



REVISED

CITY COUNCIL MEETING
Council Chamber, Burnaby City Hall
4949 Canada Way, Burnaby, B. C.

OPEN PUBLIC MEETING AT 6:00 PM
Monday, 2019 November 04

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Glenlyon Concept Plan guidelines, and in accordance with the development plan entitled "9702 Glenlyon Parkway Burnaby BC" prepared by Taylor Kurtz Architecture and Design Inc.)

Purpose - to permit the construction of a two-storey light industrial and office building

(Item 7(7), Manager's Report, Council 2019 October 28)

- B) #14079 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 33, 2019 - Rez. #19-36 (3713 Kensington Avenue) **14079**
From CD Comprehensive Development District (based on C2 Community Commercial District, P6 Regional Institutional District and P2 Administration and Assembly District) to Amended CD Comprehensive Development District (based on C2 Community Commercial District, C3e General Commercial District, P6 Regional Institutional District and P2 Administration and Assembly District, and in accordance with the development plan entitled "Adamas ESports" prepared by Dsquared Projects)
Purpose - to permit one of the units within the Fortius Centre to be utilized for an e-sports training facility
(Item 7(8), Manager's Report, Council 2019 October 28)
- C) #14080 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 34, 2019 - Rez. #19-37 (5751 Marine Way) **14080**
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(Item 7(9), Manager's Report, Council 2019 October 28)
- D) #14081 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 35, 2019 - Rez. #19-41 (6755 Napier Street) **14081**
From R4 Residential District to P1 Neighbourhood Institutional District
Purpose - to align the zoning of the subject site with the zoning of 1030 Sperling Avenue, in order to permit a child care use
(Item 7(10), Manager's Report, Council 2018 October 28)

- E) #14082 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 36, 2019 - Rez. #17-07 (Portion of 7201 11th Avenue) From CD Comprehensive Development District (based on RM1, RM5 Multiple Family Residential Districts and C2 Community Commercial District) to Amended CD Comprehensive Development District (based on RM4r Multiple Family Residential District, Southgate Neighbourhood Master Plan and Edmonds Town Centre Plan guidelines, and in accordance with the development plan entitled "G6" prepared by Integra Architecture Inc.) Purpose - to permit construction of a six-storey rental building in the Gateway neighbourhood of the multi-phased Southgate Master Plan area
(Item 7(3), Manager's Report, Council 2019 October 28) **14082**
- F) #14083 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 37, 2019 - Rez. #16-13 (4960 Bennett Street and Portion of Lane) From RM3 Multiple Family Residential District to CD Comprehensive Development District (based on the RM5s Multiple Family Residential District, RM5r Multiple Family Residential District and Metrotown Downtown Plan as guidelines, and in accordance with the development plan entitled "The Bennett" prepared by IBI Group) Purpose - to permit the construction of a 35-storey high-rise strata apartment building and a six-storey rental apartment podium
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(Item 7(4), Manager's Report, Council 2019 October 28) **14084**

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- H) #14085 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 39, 2019 - Rez. #17-27 (6444 Willingdon Avenue and 4241 Maywood Street) **14085**
From RM3 Multiple Family Residential District to CD Comprehensive Development District (based on the RM5s and RM5r Multiple Family Residential Districts and Metrotown Downtown Plan as guidelines, and in accordance with the development plan entitled "6444 Willingdon" prepared by GBL Architects Inc.)
Purpose - to permit the construction of a single 43-storey apartment building located at the corner of Willingdon Avenue and Maywood Street, townhouse buildings fronting Maywood Street and Cassie Avenue, and a six-storey non-market rental apartment building fronting Willingdon Avenue (Item 7(5), Manager's Report, Council 2018 October 28)
- I) #14086 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 40, 2019 - Rez. #17-30 (6556, 6566, 6580 and 6596 Marlborough Avenue) **14086**
From RM3 Multiple Family Residential District to CD Comprehensive Development District (based on the RM4s Multiple Family Residential District, RM4r Multiple Family Residential District and Metrotown Downtown Plan as guidelines, and in accordance with the development plan entitled "Marlborough" prepared by GBL)
Purpose - to permit the construction of a 34-storey, mixed-tenure apartment building and four-storey affordable rental apartment building
(Item 7(6), Manager's Report, Council 2019 October 28)
- B) First, Second and Third Reading**
- J) #14087 - Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 32, 2019 **14087**
A bylaw authorizing the expenditure of monies in the Capital Works, Machinery and Equipment Reserve Fund - \$1,200,000 to finance the Engineering Capital Facilities Management Improvement Project
(Item 6(I), FMC Report, Council 2019 October 28)
- K) #14088 - Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 33, 2019 **14088**
A bylaw authorizing the expenditure of monies in the Capital Works, Machinery and Equipment Reserve Fund - \$1,000,000 to finance the Engineering Capital Transportation Projects
(Item 6(J), FMC Report, Council 2019 October 28)

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- L) #14089 - Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 34, 2019 **14089**
A bylaw authorizing the expenditure of monies in the Capital Works, Machinery and Equipment Reserve Fund - \$3,800,000 to finance the Engineering Capital Infrastructure Improvement Projects
(Item 6(K), FMC Report, Council 2019 October 28)
- M) #14090 - Burnaby Solid Waste and Recycling Bylaw 2010, Amendment Bylaw No. 2, 2019 **14090**
A bylaw to amend the Solid Waste and Recycling Bylaw 2010 (row houses)
(Item 6(H), FMC Report, Council 2019 October 28)
- N) #14091 - Burnaby Local Improvement Charges Bylaw 1985, Amendment Bylaw No. 1, 2019 **14091**
A bylaw to amend Burnaby Local Improvement Charges Bylaw 1985, to change local improvement charges and commutation rates
(Item 6(L), FMC Report, Council 2019 October 28)
- C) Second Reading**
- O) #14060 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 26, 2019 - Rez. #17-36 (4500/54 Dawson Street, 2223, 2375 Alpha Avenue and 2350, 2410/30 Willingdon Avenue) From M1 Manufacturing, M2r General Industrial and M5 Light Industrial Districts to CD Comprehensive Development District (based on RM4s Multiple Family Residential District, RM4r Multiple Family Residential District, C9 Urban Village District, and Brentwood Town Centre Plan guidelines) **14060**
Purpose - to establish a Conceptual Master Plan and Design Guidelines for the Grove development site, in order to guide further site specific rezoning applications for the construction of a high-density multi-phased strata, rental, commercial retail and office development over four main phases. No specific development is being proposed by the subject rezoning application
(Item 7(7), Manager's Report, Council 2019 September 16)
- P) #14061 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 27, 2019 - Rez. #18-09 (6438 Byrnepark Drive) **14061**
From CD Comprehensive Development District (based on RM2 Multiple Family Residential District as guidelines) to Amended CD Comprehensive Development District (based on RM2 Multiple Family Residential District, RM3 Multiple Family Residential District, RM3r Multiple Family Residential

District, and Edmonds Town Centre Plan as guidelines, and in accordance with the development plan entitled "Proposed Multi-Family Development" prepared by Integra Architecture Inc.)

Purpose - to permit the construction of five-storey apartment building with underground parking, as well as townhouses with surface parking

(Item 7(8), Manager's Report, Council 2019 September 16)

- Q) #14062 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 28, 2019 - Rez. #19-09 (3133 Sumner Avenue) **14062**
From M1 Manufacturing District to CD Comprehensive Development District (based on M2 General Industrial District, M5 Light Industrial District and C1 Neighbourhood Commercial District, and in accordance with the development plan entitled "3133 Sumner Avenue" prepared by Taylor Kurtz Architecture and Design Inc.)
Purpose - to permit the construction of a five-storey light industrial and office building with a small commercial component
(Item 7(9), Manager's Report, Council 2019 September 16)
- R) #14063 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 29, 2019 - Rez. #19-10 (Portion of 8288 North Fraser Way) **14063**
From CD Comprehensive Development District (based on M2 General Industrial District and M5 Light Industrial District) to Amended CD Comprehensive Development District (based on M2 General Industrial District, M5 Light Industrial District, M5r Light Industrial District and Burnaby Business Park Concept Plan as guidelines, and in accordance with the development plan entitled "JJ Bean" prepared by Chip Barrett Architect)
Purpose - to permit a café of up to 50 seats (JJ Bean Café) within an existing multi-tenant industrial development, to serve the day-to-day needs of adjacent industrial developments and their employees
(Item 7(10), Manager's Report, Council 2019 September 16)
- S) #14064 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 30, 2019 - Rez. #19-27 (4050 Graveley Street) **14064**
From M3 Heavy Industrial District and R5 Residential District to M3 Heavy Industrial District
Purpose - to bring the zoning into conformance with the area's existing industrial land use, character, and plan designations
(Item 7(11), Manager's Report, Council 2019 September 16)

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- T) #14065 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 31, 2019 - Text Amendment **14065**
Purpose - to amend the Burnaby Zoning Bylaw 1965 to (1) regulate the location of the outdoor play areas in child care establishments; (2) allow child care facilities in the P2 Administration and Assembly, P3 Park and Public Use, and P6 Regional Institutional Districts as an outright permitted use; (3) prohibit uses which provide housing, or medical and assisted living care to the clients, and home occupations with on-site client services, on properties containing home-based child care facilities; (4) remove the additional lot area requirement for child care facilities exceeding 20 children in care, in the P1 Neighbourhood Institutional, and P5 Community Institutional Districts
(Item 6(R), PDC Report, Council 2019 October 07)
- U) #14066 - Burnaby Heritage Site Designation Bylaw 1992, Amendment Bylaw No. 1, 2019 **14066**
A bylaw to designate the Fairacres "Estate Gate" and "Greenhouse Foundation Wall" as part of the existing civic Heritage Site covered under Bylaw No. 9807 which is the original Burnaby Heritage Site Designation Bylaw 1992
(Item 6(A), CHC Report, Council 2019 September 16)
- D) Reconsideration and Final Adoption**
- V) #13624 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 2016 - Rez. #15-14 (7062 Sperling Avenue) **13624**
From R5 Residential District to CD Comprehensive Development District (based on RM2 Multiple Family Residential District and Edmonds Town Centre Plan as guidelines, in accordance with the development plan entitled "Fourplex 7062 Sperling Avenue, Burnaby, B.C." prepared by TD Studio Inc.)
Purpose - to permit the construction of a three-storey, four unit multi-family townhouse development with at-grade garage parking
(Item 5(20), Manager's Report, Council 2016 June 27)
Memorandum - Director Planning & Building - 2019 October 30 - Page 109
- W) #14071 - Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 28, 2019 **14071**
A bylaw authorizing the expenditure of monies in the Capital Works, Machinery and Equipment Reserve Fund - \$6,300,000 to finance the 2019 September Engineering Capital Infrastructure Projects
(Item 6(G), FMC Report, Council 2019 October 07)

- X) #14072 - Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 29, 2019 **14072**
A bylaw authorizing the expenditure of monies in the Capital Works, Machinery and Equipment Reserve Fund - \$150,000 to finance the 2019 September Engineering Capital Facilities Management Projects
(Item 6(H), FMC Report, Council 2019 October 07)
- Y) #14073 - Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 30, 2019 **14073**
A bylaw authorizing the expenditure of monies in the Capital Works, Machinery and Equipment Reserve Fund - \$5,150,000 to finance the Full Emergency Power at Civic Facilities Project
(Item 6(M), FMC Report, Council 2019 October 07)
- Z) #14074 - Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 31, 2019 **14074**
A bylaw authorizing the expenditure of monies in the Capital Works, Machinery and Equipment Reserve Fund - \$7,000,000 to finance the City's Land Assembly & Development Program
(Item 6(O), FMC Report, Council 2019 October 07)
- AA) #14075 - Burnaby Parking Meter Bylaw 1998, Amendment Bylaw No. 1, 2019 **14075**
A bylaw to amend the Burnaby Parking Meter Bylaw 1998 (increase the maximum parking meter rate charge)
(Item 6(I), FMC Report, Council 2019 October 07)
- AB) #14076 - Burnaby Temporary Financing Bylaw 2019 **14076**
A bylaw providing for the borrowing of moneys to meet the current lawful expenditures of the City
(Item 6(N), FMC Report, Council 2019 October 07)
- AC) #14077 - Burnaby Tax and Utilities Prepayment Bylaw 2019 **14077**
A bylaw to provide for payment of taxes and utilities before the due date
(Item 6(P), FMC Report, Council 2019 October 07)

8. **NEW BUSINESS**

9. **INQUIRIES**

10. **ADJOURNMENT**



SPECIAL COUNCIL MEETING – RECONSIDERATION HEARING
MINUTES

Wednesday, 2019 October 16

A Special Open meeting of the City Council was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Wednesday, 2019 October 16 at 6:00 p.m.

1. CALL TO ORDER

PRESENT: His Worship, Mayor Mike Hurley
Councillor Pietro Calendino
Councillor Sav Dhaliwal
Councillor Dan Johnston
Councillor Colleen Jordan
Councillor Joe Keithley
Councillor Paul McDonell
Councillor James Wang

ABSENT: Councillor Nick Volkow (*due to illness*)

STAFF: Mr. Lambert Chu, City Manager
Mr. Dipak Dattani, Director Corporate Services
Mr. Dave Critchley, Director Public Safety & Community Services
Ms. May Leung, City Solicitor
Cpl. Brian Kermer, Burnaby RCMP
Mr. Dan Layng, Chief Licence Inspector
Mr. Simone Rousseau, Manager Environmental Services
Mr. Vincent Wong, Environmental Services Officer
Ms. Kate O'Connell, City Clerk
Ms. Blanka Zeinabova, Deputy City Clerk
Ms. Nikolina Vracar, Administrative Officer 2

The Special Open Council meeting was called to order at 6:01 p.m.

His Worship, Mayor Mike Hurley recognized the ancestral and unceded homelands of the hə́nqə́mihə́m and Skwxwú7mesh speaking peoples, and extended appreciation for the opportunity to hold a meeting on this shared territory.

2. REQUEST**A) Pure Hookah Lounge
Re: Unfair Contravention of Business Hours of Pure Hookah**

Pure Hookah Lounge Inc. submitted a request, appealing the Chief Licence Inspector's decision to cancel the Burnaby Business Licence.

3. REPORT**A) PURE HOOKAH LOUNGE INC. AT 3863 HASTINGS STREET**

The City Manager submitted a report from the Chief Licence Inspector providing Council with information on the reasons that led to the cancellation of the Burnaby Business Licence for Pure Hookah Lounge Inc.

