motion.

15. **Heritage Revitalization (former Woodlands Site Recreation Building) Cancellation Bylaw No. 7266, 2008** [a bylaw cancel a Heritage Revitalization Agreement for the Recreation Building at the former Woodlands site] **THREE READINGS**

**MOVED and SECONDED**

*THAT Heritage Revitalization (former Woodlands Site Recreation Building) Cancellation Bylaw No. 7266, 2008, be read a first time.*

**CARRIED.**

All members of Council voted in favour of the motion.

**MOVED and SECONDED**

*THAT Heritage Revitalization (former Woodlands Site Recreation Building) Cancellation Bylaw No. 7266, 2008, be read a second time.*

**CARRIED.**

All members of Council voted in favour of the motion.

**MOVED and SECONDED**

*THAT Heritage Revitalization (former Woodlands Site Recreation Building) Cancellation Bylaw No. 7266, 2008, be read a third time.*

**CARRIED.**

All members of Council voted in favour of the motion.

**NEXT MEETING**

**Monday, September 29, 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.

**ADJOURNMENT**

**ON MOTION**, the meeting adjourned at 9:23 p.m.

Certified Correct,

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**WAYNE WRIGHT**  
**MAYOR**

\_\_\_\_\_  
**RICHARD L. PAGE**  
**CORPORATE OFFICER**