Mayor Hurley called upon the Chief Licence Inspector to present the report to Council.

The Chief Licence Inspector summarized the report noting that on 2019 January 3, the RCMP advised the City that they have been called to 3863 Hastings Street on multiple occasions in previous weeks due to citizen complaints about late evening and early morning noise.

The Licence Office staff gathered information from Pure Hookah social media websites and the Chief Licence Inspector referred to page 3, paragraph 1 of the report. Information gathered through the social media websites revealed that Pure Hookah advertised operational hours until 4 a.m., and the business was promoted as hosting special events such as Halloween, New Year's Eve, as well as DJ's playing music and alcohol services.

The Licence Office staff reviewed the complaint calls from the RCMP and the City's Engineering Department related to the business, described in the report on page 3, 3rd and 4th paragraphs. From 2018 December 09 to 2019 March 13, the RCMP reported over 20 calls for service to Pure Hookah, responding to 19 of the calls regarding late evening and early morning business operations. The RCMP officers attending in response to the complaints reported encountering loud music at the business. In some instances the RCMP were required to re-attend on the same evening after previous verbal warning.

The Engineering Department staff from Environmental Services, reported that between 2018 April 14 and 2019 March 13, they received over 30 noise complaints relating to the late night operations of the business. Staff conducted a review of the actions taken to-date to determine if appropriate measures had been implemented to resolve the issues, including:

- The business and property owners had been made aware of the complaints and noise issues and the negative impact it was having on the neighbourhood (attachment 3, summary of Engineering complaints and related actions):
 - The Engineering Department makes note of notifying the business and property owners by way of letter on 2018 April 14 and again on 2018 May 14.
 - In addition to the letters, calls were made to the business owner and property owner on 2018 May 17 to advise of the noise related issues.
- After confirming that the business owner and property owner had been notified of the noise concerns, the License Office staff then looked to see if the business or property owners had received any bylaw violation notices for bylaw non-compliance:
 - Attachment 10 of the report, identifies two bylaw violation notices issued to both the business owner and property owner for Owner/Occupier to allow noise to disturb the neighbourhood.
 - The violation notice issued to the property owner has been paid.
 - The violation notice issued to the business owner was not disputed within the fifteen (15) day time period identified in the legislation, and is currently unpaid.

Having determined that the business owner and property owner were fully aware of the concerns related to the noise and had received bylaw violation notices, the Chief Licence Inspector invited the business to a meeting on 2019 March 14 (page 4, 2nd paragraph). At this meeting the Chief Licence Inspector made the business aware of the City's concerns regarding the business' operations, and the primary concern was the noise generated by the late night business operation and the negative effect on the peaceful enjoyment of the surrounding properties. Operators were further advised that their operations had resulted in an inordinate amount of RCMP calls for service, over 20 calls from 2018 December 9 to 2019 March 13, compared to similar hookah type businesses within the City.

After the 2019 March 14 meeting, the City received nine (9) more complaints between 2019 March 14 and 2019 April 2. The RCMP also reported an additional five (5) calls in relation to noise during the same time period. The RCMP calls from 2018 December 9 to 2019 April 2 totaled at twenty-seven (27) complaints.

As a result of the continuing complaints, City staff created a table that identified complaint calls made to the RCMP and the time that the complaints were received (table on page 5 of the report). It was noted that the majority of the complaints (19/21) were received after 11:00 p.m. On this basis, in an effort to mitigate the noise impact on the neighboring properties and to reduce the RCMP calls for service, while also permitting the business to continue to operate, the Chief Licence Inspector opted to limit the hours of operation of the business from 7:00 a.m. to 11:00 p.m. daily as per his authority under the Burnaby Business

Licence Bylaw 2017, Section 3.2. The Chief Licence Inspector believed that sufficient cause existed to warrant placing conditions on the business licence in respect to business hours of operation. Correspondence detailing the limitation of business hours were mailed to Pure Hookah on 2019 April 3.

After the 2019 April 3 letter was sent to Pure Hookah, the City received fifteen (15) additional complaints between 2019 April 3 and 2019 July 2, reporting business activity past the permitted hours of operation. The RCMP also received six (6) calls for service related to late night noise after 11:00 p.m. Upon responding to the calls, the RCMP found the business operating with customers on site beyond 11:00 p.m. on 2019 April 7, 2019 June 8, and twice on 2019 June 29. As a result of RCMP attendance at the business on 2019 April 7, the Licence Office issued a Bylaw Violation Notice to Pure Hookah on 2019 April 07 for failure to comply with terms or conditions of the business licence (attachment 11). The Notice remains unpaid and was undisputed within the fifteen (15) day time period.

As a result of the ongoing bylaw violations, the Chief Licence Inspector informed Pure Hookah Lounge Inc. by letter dated 2019 July 3 that the business licence has been cancelled pursuant to Section 7.1 of the Burnaby Business Licence Bylaw 2017 and Section 60 of the Community Charter (attachment 2). The Chief Licence Inspector's presentation of the report then concluded.

Mayor Hurley inquired if Council had any questions for the Chief Licence Inspector at this time. With no Council member requesting to speak, the Chief Licence Inspector was dismissed from the presentation desk.

4. **APPELLANT SUBMISSION**

**A) Dean P. Davison and Dale R. North
Counsel for Pure Hookah Lounge Inc.
Re: Reconsideration Hearing Submission**

Counsel for Pure Hookah Lounge Inc. provided a written submission seeking Council 1) reconsider and overturn the decision of the Chief Licence Inspector, 2) reinstate Pure Hookah's business licence, and 3) overturn any Bylaw Violation Notices related to this matter.

His Worship, Mayor Mike Hurley stated that Council may only consider the first two requests, as Bylaw Notice appeal processes are governed by the *Local Government Bylaw Notice Enforcement Act* and the Burnaby Bylaw Notice Enforcement Bylaw 2009.

Mayor Hurley called the business representatives to the presentation desk so they may present their appeal to Council.

Mr. Manbier Singh (Owner) , Mr. Jason Jose Singh (owner's brother), and Mr. Dean Davison (legal counsel) appeared before Council.

Mr. Davidson stated that the submission by the Chief Licence Inspector did not include evidence that Pure Hookah had breached City bylaws. The speaker referred to City bylaws and reviewed the decibel levels limits and the times at which the limits apply. Mr. Davidson acknowledged that the tickets issued are not the issue, but rather that the business be permitted to stay open.

Mr. Davidson believes that only small group in the neighbourhood is responsible for the majority of the complaints. The speaker drew to the attention of Council the Burnaby RCMP comments contained within the report from the Chief Licence Inspector's stated the complaints were a civil matter. If neighbours don't like what another neighbour is doing there are options, including issuing complaints and that the City is now trying to address the complaints. However, the City is not responsible for resolving all complaints, and has taken the wrong action in its decision to close Pure Hookah.

Pure Hookah Lounge opened in 2017 and there were no complaints at that time, then repeat complaints began later. Complaints should not necessarily result in closure as noise is part of living in a city. Mr. Davidson stated that the specific decibels in the bylaws that were required to be breached to justify the closure were not recorded, and the RCMP was guessing that a breach of the Bylaw occurred.

Mr. Davidson referred to a letter from the property owner stating that the owner was aware of the business type and supported the activities of the business including loud noise at certain times of the day. If neighbours do not like the noise or feel that the noise is nuisance legally then they could sue the landlord, and sue the business which may be difficult, and they likely would not win as the noise was not beyond the level permitted in the Bylaw.

Mr. Davidson referenced the Chief Licence Inspector's comparison of complaints received regarding different hookah lounges in the City. The speaker stated that the decibel levels were not recorded at other hookah lounges and that the complaints made about Pure Hookah are made by only a few individuals wanting to get a better sleep. Mr. Davidson believes that Pure Hookah Lounge noise is not greater than other hookah lounges and questioned if Pure Hookah was a local pub and people were complaining would they similarly be shut down.

Mr. Davidson referred Council to the submission by Pure Hookah, and spoke to the options of judicial review available to the business owners. It is the position of the business that without having the evidence of the breach of the Bylaw, the decision to change the hours and effectively the decision to close the business was arbitrary and improper. The Chief Licence Inspector's report does not

contain evidence of a breach of the Bylaw, doesn't compare apples to apples but references a lot of complaints that could be from one or two people, it does have the police showing up too much but the business has done nothing wrong.

Mr. Davidson requested Council reconsider the decision of the Chief Licence Inspector and not cancel the licence. The owners would like to stay and contribute to Burnaby. The speaker noted problems with the business licence classification as a lounge and that this was not the proper licence. When the business applied for their licence, the City knew the business type, the hours of operation and there is no evidence that the Bylaw was breached. If neighbours don't like the noise then they can wear ear plugs, or close a window, or do something that will allow them to live in a city as noise is part of city living.

Mr. Davidson stated that the business will work with the City to address the issues and that the reason the business was closed was due to the number of complaints and not resulting from a breach of the Bylaw.

Mr. J. Singh noted that he has a letter from the landlord with signatures from the building occupants and they have no problem with the business operating. The next closest building is 280m away and it is practically impossible to hear noise from that far away. The speaker question who the complainants are as they are not building occupants, they could be calling from Abbotsford, the business does not know. The speaker noted that restaurants, i.e. Cactus Club, are very noisy and that Pure Hookah Lounge's noise levels are below that of Cactus Club – will the City now shut down all the Cactus Clubs in Burnaby? The decision to cancel the business licence is taking away the only livelihood of his brother and is not fair.

Mayor Hurley inquired if Council had any questions for the business representatives at this time. With no Council member requesting to speak, the business representatives were dismissed from the presentation desk.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR JOHNSTON

THAT Council, in accordance with Sections 90 and 92 of the Community Charter, do now resolve itself into a Closed meeting from which the public is excluded to consider matters concerning the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the Special Open Council meeting – Reconsideration Hearing do now recess.

CARRIED UNANIMOUSLY

The Special Open Council meeting – Reconsideration Hearing recessed at 6:32 p.m.

Council left the Council Chamber, and conducted the Closed portion of the meeting in the Council Committee Room, from which the public were excluded.

CLOSED PORTION OF THE MEETING

Upon the adjournment of the Closed portion of the meeting, Council returned to the Council Chamber and the Reconsideration Hearing resumed.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT the Special Open Council meeting – Reconsideration Hearing do now reconvene.

CARRIED UNANIMOUSLY

The Special Open Council meeting – Reconsideration Hearing reconvened at 6:54 p.m.

His Worship, Mayor Mike Hurley called forward the Chief Licence Officer and the RCMP member to the presentation desk.

A Council member asked what section of the Noise or Sound Abatement Bylaw the violation notices were served under?

The Chief Licence Inspector advised that the violation notice was issued under Section 4(a) of the Noise or Sound Abatement Bylaw.

A member of Council noted that Section 4(a) is more broad then what is required under 4(b).

A Council member inquired if Section 4(a) of the Noise or Sound Abatement Bylaw required a 60 decibel minimum before a violation ticket can be issued.

The Chief Licence Inspector requested the question be addressed by the City's Environmental Services Officer.

The Environmental Officer joined the Chief Licence Inspector and the RCMP member at the presentation desk and advised Council that Section 4(a) is a general disturbance clause and there is no decibel limit in that section and is based on the complaints received and different people complaining.

A Council member inquired if the complaints received were from the same individual.

The RCMP member noted that it was multiple complainants.

A Council member referred to the decreased business hours, referenced that complaints had been received outside of the permitted operating hours, and inquired if that was a violation of City bylaws.

The Chief Licence Inspector noted that it is a violation of business licence; and the business was issued a bylaw violation notice for 2019 April 7. There were two additional times when the business was found to be operating past the permitted hours of operation and that resulted in the cancellation of the business licence.

A Council member inquired as to the actual date that the business licence had been cancelled.

The Chief Licence Inspector advised that the licence was cancelled on 2019 July 3.

A Council member noted that the business licence had been cancelled on 2019 July 3; however, the RCMP reported a call on 2019 August 10 and referred to a letter from the business informing the City the business would remain open regardless of not having a business licence.

The Chief Licence Inspector confirmed the information summarized by the member of Council.

A Council member inquired regarding seating capacity, and if it was 30 seats.

The RCMP member clarified that the capacity under the licence is 30 occupants, which includes staff.

The Council member referenced the RCMP comments that stated there had more than 30 occupants observed.

The RCMP member confirmed that repeatedly the RCMP had observed more than 30 occupants in the business and that they had engaged the Fire Department to try and bring the number down.

The Council member asked if there was substantially more occupants observed than permitted.

The RCMP member stated that on different occasions the RCMP counted the occupants as 32, 35, and 39.

A Council member inquired about the authority of the Chief Licence Inspector to limit the hours, and inquired as to why 11:00 p.m. was chosen as the operating hour restriction.

The Chief Licence Inspector referred to the report noting the large number of complaints received by the City and RCMP occurred after 11:00 p.m. (19/21). Based on those complaints the decision was made to restrict the hours of operation to 11:00 p.m.

The Council member inquired as to when the letter outlining the hour restriction was sent to the business.

The Chief Licence Inspector stated that the letter was sent to the business owners on 2019 April 3.

The Council member asked if complaints were received beyond 11:00 p.m. after the hours had been restriction on 2019 April 3.

The Chief Licence Inspector confirmed that further noise complaints were received, and the business operated on occasion beyond 11:00 p.m. after 2019 April 3.

The Council member inquired if the complaints were similar to past complaints, such as noise and disturbance.

The Chief Licence Inspector confirmed that the complaints were similar.

A Council member noted that the Chief Licence Inspector has the right to reduce business hours and stated that the City continued to receive complaints, and that the Chief Licence Inspector took the initiative to cancel the licence.

The Chief Licence Inspector noted that the City issued two violation notices for operating outside of the permitted hours, and had received two additional complaints in which violations notices were not issued prior to the cancellation of the licence.

The Council member inquired if the Chief Licence Inspector had explained to the business why the hours had been reduced.

The Chief Licence Inspector confirmed that the business was informed.

The Council member inquired if the business owners were made aware that the City was receiving complaints after the permitted hours.

The Chief Licence Inspector confirmed that the business was aware of the complaints as they were issued a violation notice.

With no further questions from Council, the Chief Licence Inspector, the RCMP member, and the Environmental Officer were dismissed from the presentation desk.

Mayor Hurley requested the business owner and representatives come forward to the presentation desk, and asked Council if they had any questions for the business representatives.

A member of Council referenced the submission by the business and the statement that the business appreciates that the City has a role in ensuring the health and safety of the community and that the decision to cancel the business licence does not further that purpose. In regard to the safety, the business licence permits occupancy at 30 people, yet on several occasions the occupancy was greater than the permitted occupancy, including reports of occupancy at 45, 50-60, and as many as 90 people present. The member of Council believed this to be a flaunting of the bylaw, and the occurrences of the business operating beyond 11:00 p.m. after the hours were reduced on 2019 April 3. The Council member is concerned about the safety of patrons when the occupancy is beyond the permitted occupancy, and that the safety risk is greater because there is charcoal and fire issues that heighten the safety concern. Even after repeated warnings the business continued to operation and have occupancy levels beyond what is permitted or safe. The Council member stated that the business continued to break the rules after it has been brought to their attention that they are not supposed to operate that way.

Mr. Davidson did not find the points raised by the member of Council unreasonable; however, the City did not ticket the business based on occupancy. The business owners made an effort to get the occupancy numbers down to a reasonable amount and were somewhat successful. There was a breakdown in trust and communication when the business owner was being told inaccurate information, specifically that they were breaching the bylaw due to noise. Section 4(a) of the Noise or Sound Abatement Bylaw should specify a decibel level. If the business is successful in having the decision of the Chief Licence Inspector overturned the business would focus on following all of the laws or the City would be able to shut them down again.

Mr. J. Singh, addressed Council and stated that when the RCMP visited the business after the licence had been cancelled, all four times the occupants included family members of the business owners that were cleaning the equipment. Mr. Jose Singh stated they were open, and were not closed, but that there were not many people there, and those who were there were family and not customers. No one can stop the family members from going to the business, they have to go in to clean the hookahs, floors and tables. The speaker stated the RCMP responded to noise complaints after the business was shut down, and questioned what caused the complaints as there was no noise and no people, and believes people are complaining against the business for no reason.

Mr. J. Singh continued, regarding the 30 person occupancy limit, and stated that any time the RCMP came to them and did a physical count and the business was over occupancy, Mr. J. Singh made sure that all the customers were out and tried to limit the occupancy. The business does not currently have a bouncer, but going forward will hire a bouncer to ensure appropriate occupancy levels. The business did not expect to be so busy and recognized they are a small establishment, but is a culturally alive place. Security will have an occupancy clicker to ensure occupancy is in line with the licence.

A Council member referenced Section 4(a) of the Noise or Sound Abatement Bylaw, and stated that the more people you have the louder the noise is, this is increased when people are kept in line outside, as they also produce noise causing an inconvenience and disturbance to the neighbourhood.

A Council member referred to advertising by the business that stated business hours until 4 am on Saturday night.

The business confirmed that they are open those hours.

With no further questions from Council, the business representatives were dismissed from the presentation desk.

Mayor Hurley stated that the question before Council is if there was reasonable cause to cancel the business licence.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR JORDAN

THAT Council uphold the Chief Licence Inspector's decision to cancel the business licence for Pure Hookah Lounge Inc. to operate at 3863 Hastings Street.

A Council member stated that the Chief Licence Inspector was within his right to exercise his responsibility to make sure there is reasonable peace and quiet in that

area of the neighbourhood by reducing the hours. The member of Council stated that after the hours were reduced on 2019 April 3 that a violation notice was issued to the business in May, for operating at 1:30 a.m. The Council member stated that he believed the Chief Licence Inspector had enough reason to cancel the licence, and was correct in doing so.

Another member of Council also stated his support for the Chief Licence Inspector’s decision to cancel the licence, as the report outlines the defiant practices of the business operators that disregarded the conditions and restrictions placed on their business by the City.

With no further questions from Council, the original motion was then put.

THAT Council uphold the Chief Licence Inspector’s decision to cancel the business licence for Pure Hookah Lounge Inc. to operate at 3863 Hastings Street.

CARRIED UNANIMOUSLY

5. ADJOURNMENT

MOVED BY COUNCILLOR JORDAN
SECONDED BY COUNCILLOR KEITHLEY

THAT this Special Open Council meeting – Reconsideration Hearing do now adjourn.

CARRIED UNANIMOUSLY

The Special Open Council meeting – Reconsideration Hearing adjourned at 7:19 p.m.

Confirmed:

Certified Correct:

MAYOR

CITY CLERK



COUNCIL MEETING MINUTES

Monday, 2019 October 28

An Open meeting of the City Council was held in the Council Committee Room, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 2019 October 28 at 5:30 p.m. followed immediately by a Closed meeting from which the public was excluded. At the conclusion of the Closed meeting, the Open meeting reconvened in the Council Chamber.

1. CALL TO ORDER

PRESENT: His Worship, Mayor Mike Hurley
 Councillor Pietro Calendino
 Councillor Sav Dhaliwal
 Councillor Dan Johnston
 Councillor Colleen Jordan
 Councillor Joe Keithley

ABSENT: Councillor Paul McDonell
 Councillor Nick Volkow (*due to illness*)
 Councillor James Wang

STAFF: Mr. Lambert Chu, City Manager
 Mr. Dipak Dattani, Director Corporate Services
 Mr. Leon Gous, Director Engineering
 Ms. Noreen Kassam, Director Finance
 Mr. Denis Nokony, Acting Director Parks, Recreation & Cultural Services
 Mr. Ed Kozak, Director Planning & Building
 Mr. Dave Critchley, Director Public Safety & Community Services
 Ms. May Leung, City Solicitor
 Ms. Kate O'Connell, City Clerk
 Ms. Blanka Zeinabova, Deputy City Clerk
 Ms. Nikolina Vracar, Administrative Officer 2

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR CALENDINO

THAT the Open Council meeting do now reconvene.

CARRIED UNANIMOUSLY

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

His Worship, Mayor Mike Hurley recognized the ancestral and unceded homelands of the Skwxwú7mesh and traditional hənq̓əminəm speaking people, and extended appreciation for the opportunity to hold a meeting on this shared territory.

2. MINUTES

A) Open Council Meeting held 2019 October 07

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the minutes of the Open Council meeting held on 2019 October 07 be now adopted.

CARRIED UNANIMOUSLY

B) Mayor's Task Force on Community Housing Open Meeting held 2019 July 17

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR DHALIWAL

THAT the minutes of the Mayor's Task Force on Community Housing Open meeting held on 2019 July 17 be now adopted.

CARRIED UNANIMOUSLY

3. PROCLAMATIONS

A) Adoption Awareness Month (2019 November)

Councillor Keithley, on behalf of His Worship, Mayor Mike Hurley proclaimed 2019 November as "**Adoption Awareness Month**" in the City of Burnaby.

Without any objections, a second proclamation regarding Turkish Republic Day was added to the agenda:

B) Turkish Republic Day (2019 October 29)

Councillor Dhaliwal, on behalf of His Worship, Mayor Mike Hurley proclaimed 2019 October 29 as "**Turkish Republic Day**" in the City of Burnaby.

4. **PRESENTATION**

A) **2019 Burnaby Local Hero Awards**

**Presenters: His Worship, Mayor Mike Hurley and
Councillor Sav Dhaliwal, Chair, Executive Committee of Council**

Award Recipients:

***Sameer Aslami, Marianne Buesink, Mary Gates, Kathy Richardson,
Donna Short and Dianne Stevenson***

His Worship, Mayor Mike Hurley presented the Burnaby Local Hero Awards to the 2019 recipients. Councillor Dhaliwal introduced each recipient as they received their award. The text of Councillor Dhaliwal's statement read as follows:

"Local Heroes are people who have made outstanding contributions to our community's well-being. Tonight, six individuals will be recognized for their significant accomplishments and the positive impacts they have made on the City and citizens of Burnaby.

2019 marks the twenty-third year the City has recognized its Local Heroes. The total number of Local Heroes in Burnaby, including the people being recognized this evening, now stands at 270. Local Heroes represent an impressive cross-section of Burnaby citizens.

At this time, I would like to thank our schools, libraries, recreation centres and community agencies for helping to spread the word about the program. I would also like to extend a special thank you to the people who took the time and initiative to put together nomination submissions this year. Without the efforts of the nominators, the Local Heroes Award program would not be the success that it is today.

I would now like to call upon Mayor Hurley to join me in making the presentations to this year's Local Heroes. As your name is called, I invite each Local Hero or representative to come forward to receive your Certificate of Recognition and to have your photograph taken.

Mr. Sameer Aslami

Since 2010, Sameer has been an active volunteer in the Edmonds neighbourhood engaging with residents of all ages. He has assisted the City with many major community events such as Canada Day, Festival of Lights, Breakfast with Santa and has also been a regular volunteer at Edmonds Community Centre for 55+. His spirit of volunteerism started early, at age 9, when he volunteered his time by organizing supplies for children's programs and events at Edmonds Community Centre and helping out in the games room. As

Sameer's nominators note: "Sameer Aslami is a very deserving Burnaby resident who has become an involved citizen in southeast Burnaby. Positive attitude is one of the first characteristics that comes to mind when thinking of Sameer and it has been truly infectious among those volunteering along-side him. Sameer's strong sense of community leads me to believe he will continue to be one of Burnaby's outstanding citizens.

Ms. Marianne Buesink

Marianne has shown a commitment to helping vulnerable Burnaby residents throughout her volunteer work within her faith community at Westminster Bible Chapel. In 2010, she helped to establish the Extreme Weather Response Shelter at Westminster Bible Chapel in Burnaby. Since that time, she has continued to volunteer each year as a member of the Extreme Weather Response Committee. She also annually recruits and trains volunteers and organizes help for the provision of meals and supplies to those using the shelter each winter. Marianne is on site to open the church for the shelter every evening it is open. She also plans the meals and assists with shopping for needed supplies. An indication of her commitment is that she has provided meals at the shelter for 363 nights between 2010 and 2019 and contributed nearly 200 volunteer hours during the 2018/2019 shelter season alone. Marianne also volunteers through her faith community every Tuesday to make quilts and assist others with their projects for donating to various agencies that support those in need, including Liberty Place in Burnaby. She also volunteers to deliver the finished products to the agencies and assists with two luncheons annually put on for the quilters. As Marianne's nominators note: "Marianne is an extraordinary individual, giving a significant amount of her personal time as a volunteer to assist others that are vulnerable and homeless. She is caring, humble ... well respected and quietly a true hero to many.

Ms. Mary Gates

Mary is a long-standing volunteer in Burnaby and committed to improving public safety. She has volunteered with the Burnaby Citizens Crime Watch since 1990, assisting with events such as Hats Off Day, conducting foot and vehicular patrols directed at crime hot spots, and assists in the recruitment of new members. She has also volunteered at the RCMP Community Policing Office helping out with the Burnaby RCMP inaugural Open House, foot patrols throughout Burnaby and assisting at community events. Since 2011, she has been a Co-Captain of the Burnaby RCMP Block Watch Program in her neighbourhood, observing and reporting incidents to police as well as communicating crime prevention tips and information to neighbours and program participants. As Mary's nominator's state: "Mary is constantly trying to make the world a better place. Dedication, flexibility, and a keen eye to detail are all hallmarks of this outstanding individual. Burnaby is without a doubt a safer and stronger community because of her decades of service.

Ms. Kathy Richardson

Kathy has been an active volunteer with her faith community at Deer Lake United Church for over 30 years. She is a board member and participates on the Christian Education Committee, Worship Committee and Pastoral Care Committee. Through these committees she helps with supporting members of the congregation who have lost a loved one or fallen ill, organizing services, and faith education opportunities for the congregation. Kathy has also been an active volunteer at Burnaby Association for the South East Side where she has been a Board Member for the past eight years. For the past six years, she has served in the role of Secretary of the Board. She has volunteered her time with the Administrative Committee for the thrift store ensuring that all store supplies are kept in stock, co-organizing volunteer appreciation events and other administrative tasks such as those related to human resources. Kathy is also an integral part of the Book Giveaway event held every June for the past 13 years. Kathy's nominators say: "Kathy is a real example of a local hero. Kathy has a heart of gold and cares for those around her. When Kathy commits to a project or issue, her focus is so strong that others join in and the dream becomes reality.

Ms. Donna Short

Donna Short has been volunteering with both Citizen Support Services and PADS for over ten years. Donna volunteers weekly as a Shop by Phone Shopper to purchase groceries to be delivered to isolated seniors throughout Burnaby. Donna works closely with the seniors she is purchasing for to ensure that their orders are correct and alerts them when a similar product is available for a lower price. Donna started her time with PADS many years ago in the Early Puppy Education program by training very young puppies in preparation for becoming service dogs. She continues to provide a temporary home for dogs going through the PADS training program and ensures that they attend all training sessions. These dogs stay with her up to 100 days until they are matched with a person who needs the dog's service. As Donna's nominator's note: "I cannot say enough about Donna's kindness, consideration and dedication to being dedicated in our community and therefore I truly feel she would make an excellent candidate for a Local Hero award.

Ms. Short could not be here with us tonight. Ms. Geraldine Wall, Ms. Patty Perfecto, and Ms. Michelle Wilson from Citizen Support Services are here to accept the award on Ms. Short's behalf.

Ms. Dianne Stevenson

Dianne has been a loyal volunteer at BASES thrift store for over five years. She serves as a cashier at the store as well as assisting with unpacking, sorting and

organizing book donations. Dianne has also led fundraising activities for the thrift store in addition to her in-store volunteer shifts. Dianne is also a member of the Fraser Valley Quilters' Guild and organizes charity events and makes quilts for various organizations such as Aunt Leah's House, for premature babies at BC Women's Hospital, and the Cops for Cancer Program. Dianne's nominators say: "Dianne puts her heart and soul into her passions - quilting for others and the thrift store. Everyone who knows her finds her smile and commitment infectious."

5. **DELEGATION**

- A) **Royal Canadian Legion**
Re: 2019 Poppy Campaign
Speaker: Wilson Gurney, President, Branch #148

Ms. Mary Tudor, Poppy Chair, Royal Canadian Legion Branch #83, appeared before Council and extended appreciation on behalf of the Legions for their ongoing support.

Councillor Jordan brought to the attention of Council that Mr. Tom Waddell, who previously presented to Council on behalf of the Legion, has passed away and will be greatly missed.

Without any objections, a proclamation regarding Poppy Weeks was added to the agenda:

Poppy Weeks (2019 October 26 – November 11)

Councillor Calendino, on behalf of His Worship, Mayor Mike Hurley proclaimed 2019 October 26 to November 11 as "***Poppy Weeks***" in the City of Burnaby.

His Worship, Mayor Mike Hurley presented framed proclamations to the Royal Canadian Legion Branch #83 representatives.

6. **REPORTS**

- A) **His Worship, Mayor Mike Hurley**
Re: 2020 Council Boards, Committees, and Commissions

His Worship, Mayor Mike Hurley submitted a report seeking Council approval to appoint members of Council and resident representatives to various Boards, Committees and Commissions for 2020.

His Worship, Mayor Mike Hurley recommended:

1. THAT Council approve the Council member appointments to the various regional and local organizations, as outlined in the report.

2. THAT Council approve the changes to the select Committees, as outlined in the report.
3. THAT Council approve the Council member appointments to the various select Committees of Council, as outlined in the report.
4. THAT Council approve the reappointment of resident representatives to the various Boards, select Committees and Commissions, as outlined in the report.
5. THAT Council receive for information the changes to the standing Committees, as outlined in the report.
6. THAT Council receive for information the Council appointments to the various standing Committees, as outlined in the report.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendations of His Worship, Mayor Mike Hurley be adopted.

- amended

MOVED BY COUNCILLOR JORDAN
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation be AMENDED to include:

THAT the Social Planning Committee Terms of Reference, Section 3.2 - Membership be amended as follows:

Membership consists of representation from Council (up to 3), Burnaby School Board (1), resident representatives (up to 3), and up to 3 non-voting advisory groups, as recommended by staff.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendations of His Worship, Mayor Mike Hurley be adopted, **AS AMENDED.**

CARRIED UNANIMOUSLY

B) His Worship, Mayor Mike Hurley
Re: Appointment of Municipal Directors to the Metro
Vancouver Regional District Board and Distribution of Votes

His Worship, Mayor Mike Hurley submitted a report appointing members of Council as municipal directors to the Metro Vancouver Regional District Board and allocating the distribution of 12 votes.

His Worship, Mayor Mike Hurley recommended:

1. THAT the following appointments and respective vote allocations for the Metro Vancouver Regional District Board of Directors and Alternates be approved:

Director:	Mayor Mike Hurley	4 votes
Alternate:	Councillor Joe Keithley	4 votes
Alternate:	Councillor Paul McDonell	4 votes
Director:	Councillor Pietro Calendino	4 votes
Alternate:	Councillor Joe Keithley	4 votes
Alternate:	Councillor James Wang	4 votes
Director:	Councillor Sav Dhaliwal	4 votes
Alternate:	Councillor Joe Keithley	4 votes
Alternate:	Councillor James Wang	4 votes

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR DHALIWAL

THAT the recommendation of His Worship, Mayor Mike Hurley be adopted.

CARRIED UNANIMOUSLY

C) His Worship, Mayor Mike Hurley
Re: Mayor's Task Force on Community Housing - Temporary
Dissolution

His Worship, Mayor Mike Hurley submitted a report seeking Council temporarily dissolve the Mayor's Task Force on Community Housing.

His Worship, Mayor Mike Hurley recommended:

1. THAT Council dissolve the Mayor's Task Force on Community Housing.
2. THAT a copy of this report be distributed to the members of the Mayor's Task Force on Community Housing.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendations of His Worship, Mayor Mike Hurley be adopted.

CARRIED UNANIMOUSLY

D) Environment and Social Planning Committee
Re: Retrofitting Civic Buildings with Solar Panels

The Environment and Social Planning Committee submitted a report seeking Council to authorize staff to prepare a report on the feasibility of advancing the City Hall building as the first city building to be converted to solar power, and outline a strategy to have all other civic buildings use solar power.

The Environment and Social Planning Committee recommended:

WHEREAS the City of Burnaby owns a large number of buildings; and

WHEREAS it is generally acknowledged that an efficient way of reducing GHGs produced by buildings is to have at least part of their needed energy supplied by solar panels; and

WHEREAS a large number of cities in BC have acknowledged that we are in Climate Emergency, and Burnaby is in the process of taking steps to reduce our GHGs;

THEREFORE BE IT RESOLVED THAT the Environment and Social Planning Committee request Council to ask staff to prepare a report back to the Environment and Social Planning Committee and Council on the feasibility of advancing the City Hall building as the first city building to be converted to solar power, and outline a strategy to have all other civic buildings use solar power.

MOVED BY COUNCILLOR JORDAN
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendation of the Environment and Social Planning Committee be adopted.

CARRIED UNANIMOUSLY

E) Financial Management Committee
Re: Major Civic Building Projects Status Update

The Financial Management Committee submitted a report providing Council with an update on the current status of major civic building projects.

The Financial Management Committee recommended:

1. THAT Council receive the report for information purposes.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

F) Financial Management Committee
Re: Laurel Street Works Yard Update
5780 Laurel Street, M2 General Industrial District

The Financial Management Committee submitted a report providing Council with an update on the current status of the construction progress for the Laurel Street Works Yard Project.

The Financial Management Committee recommended:

1. THAT Council receive the report for information purposes.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

G) Financial Management Committee
Re: 2014 Child Care Facilities Memorandum of Agreement
between the City of Burnaby and Burnaby School District -
Revised Approach

The Financial Management Committee submitted a report providing Council with information on a revised approach to the Child Care Facilities Memorandum of Agreement with the Burnaby School District, and seeking Council authorization to submit an application for Provincial funding to create new child care spaces.

The Financial Management Committee recommended:

1. THAT Council approve the revised approach to the 2014 City and School District Memorandum of Agreement for Child Care Facilities, as outlined in Section 5.0 of the report.
2. THAT Council authorize City staff to work with School District staff to submit an application to the Ministry of Children and Family Development's (MCFD's) Multi and Large Site Capital fund program to create new child care spaces on a number of school sites throughout Burnaby.
3. THAT should MCFD funding be received, the City complete the necessary site consolidation and rezoning required for the City-owned lots to the immediate northeast of the Marlborough Elementary school site to allow for a portion of the site to be used as a new 37-space child care centre.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the recommendations of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

H) Financial Management Committee
Re: 2020 Solid Waste and Recycling Bylaw Amendments -
Charges for Row Housing

The Financial Management Committee submitted a report seeking Council authorization to bring forward amendments to the Burnaby Solid Waste and Recycling Bylaw 2010.

The Financial Management Committee recommended:

1. THAT Council authorize the City Solicitor to bring forward amendments to the Burnaby Solid Waste and Recycling Bylaw 2010, as outlined in Section 5 of the report, effective 2020 January 1.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

I) Financial Management Committee
Re: 2019 October Engineering Capital Facilities Management
Bylaw Funding Request

The Financial Management Committee submitted a report seeking Council authorization to bring forward a Capital Reserve Fund Bylaw to finance 2019 Engineering capital Facilities Management improvement projects.

The Financial Management Committee recommended:

1. THAT the Financial Management Committee recommend Council authorize the City Solicitor to bring forward a Capital Reserves Fund Bylaw in the amount of \$1,200,000 to finance the Engineering capital Facilities Management improvement project, as outlined in the report.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

J) Financial Management Committee
Re: 2019 October Engineering Capital Transportation Bylaw
Funding Request

The Financial Management Committee submitted a report seeking Council authorization to bring forward a Capital Reserve Fund Bylaw to finance 2020 Engineering capital Transportation projects.

The Financial Management Committee recommended:

1. THAT the Financial Management Committee recommend Council authorize the City Solicitor to bring forward a Capital Reserves Fund Bylaw in the amount of \$1,000,000 to finance the Engineering capital Transportation projects, as outlined in the report.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the Financial Management Committee be adopted.

- amended

MOVED BY COUNCILLOR JORDAN
SECONDED BY COUNCILLOR JOHNSTON

THAT a copy of the report be forwarded to the Traffic Safety Committee for information.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the Financial Management Committee be adopted, **AS AMENDED**.

CARRIED UNANIMOUSLY

K) Financial Management Committee
Re: 2019 October Engineering Capital Infrastructure Funding
Request

The Financial Management Committee submitted a report seeking Council authorization to bring forward a Capital Reserve Fund Bylaw, and the use of Water and Sanitary Reserves to finance 2019-2021 Engineering capital infrastructure projects.

The Financial Management Committee recommended:

1. THAT the Financial Management Committee recommend Council authorize the City Solicitor to bring forward a Capital Reserves Fund Bylaw in the amount of \$3,800,000, the use of Sanitary Sewer Capital Reserves in the amount of \$950,000 and the use of Waterworks Utility Capital Reserves in the amount of \$1,090,000 to finance Engineering capital infrastructure improvement projects, as outlined in the report.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

L) Financial Management Committee
Re: Burnaby Local Improvement Charges Bylaw Update

The Financial Management Committee submitted a report seeking Council approval of proposed updates to the Burnaby Local Improvement Charges Bylaw 1985.

The Financial Management Committee recommended:

1. THAT the Financial Management Committee recommend Council authorize the City Solicitor to bring forward amendments to the Burnaby Local Improvement Charges Bylaw 1985, as set out in the report.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

M) Financial Management Committee
Re: Burnaby North Road Business Improvement Area (BIA)
Renewal 2020-2026

The Financial Management Committee submitted a report seeking Council approval to proceed with the Burnaby North Road Business Improvement Association's renewal of their business improvement area local service from April 2020 to March 2026.

The Financial Management Committee recommended:

1. THAT Council endorse the Burnaby North Road Business Improvement Association's request to renew the Burnaby North Road Business Improvement Area for the period 2020 April 01 to 2026 March 31.
2. THAT Council authorize the City Solicitor to bring forward a new bylaw to define the terms and conditions for the Burnaby North Road Business Improvement Area local service for the period 2020 April 01 to 2026 March 31.
3. THAT a copy of the report be sent to the Burnaby North Road Business Improvement Association, c/o Hajera Baqi, President, 303-9940 Lougheed Highway, Burnaby, B.C. V3J 1N3.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the recommendations of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

N) City Manager's Report, 2019 October 28

The City Manager submitted a report dated 2019 October 28 on the following matters:

7. MANAGER'S REPORTS**1. BURNABY CHRISTMAS BUREAU PROMOTIONAL SUPPORT**

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services seeking Council approval for a promotional initiative and donation in support of the Burnaby Christmas Bureau at the Burnaby Village Museum Heritage Christmas 2019.

The City Manager recommended:

1. THAT Council approve the promotional initiative in support of the Burnaby Christmas Bureau at the Burnaby Village Museum at Heritage Christmas 2019, as outlined in the attached report.
2. THAT Council approve the donation of revenue from the Burnaby Village Museum Carousel ride sales from 5 p.m. to 9 p.m. on Saturday, 2019 November 30 to the Burnaby Christmas Bureau.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

2. REZONING REFERENCE #16-13
HIGH-RISE STRATA APARTMENT BUILDING WITH RENTAL
APARTMENT PODIUM
METROTOWN DOWNTOWN PLAN

The City Manager submitted a report from Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2019

November 19. The purpose of the proposed rezoning bylaw amendment is to permit the construction of a 35-storey high-rise strata apartment building and a six-storey rental apartment podium.

The City Manager recommended:

1. THAT the introduction of a Highway Closure Bylaw be authorized in accordance with the terms outlined in Section 4.10 of this report, contingent upon the granting by Council of Second Reading of the subject Rezoning Bylaw.
2. THAT the sale be approved in principle of City-owned property for inclusion within the subject development site in accordance with the terms outlined in Section 4.10 of this report, and subject to the applicant pursuing the rezoning proposal to completion.
3. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2019 November 4 and to a Public Hearing on 2019 November 19 at 6:00 p.m.
4. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies including a 4% Engineering Inspection Fee to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development (as well as underground switching and transformer/service boxes in town centre locations), and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - d) The utilization of an amenity bonus through the provision of a cash in-lieu contribution in accordance with Section 4.4 of this report.
 - e) The granting of any necessary statutory rights-of-way, easements and/or covenants in accordance with Section 4.11 of this report.

- f) The registration of a Housing Covenant and a Housing Agreement.
- g) The execution of a Tenant Assistance Plan, to the approval of the Director Planning and Building.
- h) The review of a detailed Sediment Control System by the Director Engineering.
- i) The submission of a stormwater and ground water management plan, the submission of a suitable on-site stormwater management system to the approval of the Director Engineering, the deposit of sufficient monies for its provision, and the granting of a Section 219 Covenant to guarantee its provision and continuing operation.
- j) The submission of a suitable Solid Waste and Recycling plan to the approval of the Director Engineering.
- k) The design and provision of units adaptable to persons with disabilities, the provision of customized hardware and cabinet work being subject to the sale/lease of the unit to a disabled person.
- l) The provision of covered car wash stalls and an adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Director Engineering and a commitment to implement the recycling provisions.
- m) The review of on-site residential loading facilities by the Director Engineering.
- n) The submission of a Public Art Plan.
- o) Compliance with the Council-adopted sound criteria.
- p) The provision of facilities for cyclists in accordance with this report.
- q) The undergrounding of existing overhead wiring abutting the site.
- r) Compliance with the guidelines for underground parking for visitors.
- s) The deposit of the applicable Parkland Acquisition Charge.
- t) The deposit of the applicable GVS & DD Sewerage Charge.

- u) The deposit of the applicable School Site Acquisition Charge.
- v) The deposit of the applicable Regional Transportation Cost Charge.
- w) The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

3. REZONING REFERENCE #17-07
RENTAL APARTMENT BUILDING (SOUTHGATE
NEIGHBOURHOOD)
EDMONDS TOWN CENTRE

The City Manager submitted a report from Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2019 November 19. The purpose of the proposed rezoning bylaw amendment is to permit construction of a six-storey rental building in the Gateway neighbourhood of the multi-phased Southgate Master Plan area.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2019 November 04 and to a Public Hearing on 2019 November 19 at 6:00 p.m.
2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies including a 4% Engineering Inspection Fee to cover the costs of all services necessary to

serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.

- c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development (as well as underground switching and transformer/service boxes in Town Centre locations), and to the point of connection to the existing service where sufficient facilities are available to serve the development.
- d) The completion of the necessary subdivision.
- e) The granting of any necessary statutory rights-of-way, easements and Section 219 covenants as described in Section 5.6 of this report.
- f) The registration of a Housing Agreement.
- g) The review of a detailed Sediment Control System by the Director Engineering.
- h) The submission of a suitable on-site stormwater management system to the approval of the Director Engineering, the deposit of sufficient monies for its provision, and the granting of a Section 219 Covenant to guarantee its provision and continuing operation in accordance with the adopted Southgate Master Storm Water Management Plan.
- i) The submission of a suitable Solid Waste and Recycling Plan to the approval of the Director Engineering.
- j) The submission of a Site Profile and resolution of any arising requirements.
- k) The design and provision of units adaptable to persons with disabilities.
- l) The provision of one covered car wash stall and an adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Director Engineering and a commitment to implement the recycling provisions.

- m) The review of on-site residential loading facilities by the Director Engineering.
- n) Compliance with the Council-adopted sound criteria.
- o) The deposit of the applicable Parkland Acquisition Charge.
- p) The deposit of the applicable GVS & DD Sewerage Charge.
- q) The deposit of the applicable School Site Acquisition Charge.
- r) The deposit of the applicable Regional Transportation Charge.
- s) The submission of a written undertaking to comply with all the prerequisites of the previous rezoning of the site (Rezoning Reference #14-25).
- t) The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the rental office in prominent and visible locations prior to Third Reading, or at the time leasing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are initially rented, whichever is greater.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

**4. REZONING REFERENCE #17-26
HIGH-RISE APARTMENT BUILDING AND LOW RISE RENTAL
APARTMENT BUILDING
METROTOWN DOWNTOWN PLAN**

The City Manager submitted a report from Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2019 November 19. The purpose of the proposed rezoning bylaw amendment is to permit the construction of a 37-storey market (strata) residential building and a six-storey rental residential building.

The City Manager recommended:

1. THAT the sale be approved in principle of City-owned lane in accordance with Section 4.10 of this report, and subject to the applicant pursuing the rezoning proposal to completion.
2. THAT the predecessor Rezoning Bylaw, Amendment Bylaw No. 15/2018, Bylaw 13877, be abandoned contingent upon the granting by Council of Second Reading of the subject Rezoning Bylaw.
3. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2019 November 4 and to a Public Hearing on 2019 November 19 at 6:00 p.m.
4. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies including a 4% Engineering Inspection Fee to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development (as well as underground switching and transformer/service boxes in town centre locations), and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - d) The utilization of an amenity bonus through the provision of a cash in-lieu contribution in accordance with Section 4.5 of this report.
 - e) The granting of any necessary statutory rights-of-way, easements and/or covenants.
 - f) The granting of Section 219 Covenants in accordance with Section 4.11 of this report.
 - g) The registration of a Housing Covenant and Housing Agreement is required.

- h) The execution of a Tenant Assistance Plan, to the approval of the Director Planning and Building.
- i) Compliance with the Council-adopted sound criteria.
- j) The submission of a stormwater and ground water management plan, the submission of a suitable on-site stormwater management system to the approval of the Director Engineering, the deposit of sufficient monies for its provision, and the granting of a Section 219 Covenant to guarantee its provision and continuing operation.
- k) The review of a detailed Sediment Control System by the Director Engineering.
- l) The submission of a suitable Solid Waste and Recycling Plan to the approval of the Director Engineering.
- m) The review of on-site residential loading facilities by the Director Engineering.
- n) The provision of five covered car wash stalls and an adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Director Engineering and a commitment to implement the recycling provisions.
- o) The provision of facilities for cyclists in accordance with this report.
- p) The design and provision of units adaptable to persons with disabilities, the provision of customized hardware and cabinet work being subject to the sale/lease of the unit to a disabled person and with allocated disabled parking spaces.
- q) The undergrounding of existing overhead wiring abutting the site.
- r) Compliance with the guidelines for underground parking for visitors.
- s) The deposit of the applicable Parkland Acquisition Charge.
- t) The deposit of the applicable GVS & DD Sewerage Charge.
- u) The deposit of the applicable School Site Acquisition Charge.

- v) The deposit of the applicable Regional Transportation Development Cost Charge.
- w) The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

5. REZONING REFERENCE #17-27
HIGH-RISE APARTMENT BUILDING WITH STREET-ORIENTED TOWNHOUSES AND A LOW-RISE NON-MARKET RENTAL COMPONENT
METROTOWN DOWNTOWN PLAN

The City Manager submitted a report from Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2019 November 19. The purpose of the proposed rezoning bylaw amendment is to permit the construction of a single 43-storey apartment building located at the corner of Willingdon Avenue and Maywood Street, townhouse buildings fronting Maywood Street and Cassie Avenue, and a six-storey non-market rental apartment building fronting Willingdon Avenue.

The City Manager recommended:

1. THAT the predecessor Rezoning Bylaw, Amendment Bylaw No. 28/2018, Bylaw 13916, be abandoned contingent upon the granting by Council of Second Reading of the subject Rezoning Bylaw.
2. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2019 November 04 and to a Public Hearing on 2019 November 19 at 6:00 p.m.
3. THAT the following be established as prerequisites to the completion of the rezoning:

- a) The submission of a suitable plan of development.
- b) The deposit of sufficient monies including a 4% Engineering Inspection Fee to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
- c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development (as well as underground switching and transformer/service boxes in town centre locations), and to the point of connection to the existing service where sufficient facilities are available to serve the development.
- d) The utilization of an amenity bonus through the provision of a cash in-lieu contribution in accordance with Section 4.3 of this report.
- e) The dedication of any rights-of-way deemed requisite.
- f) The granting of any necessary statutory rights-of-way, easements and/or covenants.
- g) The granting of Section 219 Covenants in accordance with Section 4.10 of this report
- h) The registration of a Housing Agreement.
- i) The execution of a Tenant Assistance Plan, to the approval of the Director Planning and Building.
- j) The review of a detailed Sediment Control System by the Director Engineering.
- k) The submission of a suitable on-site stormwater management system to the approval of the Director Engineering, the deposit of sufficient monies for its provision, and the granting of a Section 219 Covenant to guarantee its provision and continuing operation.
- l) The submission of a suitable Solid Waste and Recycling plan to the approval of the Director Engineering.

- m) The design and provision of units adaptable to persons with disabilities, the provision of customized hardware and cabinet work being subject to the sale/lease of the unit to a disabled person.
- n) The provision of five covered car wash stalls and an adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Director Engineering and a commitment to implement the recycling provisions.
- o) The review of on-site residential loading facilities by the Director Engineering.
- p) Compliance with the Council-adopted sound criteria.
- q) The undergrounding of existing overhead wiring abutting the site.
- r) Compliance with the guidelines for underground parking for visitors.
- s) The deposit of the applicable Parkland Acquisition Charge.
- t) The deposit of the applicable GVS & DD Sewerage Charge.
- u) The deposit of the applicable School Site Acquisition Charge.
- v) The deposit of the applicable Regional Transportation Charge.
- w) The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR JORDAN

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

**6. REZONING REFERENCE #17-30
HIGH-RISE APARTMENT BUILDING WITH RENTAL
APARTMENT PODIUM
METROTOWN DOWNTOWN PLAN**

The City Manager submitted a report from Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2019 November 19. The purpose of the proposed rezoning bylaw amendment is to permit the construction of a 34-storey, mixed-tenure apartment building and a four-storey affordable rental apartment building.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2019 November 04 and to a Public Hearing on 2019 November 19 at 6:00 p.m.
2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies including a 4% Engineering Inspection Fee to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development (as well as underground switching and transformer/service boxes in town centre locations), and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - d) The utilization of an amenity bonus through the provision of a cash in-lieu contribution in accordance with Section 4.4 of this report.
 - e) The granting of any necessary statutory rights-of-way, easements and/or covenants.
 - f) The granting of any necessary Section 219 Covenants in accordance with Section 4.11 of this report.

- g) The registration of a Housing Agreement and Housing Covenant and Council consideration and approval of a Housing Agreement Bylaw as described in Section 4.12 of this report.
- h) The execution of a Tenant Assistance Plan, to the approval of the Director of Planning and Building.
- i) The review of a detailed Sediment Control System by the Director Engineering.
- j) The submission of a suitable on-site stormwater management system to the approval of the Director Engineering, the deposit of sufficient monies for its provision, and the granting of a Section 219 Covenant to guarantee its provision and continuing operation.
- k) The submission of a suitable Solid Waste and Recycling plan to the approval of the Director Engineering.
- l) The design and provision of units adaptable to persons with disabilities, the provision of customized hardware and cabinet work being subject to the sale/lease of the unit to a disabled person.
- m) The provision of covered car wash stalls and an adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Director Engineering and a commitment to implement the recycling provisions.
- n) The review of on-site residential loading facilities by the Director Engineering.
- o) The submission of a Public Art Plan.
- p) Compliance with Council-adopted sound criteria.
- q) The provision of facilities for cyclists in accordance with this report.
- r) The undergrounding of existing overhead wiring abutting the site.
- s) Compliance with the guidelines for underground parking for visitors.
- t) The deposit of the applicable Parkland Acquisition Charge.

- u) The deposit of the applicable GVS & DD Sewerage Charge.
- v) The deposit of the applicable School Site Acquisition Charge.
- w) The deposit of the applicable Regional Transportation Cost Charge. The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.
- x) The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

7. REZONING REFERENCE #19-13
TWO-STOREY LIGHT INDUSTRIAL AND OFFICE
DEVELOPMENT
BIG BEND DEVELOPMENT PLAN

The City Manager submitted a report from Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2019 November 19. The purpose of the proposed rezoning bylaw amendment is to permit the construction of a two-storey light industrial and office building.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2019 November 04 and to a Public Hearing on 2019 November 19 at 6:00 p.m.

2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies, including a 4% Engineering Inspection Fee, to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - d) The review of a detailed Sediment Control System by the Director Engineering.
 - e) The granting of a Section 219 Covenant respecting flood proofing requirements.
 - f) The submission of a geotechnical review regarding stability confirming that the site may be used safely for the intended use, for review by the Chief Building Inspector and granting of a Section 219 Covenant respecting the submitted report.
 - g) The granting of any necessary statutory rights-of-way, easements and/or covenants.
 - h) The deposit of the applicable GVS & DD Sewerage Development Cost Charge.
 - i) The deposit of the applicable Regional Transportation Development Cost Charge.
 - j) The provision of facilities for cyclists in accordance with Sections 5.5 of the rezoning report.
 - k) The submission of a detailed Comprehensive Sign Plan.
 - l) The submission of a Site Profile and resolution of any arising requirements.

- m) The submission of a suitable on-site stormwater management system to the approval of the Director Engineering, the deposit of sufficient monies for its provision, and the granting of a Section 219 Covenant to guarantee its provision and continuing operation.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

8. REZONING REFERENCE #19-36
E-SPORTS TRAINING FACILITY
BURNABY LAKE SPORTS COMPLEX

The City Manager submitted a report from Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2019 November 19. The purpose of the proposed rezoning bylaw amendment is to one of the units within the Fortius Centre to be utilized for an e-sports training facility.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2019 November 04 and to a Public Hearing on 2019 November 19 at 6:00 p.m.
2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The approval of the Ministry of Transportation to the rezoning application.

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

**9. REZONING REFERENCE #19-37
GENERAL COMMERCIAL USES IN AN EXISTING
SPECIALIZED RETAIL CENTRE
BIG BEND DEVELOPMENT PLAN**

The City Manager submitted a report from Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2019 November 19. The purpose of the proposed rezoning bylaw amendment is to permit general commercial uses, based on the C2 Community Commercial District, in the existing specialized retail centre.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2019 November 04 and to a Public Hearing on 2019 November 19 at 6:00 p.m.
2. THAT the amendment to the Byrne Road and Marine Way Development Plan to permit general commercial uses, as outlined in Section 4.1 of this report, be approved (to take effect upon the granting by Council of Second Reading of the Rezoning Bylaw related to the subject site).
3. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development (statement of uses).
 - b) The amendment or discharge of covenants registered on title restricting C2 Community Commercial District uses.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

**10. REZONING REFERENCE #19-41
PROPOSED CHILD CARE USE**

The City Manager submitted a report from Director Planning and Building seeking Council approval to forward this application to a Public Hearing on 2019 November 19. The purpose of the proposed rezoning bylaw amendment is to align the zoning of the subject site with the zoning of 1030 Sperling Avenue, in order to permit a child care use.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2019 November 04 and to a Public Hearing on 2019 November 19 at 6:00 p.m.
2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The consolidation of the subject site with 1030 Sperling Avenue.
 - b) The deposit of sufficient monies including a 4% Engineering Inspection Fee to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The provision of any necessary statutory rights-of-way, easements and/or covenants.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

11. REZONING APPLICATIONS

The City Manager submitted a report from the Director Planning and Building regarding the current series of new rezoning applications for Council's information.

Item #01 Application for the rezoning of:
Rez #18-27 Lot 1, DL 32, 152 and 153, Group 1, NWD Plan BCP6303 Exc. Part Subdivided by Plan BCP36875; Lot 1, DL 153, Group 1, NWD Plan BCP 36875 Exc. Air Space Plan EPP55506; and Portion of Lot A, District Lot's 32, 152 & 153, Group 1, NWD Plan 80588

From: CD Comprehensive Development District (based on C3, C3h, C3c General Commercial District and P2 Administration and Assembly District)

To: Amended CD Comprehensive Development District (based on C3, C3h General Commercial District, RM5s/RM5r Multiple Family Residential District, P2 Administration and Assembly District, and Metrotown Downtown Plan Area as guidelines)

Address: 4700 and 4800 Kingsway and a portion of 4750 Kingsway

Purpose: To establish a conceptual Master Plan and development guidelines for the subject site, which will provide a framework for future site specific rezoning applications for the development of an integrated mixed-use downtown community. No specific development approvals are sought in connection with the subject rezoning application.

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #02 Application for the rezoning of:
Rez #18-31 Lot B, District Lot 152, Group 1, NWD Plan 1520

From: RMS Multiple Family Residential District

To: CD Comprehensive Development District (based on RM4s Multiple Family Residential District, RM4r Multiple Family Residential District, and Metrotown Downtown Plan as guidelines)

Address: 6540 Marlborough Avenue

Purpose: To permit the construction of a high-rise residential building consisting of market strata and affordable rental units.

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #03 Application for the rezoning of:
Rez #18-32 Schedule A (attached)

From: CD Comprehensive Development District (based on P2 Administration and Assembly District, C3 General Commercial District, RM5s Multiple Family Residential District, Lougheed Core Area Master Plan, and Lougheed Town Centre Plan as guidelines)

To: Amended CD Comprehensive Development District (based on C3 General Commercial District, RM5s Multiple Family Residential District, RM5r Multiple Family Residential District, Lougheed Core Area Master Plan, and Lougheed Town Centre Plan as guidelines)

Address: 9850 Austin Road and 9858/9898 Gatineau Place

Purpose: To permit the construction of three mixed-use buildings that each include a commercial podium and a high-rise apartment component.

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #04 Application for the rezoning of:
Rez #19-38 See Schedule "A"

From: M1 Manufacturing District, R3 Residential District, CD Comprehensive Development District (based on M1 Manufacturing District, M5, M5I Light Industrial Districts, C2

Community Commercial District and P1 Neighbourhood Institutional District)

To: Amended CD Comprehensive Development District (based on RM5s Multiple Family District, RM5r Multiple Family District, C3 General Commercial District)

Address: 4612, 4664 Lougheed Highway and 2040, 2140, 2150 Alpha Avenue.

Purpose: To establish a conceptual master plan for the subject site, and a community plan amendment for mixed-use development (Sketch #1 attached). No specific development is proposed at this time.

1. THAT Council authorize staff to undertake an amendment to the Brentwood Town Centre Development Plan as outlined in 5.2 of this report.
2. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #05 Application for the rezoning of:
Rez #19-39 Lot A, DLs 30 And 95, Group 1, NWD Plan EPP41731 Except: Air Space Plan EPP85984

From: CD Comprehensive Development District (based on RM5s Multiple Family Residential District, C3 General Commercial District, P6 Regional Institutional District)

To: Amended CD Comprehensive Development District (based on RM5s Multiple Family Residential District, C3 General Commercial District, P6 Regional Institutional District)

Address: 7300 Edmonds Street (office building portion of 7364 Edmonds Street)

Purpose: To permit the installation of skysigns on the northwest (Edmonds Street) and south (Kingsway) elevations of an office building.

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR DHALIWAL

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #06 Application for the rezoning of:
Rez #19-40 See Schedule "A"

From: M2 General Industrial District

To: CD Comprehensive Development District (based on C2 Community Commercial District, C6b Gasoline Service Station District, and Byrne Road and Marine Way Development Plan, and Big Bend Development Plan as guidelines)

Address: 5675, 5689, 5701 and 5813 Byrne Road

Purpose: To permit the construction of a general commercial retail centre and gas station.

1. THAT the amendment to the Byrne Road and Marine Way Development Plan to permit general commercial uses, as outlined in Section 5.1 of this report, be approved (to take effect upon the granting by Council of Second Reading of the Rezoning Bylaw related to the subject site).
2. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR DHALIWAL

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #07 Application for the rezoning of:
Rez #19-42 Parcel "A" (Explanatory Plan 24921) Lots 11 And 12 District Lot
 153 Group 1 New Westminster District Plan 1191
 Lot 13 District Lot 153 Group 1 New Westminster District Plan
 1191
 Lot 14 District Lot 153 Group 1 New Westminster District Plan
 1191
 Lot "B" District Lots 151 And 153 Group 1 New Westminster
 District Plan 6950

From: R5 Residential District

To: CD Comprehensive Development District (based on RM5s and
 RM5r Multifamily Residential District)

Address: 5970, 5986, and 5994 Kathleen Avenue

Purpose: To permit the development of a single high-rise rental residential
 building with underground parking.

1. THAT the Planning and Building Department be authorized to continue to
 work with the applicant towards the preparation of a suitable plan of
 development for presentation to a Public Hearing on the understanding
 that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #08 Application for the rezoning of:
Rez #19-43 Lots 12, 13 and 14, Block 17, District Lot 28, Group 1, New
 Westminster District Plan 627

From: C2 Community Commercial District and R5 Residential District

To: CD Comprehensive Development District (based on RM3 and
 RM3r Multiple Family Residential District, C1 Neighbourhood
 Commercial District, and the Sixth Street Community Plan as
 guidelines)

Address: 7629, 7639 6th Street and 7873 14th Avenue

Purpose: To permit construction of a mixed-use commercial and residential development.

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #09 Application for the rezoning of:
Rez #19-44 Parcel "B" (J65071E) of Lot 13 Block 4 District Lot 90 Group 1 NWD Plan 555

From: R5 Residential District

To: CD Comprehensive Development District (based on R5 Residential District)

Address: 7860 Rosewood Street

Purpose: To permit a category A supportive housing facility containing up to ten living units for seniors.

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #10 Application for the rezoning of:
Rez #19-45 Lot A, DL 59, Group 1, NWD Plan BCP44468

From: CD Comprehensive Development District (based on C1 Neighbourhood Commercial District)

To: Amended CD Comprehensive Development District (based on C1 Neighbourhood Commercial District and C2h Community Commercial District)

Address: #102 – 2900 Bainbridge Avenue

Purpose: To permit a licensee retail store (private liquor store).

1. **THAT** the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

THAT the recommendation of the City Manager be adopted.

CARRIED

(Opposed: Councillors Johnston and Jordan)

Item #11 Application for the rezoning of:
Rez #19-46 Lot 2 District Lot 153 Group 1 New Westminster District Plan EPP86315

From: CD Comprehensive Development District (based on RM5s and RM4 Multiple Family Residential District, C2 Community Commercial District)

To: Amended CD Comprehensive Development District (based on RM5s Multiple Family Residential District, C2 Community Commercial District, C3 General Commercial District)

Address: 6505 Sussex Avenue

Purpose: To replace the currently approved office portion of the development for hotel use, increase commercial density to support hotel use, and to adjust the residential unit count from 327 to 332 units.

1. **THAT** the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR DHALIWAL

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

Item #12 Application for the rezoning of:
Rez #19-49 Lots 1, District Lot 77, Group 1, New Westminster District Plan LMP34752 and a portion of Lot A, District Lot 78, Group 1, New Westminster District Plan EPP29512.

From: P3 Park and Public Use District

To: CD Comprehensive Development District (based on P3 Park and Public Use District and the Burnaby Lake Sports Complex Community Plan as guidelines)

Address: 3676 Kensington Avenue and a portion of 3860 Sperling Avenue

Purpose: To permit the development of a new aquatics and arena facility within the Burnaby Lake Sports Complex.

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR DHALIWAL

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

8. BYLAWS

First, Second and Third Reading

- | | | |
|----|--|-------|
| A) | Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 28, 2019 | 14071 |
| B) | Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 29, 2019 | 14072 |

- | | | |
|----|--|-------|
| C) | Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 30, 2019 | 14073 |
| D) | Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 31, 2019 | 14074 |
| E) | Burnaby Parking Meter Bylaw 1998, Amendment Bylaw No. 1, 2019 | 14075 |
| F) | Burnaby Temporary Financing Bylaw 2019 | 14076 |
| G) | Burnaby Tax and Utilities Prepayment Bylaw 2019 | 14077 |

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR DHALIWAL

THAT Bylaw No. 14071, 14072, 14073, 14074, 14075, 14076 and 14077 be now introduced and read three times.

CARRIED UNANIMOUSLY

Consideration and Third Reading

- | | | |
|----|--|-------|
| H) | Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 46, 2018 - Rez. #17-10006 (4041 Canada Way) | 13970 |
| I) | Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 20, 2019 - Rez. #11-46 (3555 Gilmore Way) | 14039 |

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR DHALIWAL

THAT Bylaw No. 13970 and 14039 be now considered and read a third time.

CARRIED UNANIMOUSLY

Reconsideration and Final Adoption

- | | | |
|----|---|-------|
| J) | Burnaby Shadbolt Centre and Burnaby Art Gallery Rental Fees Bylaw 2019, Amendment Bylaw No. 1, 2019 | 14067 |
| K) | Burnaby Village Museum Fees Bylaw 2019, Amendment Bylaw No. 1, 2019 | 14068 |
| L) | Burnaby Taxation Exemption Bylaw 2019 | 14069 |

M) Burnaby Animal Control Bylaw 1991, 14070
Amendment Bylaw No. 1, 2019

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR DHALIWAL

THAT Bylaw No. 14067, 14068, 14069 and 14070 be now reconsidered and Finally Adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto.

CARRIED UNANIMOUSLY

9. **NEW BUSINESS**

Councillor Jordan – Rezoning Applications

Councillor Jordan referred to the large number of rezoning applications (mostly in the Metrotown area) being forwarded to a Public Hearing, and queried if there is an option to slow down the development in that area.

10. **INQUIRIES**

There were no inquiries brought before Council at this time.

11. **ADJOURNMENT**

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR JORDAN

THAT this Open Council meeting do now adjourn.

CARRIED UNANIMOUSLY

The Open Council meeting adjourned at 7:37 p.m.

Confirmed:

Certified Correct:

MAYOR

CITY CLERK



PUBLIC HEARING MINUTES

Tuesday, 2019 October 29

A Public Hearing (Zoning & Heritage Designation) was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Tuesday, 2019 October 29 at 6:00 p.m.

CALL TO ORDER

PRESENT: His Worship, Mayor Mike Hurley
 Councillor Pietro Calendino
 Councillor Sav Dhaliwal
 Councillor Dan Johnston
 Councillor Colleen Jordan
 Councillor Joe Keithley

ABSENT: Councillor Paul McDonell
 Councillor Nick Volkow (*due to illness*)
 Councillor James Wang

STAFF: Mr. Ed Kozak, Director Planning and Building
 Mr. Johannes Schumann, Assistant Director Planning & Building
 Ms. Blanka Zeinabova, Deputy City Clerk

His Worship, Mayor Mike Hurley called the meeting to order at 6:01 p.m.

His Worship, Mayor Mike Hurley recognized the ancestral and unceded homelands of the hə́nqəmiḥəm and Skwxwú7mesh speaking peoples, and extended appreciation for the opportunity to hold a meeting on this shared territory.

ZONING BYLAW AMENDMENTS

**A1) Burnaby Zoning Bylaw 1965,
Amendment Bylaw No. 26, 2019 - Bylaw No. 14060**

Rez. #17-36

4500, 4554 Dawson Street, 2223, 2375 Alpha Avenue and 2350, 2410, 2430 Willingdon Avenue

From: M1 Manufacturing, M2r General Industrial, and M5 Light Industrial Districts

To: CD Comprehensive Development District (based on RM4s Multiple Family Residential District. RM4r Multiple Family Residential

District, C9 Urban Village District, and Brentwood Town Centre Plan guidelines)

The purpose of the proposed zoning bylaw amendment is to establish a Conceptual Master Plan and Design Guidelines for the Grove development site, in order to guide further site specific rezoning applications for the construction of a high-density multi-phased strata, rental, commercial retail and office development over four main phases. No specific development is being proposed by the subject rezoning application.

Three (3) letters were received in response to the proposed rezoning application:

1. Man Ling Kwok, 2378 Alpha Avenue, Burnaby
2. Susanne Glenn-Rigny, CN Rail, 935, rue de la Gauchetiere Ouets, Montreal
3. Joel Gibbs, 7777 12th Avenue, Burnaby

The following speaker appeared before Council in response to the proposed zoning bylaw amendment:

Joel Gibbs, 7777 12th Avenue, Burnaby, appeared before Council expressing concerns with the proposed rezoning application. The speaker believes that there is disconnect within the City between the City's priorities and the development process. Burnaby declared a climate emergency and set targets of 45% reduction in GHG by 2030; however, 2,800 parking spaces are being built in a town centre, near transit and multi-use paths. In addition, Mr. Gibbs expressed concerns with Dawson Street widening to five lanes.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT this Public Hearing for Rez. #17-36, Bylaw #14060 be terminated.

CARRIED UNANIMOUSLY

**A2) Burnaby Zoning Bylaw 1965,
Amendment Bylaw No. 27, 2019 - Bylaw No. 14061**

Rez. #18-09

6438 Byrnegpark Drive

From: CD Comprehensive Development District (based on RM2 Multiple Family Residential District as guidelines)

To: Amended CD Comprehensive Development District (based on RM2 Multiple Family Residential District, RM3 Multiple Family Residential District, RM3r Multiple Family Residential District, and Edmonds Town Centre Plan as guidelines and in accordance with

the development plan entitled "Proposed Multi-Family Development" prepared by Integra Architecture Inc.)

The purpose of the proposed zoning bylaw amendment is to permit the construction of a five-storey apartment building with underground parking, as well as townhouses with surface parking.

Twelve (12) letters were received in response to the proposed rezoning application:

1. Cathy Griffin, 21-8400 Forest Grove Drive, Burnaby
2. Martin Arnesen, 3015 Vega Court, Burnaby
3. Joe Sulmona, 5504 Union Street, Burnaby
4. Stan Grishin, 9300 University Crescent, Burnaby
5. Tamsin Spooner, 6692 Napier Street, Burnaby
6. Thom Armstrong, Co-operative Housing Federation of British Columbia, 220-1651 Commercial Drive, Vancouver
7. Chris Marsh, 115-7478 Byrnespark Walk, Burnaby
8. Frank Mesich, 6088 12th Avenue, Burnaby
9. Joel Gibbs, 7777 12th Avenue, Burnaby
10. Louise Hazemi, 4144 Cambridge Street, Burnaby
11. Sabrina and Steve Foldi, 6837 Station Hill Drive, Burnaby
12. Allen Hutton, 7304 14th Avenue, Burnaby

The following speakers appeared before Council in response to the proposed zoning bylaw amendment:

Joel Gibbs, 7777 12th Avenue, Burnaby, appeared before Council expressing concerns with the proposed rezoning application as a large amount of parking spaces and the number of rental units does not really benefit the City. The speaker is also in opposition to the sale of public lands.

Teresa Rossiello, 9756 Still Creek Avenue, Burnaby, appeared before Council and noted that more townhouses should be added to the development as families with children have a hard time finding suitable accommodation in Burnaby. The speaker also suggested leasing the land for 50 to 60 years, instead of selling it, and offering electrified parking spots to car share companies to utilize the EV spaces.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT this Public Hearing for Rez. #18-09, Bylaw #14061 be terminated.

CARRIED UNANIMOUSLY

**A3) Burnaby Zoning Bylaw 1965,
Amendment Bylaw No. 28, 2019 - Bylaw No. 14062**

Rez. #19-09
3133 Sumner Avenue

From: M1 Manufacturing District

To: CD Comprehensive Development District (based on RM2 General Industrial District, M5 Light Industrial District and C1 Neighbourhood Commercial District, and in accordance with the development plan entitled "3133 Sumner Avenue" prepared by Taylor Kurtz Architecture and Design Inc.)

The purpose of the proposed zoning bylaw amendment is to permit the construction of a five-storey light industrial and office building with a small commercial component.

Two (2) letters were received in response to the proposed rezoning application:

1. Paul Holden, Burnaby Board of Trade, 201-4555 Kingsway, Burnaby
2. Jag Nijjar, Gateway Casinos, 4331 Dominion Street, Burnaby

The following speaker appeared before Council in response to the proposed zoning bylaw amendment:

Joel Gibbs, 7777 12th Avenue, Burnaby, appeared before Council and spoke in opposition to the proposed rezoning application. The speaker noted the project is closed to transit and cycling facilities, and requested the City acts on the targeted GHG reduction.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT this Public Hearing for Rez. #19-09, Bylaw #14062 be terminated.

CARRIED UNANIMOUSLY

**A4) Burnaby Zoning Bylaw 1965,
Amendment Bylaw No. 29, 2019 - Bylaw No. 14063**

Rez. #19-10

Portion of 8288 North Fraser Way

From: CD Comprehensive Development District (based on M2 General Industrial District and M5 Light Industrial District)

To: Amended CD Comprehensive Development District (based on M2 General Industrial District, M5 Light Industrial District, M5r Light Industrial District and Burnaby Business Park Concept Plan as guidelines, and in accordance with the development plan entitled "JJ Bean" prepared by Chip Barrett Architect)

The purpose of the proposed zoning bylaw amendment is to permit a café of up to 50 seats (JJ Bean Café) within an existing multi-tenant industrial development, to serve the day-to-day needs of adjacent industrial developments and their employees.

One (1) letter was received in response to the proposed rezoning application:

1. Shelley Ke, NF 8288 Holdings Ltd., 103-8288 North Fraser Way, Burnaby

No speakers appeared before Council in support or oppositions to the proposed rezoning application.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR JORDAN

THAT this Public Hearing for Rez. #19-10, Bylaw #14063 be terminated.

CARRIED UNANIMOUSLY

A5) Burnaby Zoning Bylaw 1965,
Amendment Bylaw No. 30, 2019 - Bylaw No. 14064

Rez. #19-27

4050 Graveley Street

From: M3 Heavy Industrial District and R5 Residential District

To: M3 Heavy Industrial District

The purpose of the proposed zoning bylaw amendment is to bring the zoning into conformance with the area's existing industrial land use, character, and plan designations.

No letters were received in response to the proposed rezoning application.

The following speaker appeared before Council in response to the proposed zoning bylaw amendment:

Brian Dierks, 1531 Douglas Road, Burnaby, appeared before Council and inquired regarding the same rezoning for the properties along Douglas Road.

Staff advised that this rezoning does not affect existing residential uses in the area, and the owners are not obligated to rezone, unless future uses will come to full industrial use on the site.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT this Public Hearing for Rez. #19-27, Bylaw #14064 be terminated.

CARRIED UNANIMOUSLY

A6) Burnaby Zoning Bylaw 1965,
Amendment Bylaw No. 31, 2019 - Bylaw No. 14065

Text Amendment

The purpose of the proposed zoning bylaw text amendment is to amend the Burnaby Zoning Bylaw 1965 to (1) regulate the location of outdoor play areas in child care establishments; (2) allow child care facilities in the P2 Administration and Assembly, P3 Park and Public Use, and P6 Regional Institutional Districts as an outright permitted use; (3) prohibit uses which provide housing, or medical and assisted living care to the clients, and home occupations with on-site client services, on properties containing home-based child care facilities; (4) remove the additional lot area requirement for child care facilities exceeding 20 children in care in the P1 Neighbourhood Institutional, and P5 Community Institutional Districts.

No letters were received in response to the proposed rezoning application.

The following speakers appeared before Council in response to the proposed zoning bylaw amendment:

Joel Gibbs, 7777 12th Avenue, Burnaby, appeared before Council stating that the City should not regulate outdoor play areas to ensure children safety but addressing street safety.

Teresa Rossiello, 9756 Still Creek Avenue, Burnaby, appeared before Council stating housing and childcare are problems in the Lower Mainland. The speaker requested that the City does not further restrict childcare spaces and instead make the process easier.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT this Public Hearing for Zoning Bylaw Text Amendment, Bylaw #14065 be terminated.

CARRIED UNANIMOUSLY

HERITAGE DESIGNATION BYLAW

B1) Burnaby Heritage Designation
Bylaw No. 1, 2019 - Bylaw No. 14066

6344 Deer Lake Avenue

The purpose of the proposed bylaw is to designate the Fairacres "Estate Gate" and "Greenhouse Foundation Wall" as part of the existing civic Heritage Site covered under Bylaw No. 9807 which is the original Burnaby Heritage Site Designation Bylaw 1992.

No letters were received in response to the proposed heritage designation bylaw.

No speakers appeared before Council in support or oppositions to the proposed rezoning application.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR JOHNSTON

THAT this Public Hearing for Heritage Site Designation Bylaw Amendment, Bylaw #14066 be terminated.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR KEITHLEY

That this Public Hearing do now adjourn.

CARRIED UNANIMOUSLY

The Public Hearing adjourned at 6:44 p.m.

 Mike Hurley
 MAYOR

 Blanka Zeinabova
 DEPUTY CITY CLERK

City of Burnaby



Proclamation

NATIONAL CHILD DAY

Whereas National Child Day is celebrated on November 20th each year; and

WHEREAS On November 20, 1989, the Convention on the Rights of the Child was adopted by the United Nations General Assembly; and

WHEREAS The United Nations Convention on the Rights of the Child has been ratified by Canada; and

WHEREAS It is desirable to promote in Canada an awareness of the United Nations Convention on the Rights of the Child; and

WHEREAS Communities help to create the environments that children need to thrive and succeed; and

WHEREAS The City of Burnaby works for the best interest of its people by laying the foundation for the future; and

WHEREAS Studies show that children tend to do better in strong, supportive communities; and

WHEREAS The City of Burnaby recognizes that the future success of any community is largely reliant on the positive developments of its children; and

WHEREAS The children of today will be leaders of tomorrow.

NOW THEREFORE I, MIKE HURLEY, MAYOR OF BURNABY,
DO HEREBY PROCLAIM NOVEMBER 20 AS

“NATIONAL CHILD DAY”

IN THE CITY OF BURNABY.

Dated this Fourth Day
of November, 2019 A.D.

Mike Hurley
MAYOR





PROVINCIAL OFFICE

1245 East 7th Avenue, Vancouver, British Columbia, V5T 1R1
P 604.681.7271 • F 604.661.7022 • 1.800.665.1868 • spca.bc.ca
Charitable Registration # BN 11881 9036 RR0001

August 27, 2019

To whom it may concern,

I would like to request to appear as a Delegation before Council on November 4th, 2019 at the regularly scheduled council meeting. I would like to present to council a brief overview of the services the Burnaby BC SPCA Animal Shelter provides to the City of Burnaby.

The address of our branch is 3202 Norland Ave, Burnaby.

I can be contacted at (604) 834-4699 or nmcbain@spca.bc.ca

Thank you for your consideration.

Nicole McBain
Branch Manager
BC SPCA Burnaby

Copied to:
City Manager
Dir. Corporate Services
Dir. Public Safety & Community Services

From: Kamala Sproule [mailto: [REDACTED]]
Sent: September 17, 2019 3:57 PM
To: Clerks
Cc: Manifold, Margaret
Subject: November 4th - Delegation Request

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor and Council,

The Burnaby Children’s Community Table would like to appear as a delegation at the Council meeting on November 4, 2019.

The subject of our delegation will be to update Council on the activities of the Burnaby Children’s Community Table. We will be making a request that Council proclaim November 20th as National Child Day. We will also be launching The Burnaby Children's Charter and requesting Council's endorsement.

The speakers will be Kamala Sproule, Coordinator of the Burnaby Early Childhood Development Table and Angie Mapara-Osachoff, the Senior Regional Program Manager in B.C. for Equitas, the International Centre for Human Rights Education.

We will require audio visual support for our short PowerPoint presentation and are planning on having a few children present to do a short presentation of the Charter.

Please let me know if you require further information.

Kamala Sproule [REDACTED] [REDACTED]

Thank you

Kind Regards,

Kamala Sproule, Principal of Sproule & Associates (BA, Asian Area Studies, BSW, MSW)
Burnaby ECD Table Community Coordinator and Community-based Researcher and Evaluator
Cell: [REDACTED]

Visit The Burnaby ECD Table at:
www.kidsinburnaby.ca or the
Facebook page at: <https://www.facebook.com/BurnabyECDCCommunityTable>

Copied to: City Manager Director Planning and Building Mayor's Office
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Item
Meeting..... 2019 NOV 4

COUNCIL REPORT

TO: MEMBERS OF CITY COUNCIL **DATE:** 2019 October 22

FROM: MAYOR MIKE HURLEY

SUBJECT: ACTING MAYOR APPOINTMENTS - 2020

RECOMMENDATION:

- 1. THAT** the following Council members be appointed as Acting Mayor for the months indicated in 2020:

January	Councillor Nick Volkow
February	Councillor Paul McDonell
March	Councillor Joe Keithley
April	Councillor Colleen Jordan
May	Councillor James Wang
June	Councillor Dan Johnston
July	Councillor Nick Volkow
August	Councillor Pietro Calendino
September	Councillor Sav Dhaliwal
October	Councillor Paul McDonell
November	Councillor Joe Keithley
December	Councillor Colleen Jordan

Respectfully submitted,

Mike Hurley
MAYOR

Copied: City Manager
City Clerk
Manager, Payroll Services
Emergency Program Coordinator



FINANCIAL MANAGEMENT COMMITTEE

*HIS WORSHIP, THE MAYOR
AND COUNCILLORS*

SUBJECT: TRAFFIC FINE REVENUE SHARING PROGRAM

RECOMMENDATION:

- 1. THAT Council receive this report for information.

REPORT

The Financial Management Committee, at its meeting held on 2019 September 19, received and adopted the *attached* report providing information regarding the 2018 and 2019 Traffic Fine Revenue Sharing Grant received and utilized for programs by the City.

Respectfully submitted,

Mayor M. Hurley
Chair

Councillor S. Dhaliwal
Vice Chair

Copied to:	City Manager Director Finance Director Public Safety and Community Services Officer in Charge, RCMP Burnaby Detachment
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Meeting 2019 Sep 19

COMMITTEE REPORT

TO: CHAIR AND MEMBERS
FINANCIAL MANAGEMENT COMMITTEE

DATE: 2019 Sep 09

FROM: DIRECTOR FINANCE
DIRECTOR PUBLIC SAFETY AND
COMMUNITY SERVICES

FILE: 7500-01

SUBJECT: TRAFFIC FINE REVENUE SHARING PROGRAM

PURPOSE: To inform Council on the 2018 and 2019 Traffic Fine Revenue Sharing Grant received and utilized for programs by the City.

RECOMMENDATION:

1. **THAT** the Financial Management Committee recommend Council receive this report for information.

REPORT**1.0 BACKGROUND**

The Traffic Fine Revenue Sharing Grant is an unconditional grant provided by the Ministry of Municipal Affairs and Housing Development to municipalities for the purpose of assisting them in promoting community safety and addressing community strategic priorities.

2.0 POLICY SECTION**Goal**

- A Safe Community
 - Crime prevention and reduction –
Ensure citizens and businesses feel safe in our community
 - Transportation safety –
Make City streets, pathways, trails and sidewalks safer
 - Community amenity safety –
Maintain a high level of safety in City buildings and facilities for the public and City staff

To: Financial Management Committee
 From: Director Finance
 Re: Traffic Fine Revenue Sharing Program
 2019 Sep 19.....Page 2

- An Inclusive Community
 - Celebrate diversity –
Create more opportunities for the community to celebrate diversity
 - Create a sense of community –
Provide opportunities that encourage and welcome all community members and create a sense of belonging
- A Healthy Community
 - Healthy environment –
Enhance our environmental health, resilience and sustainability
 - Community involvement –
Encourage residents and businesses to give back to and invest in the community

3.0 2018 PROGRAMS

The purpose of this report is to advise Council that 100% of the Traffic Fine Revenue Sharing Grant received has been used or is being used to provide City policing services. Grant money received in 2018 totaled \$2,380,337. Some highlights of the 2018 policing programs that utilized the grant are noted below.

- **Mental Health:**

Burnaby Mental Health and Community Programs started the process of creating a mental health initiative called Burnaby Mobilization and Resiliency Table (BMART). Burnaby members met with Surrey's Mobilization and Resiliency Table (SMART) Public Safety Program Manager and obtained the necessary information to move forward in dealing with the Privacy Act and compiling a list of integral Burnaby agencies to invite. Members also established a BMART timeline to ensure the table moved forward in a timely manner, presented BMART to the Burnaby RCMP Senior Management Team and conducted a City of Burnaby Environmental Scan.

- **Public Safety:**

The Crime Prevention Unit (CPU) provided numerous presentations including staff from the Language Instruction for Newcomers to Canada (LINC) neighbourhood centres to connect with newcomers to Canada. The CPU explained the Block Watch program and how it can help create safer communities. The CPU was out in the community over the year actively promoting public safety education and programs and also provided Crime Prevention Through Environmental Design (CPTED) assessments for residential addresses throughout the year. CPTED aims to make property less vulnerable to criminal and nuisance activities. During the summer months, the CPU attended a number of Block Watch Social events which served as a great opportunity for the CPU to connect with the community, answer questions and provide crime prevention tips at fun family events.

To: Financial Management Committee
From: Director Finance
Re: Traffic Fine Revenue Sharing Program
2019 Sep 19.....Page 3

- **Youth:**

The Youth Investigative Team (YIT) provided a number of presentations over the year to students. Topics included internet safety, sexting and how to participate in online activity in a safe manner. In addition, social and legal consequences were discussed. The YIT took an active role in planning and presenting the Talking about the Topic of Opportunity (TATTOO) program at a youth detention center in Burnaby. The program provides lessons on topics such as high risk behaviour, gang life, substance abuse and addiction. The YIT facilitated presentations at Burnaby Schools from the Combined Forces Special Investigations Unit on ending gang life. These presentations were conducted in part by an ex-gang member who told students of his real life experiences.

- **Road Safety:**

The Burnaby Traffic Section partnered with volunteers from the Community Police Offices throughout the year to conduct distracted driving enforcement. The Traffic Section also partnered with YIT on a number of occasions to conduct school zone safety enforcement. In November 2018, the Commercial Vehicle Safety Enforcement, General Duty and Traffic participated in a commercial motor vehicle check stop/enforcement initiative. The Traffic Section focused their enforcement on impaired driving during the holiday season.

- **Fraud Prevention:**

Throughout the year, Burnaby’s Economic Crime Unit (ECU) visited a number of seniors’ residences to provide information on common frauds committed against seniors. Another presentation for the public was given by a senior ECU member at a VanCity Credit Union location in South Burnaby. The one hour presentation covered topics such as romance scams, phishing emails, Ponzi schemes, Canada Revenue Agency scams and fake lotteries. The objective of the presentation was to help the public recognize potential scams to avoid becoming a victim.

4.0 GRANTS RECEIVED

The Minister of Municipal Affairs and Housing has issued the 2019 unconditional grant funding for the Traffic Fine Revenue Sharing Program which was paid in one installment to the City on 2019 June 25 totaling \$2,324,397. The following table outlines the Traffic Fine Revenue Sharing Grants received by the City to date:

To: Financial Management Committee
From: Director Finance
Re: Traffic Fine Revenue Sharing Program
2019 Sep 19Page 4

Year	Grant Received (\$)
2010	1,080,152
2011	3,847,295
2012	3,838,656
2013	1,874,865
2014	1,881,990
2015	2,716,650
2016	2,581,870
2017	2,424,747
2018	2,380,337
2019	2,324,397
Total	\$24,950,959

The City of Burnaby will continue to use these grant funds to strengthen policing services in the community in supporting crime reduction and improving safety. Grant funds help to reduce the impact of police costs on property taxes.

5.0 RECOMMENDATION

It is recommended that the Financial Management Committee recommend Council receive this report for information.



Noreen Kassam
DIRECTOR FINANCE



Dave Critchley
DIRECTOR PUBLIC SAFETY AND
COMMUNITY SERVICES

NK:RG /do:jk

Copied to: City Manager
Officer in Charge, RCMP Burnaby Detachment

FINANCIAL MANAGEMENT COMMITTEE

*HIS WORSHIP, THE MAYOR
AND COUNCILLORS*

SUBJECT: COMBINED SEWER SEPARATION GRANT

RECOMMENDATION:

1. THAT Council authorize staff to implement a new grant program to support private-side sewer separation, as outlined in this report.

REPORT

The Financial Management Committee, at its meeting held on 2019 September 19, received and adopted the *attached* report seeking Council approval to implement a new grant program to support private-side sewer separation.

Respectfully submitted,

Mayor M. Hurley
Chair

Councillor S. Dhaliwal
Vice Chair

Copied to:	City Manager Director Engineering Director Finance Director Planning & Building Director Corporate Services Director Parks, Recreation, and Cultural Services
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Meeting 2019 Sep 19

COMMITTEE REPORT

TO: CHAIR AND MEMBERS FINANCIAL MANAGEMENT COMMITTEE **DATE:** 2019 August 29

FROM: DIRECTOR ENGINEERING **FILE:** 36000-02

SUBJECT: **COMBINED SEWER SEPARATION GRANT**

PURPOSE: To implement a new grant program to support private-side sewer separation.

RECOMMENDATION:

1. **THAT** the Financial Management Committee recommend Council authorize staff to implement a new grant program to support private-side sewer separation as outlined in this report.

REPORT**INTRODUCTION**

Combined sewer systems collect sanitary sewage and storm water in a single sewer pipe. During wet weather, these older combined sewers cannot carry all the sewage flows to regional treatment plants and discharge excess combined sewer flows (CSO's) through outfalls to the Burrard Inlet and Fraser River.

Combined sewer overflows contain domestic sewage, which negatively impacts the receiving environment (Burrard Inlet or Fraser River). The City of Burnaby has been actively eliminating combined sewers and constructing new separated sewage systems in their place. Since 1989, the City of Burnaby has separated approximately 40km of an original inventory of 85km of combined sewers and is on target to complete full system separation in approximately 25-30 years, per Burnaby's commitment under the Regional Integrated Liquid Waste and Resource Management Plan (ILWRMP). Currently, approximately 7% of Burnaby has combined sewers.

The significant municipal effort to separate public-side sewers within the street has redirected drainage from public lands and roadways to the new separated drainage system. However, though the frequency and volume of CSO's is reduced, CSO's into the Burrard Inlet and Fraser River still occur through the contribution of existing on-site, or private-side combined service connections. Until private property connections are also separated, the newly separated municipal sanitary sewer systems will continue to overflow to public waterways.

To: Chair and Members Financial Management Committee
 From: Director Engineering
 Re: COMBINED SEWER SEPARATION GRANT
 2019 August 29 Page 2

A private-side sewer separation grant program could help to increase the rate of private-side sewer separation and further reduce (and ultimately eliminate) the frequency and severity of ongoing combined sewer overflows, accelerating environmental benefits of the program.

POLICY SECTION

The private-side sewer separation grant program is aligned with the City of Burnaby's Corporate Strategic Plan by supporting the following goals and sub-goals of the Plan.

Goal

- A Dynamic Community
 - City facilities and infrastructure –
Build and maintain infrastructure that meets the needs of our growing community
- A Healthy Community
 - Healthy environment –
Enhance our environmental health, resilience and sustainability

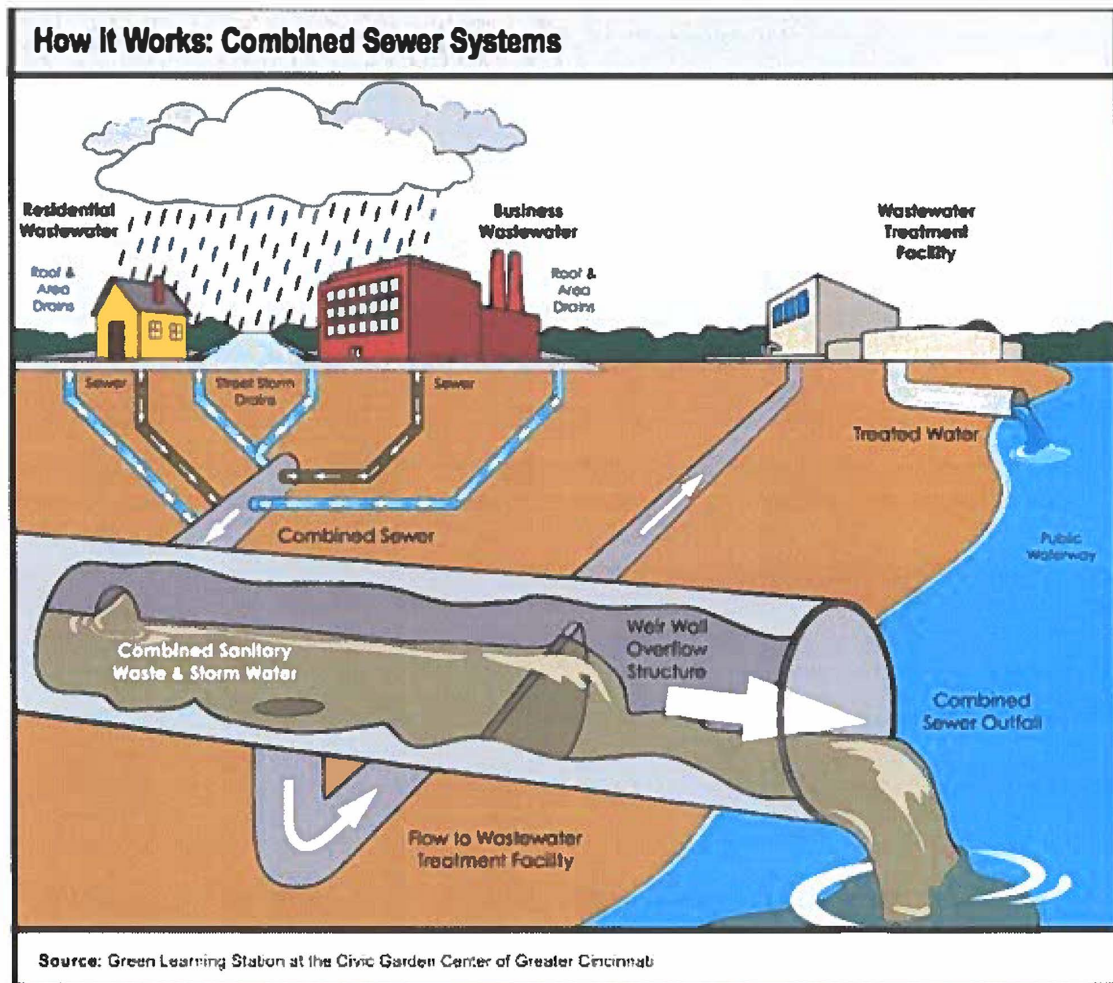


Figure 1 – Combined Sewer System Schematic

To: Chair and Members Financial Management Committee
 From: Director Engineering
 Re: COMBINED SEWER SEPARATION GRANT
 2019 August 29 Page 3

BACKGROUND

Burnaby currently has approximately 620 km of sanitary sewers and 45 km (7%) of combined sewers (see Appendix A for maps). The Burnaby sewer system contributes to four combined sewer outfalls (three in the Burrard Inlet and one in the Fraser River). Burnaby is fully responsible for one outfall, shares one with Metro Vancouver, and Metro Vancouver is fully responsible for the other two outfalls.

The City-initiated sewer separation program results in an immediate reduction of approximately 30% of stormwater flows into the combined sanitary sewer system via the redirection of rainfall into new dedicated storm sewer pipes. This City-initiated sewer separation program reduces the likelihood of ongoing combined sewer overflows. However, the remaining 70% of the total stormwater flow that originates from hard-surface areas within private properties will continue to be directed into existing combined service connections and the City sanitary system. Given this high ratio of ongoing rainwater flow into the new dedicated sanitary system, the City is still experiencing ongoing combined sewer overflows more than 100 days per year, with a volume exceeding 125,000 cubic metres per year.

Through redevelopment, properties are required to separate their on-site connections and since 1989, over 400 properties or 10% of the private-side systems have been separated. However, with a current housing stock turnover rate of only ~1% per year, private-side separation through redevelopment alone will not achieve the full system separation within the regulatory timeframe (2050 for Northwest Burnaby and 2075 for Southeast Burnaby) set out by the ILWRMP.

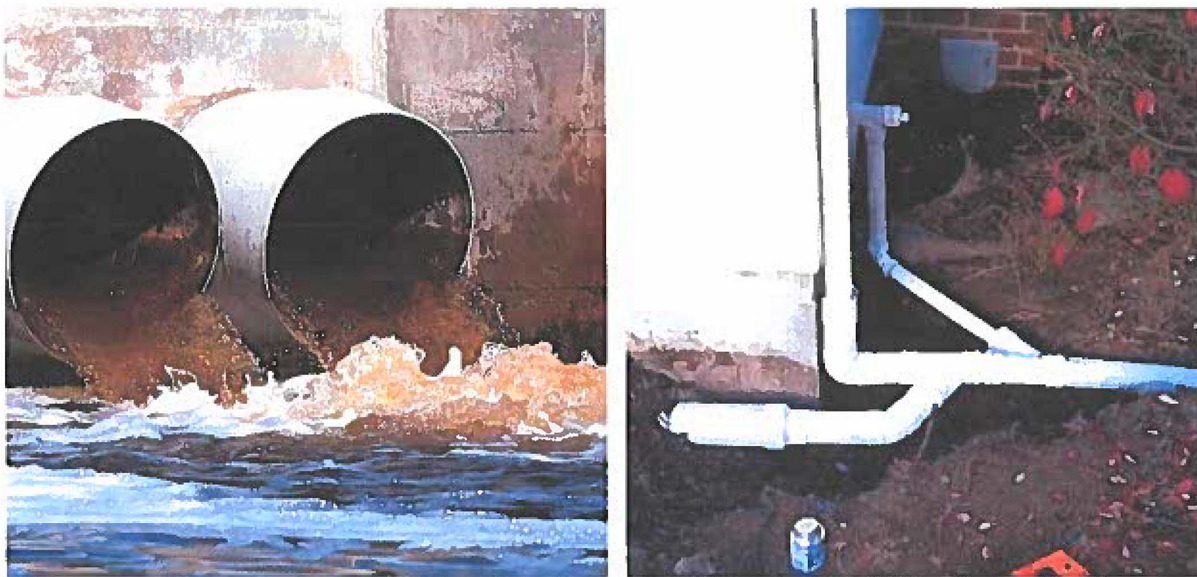


Figure 2 – Combined Sewer Overflow & On-Site Private Sewer System

To: Chair and Members Financial Management Committee
 From: Director Engineering
 Re: COMBINED SEWER SEPARATION GRANT
 2019 August 29 Page 5

Home-owner Grant Process

Engineering staff would pre-screen applications to ensure eligibility, and then the property owner would proceed with a standard plumbing permit and sewer connection permit (typical permit fees would be waived). Upon completion of construction, inspection by City staff, and issuance of a permit, the property owner would submit a copy of their paid contractor invoice and the City would provide the property owner a corresponding one-time grant of up to \$2500.

Program Promotion

Phase 1

Initially, staff would provide information about the grant program on the City website, and also provide letters to property owners adjacent to City-initiated combined sewer separation projects. With a contractor already mobilized for City sewer separation, the opportunity exists for significant cost-efficiency with private on-site sewer separation.

Phase 2

Once the grant program is working efficiently, letters could be sent to the entire eligible combined area within the northwest quadrant of Burnaby. Per regional guidelines outlined in the Integrated Liquid Waste and Resource Management Plan (ILWRMP), this area of Burnaby is required to prevent CSO's the earliest (by 2050) and is where Burnaby is currently focusing city-initiated sewer separation.

Phase 3

As the City moves into the combined sewer areas within the southeast quadrant of Burnaby, letters can be sent to eligible properties within this quadrant, outlining the program value, eligibility, and process.

Future Private-Side Sewer Separation Opportunities

Longer term, additional opportunities exist to support ongoing private-side sewer separation. These opportunities include:

- increased grant program promotion
- City-contractor partnerships
- penalties for non-compliance

To: Chair and Members Financial Management Committee
From: Director Engineering
Re: COMBINED SEWER SEPARATION GRANT
2019 August 29 Page 6

FINANCIAL IMPLICATIONS

The grant program is proposed to be funded out of the Sewer Operating Reserve, which has sufficient funds to finance the proposed grant program.

There are approximately 6,750 sewer service connections in combined or previously combined areas, and the City has provided separated sewers to approximately 4,050 of those connections. Approximately 400 private connections have already been separated, leaving a total of approximately 6,350 eligible connections. However, due to the cost, effort by property owners, and impact on existing private property, the initial program uptake rate is only estimated to be 25-100 applications per year. The City of Vancouver has had a similar program for many years, and only processes approximately 10 applications per year (the Vancouver grant value is only \$1000). Based on the projected uptake rate, the proposed grant program would cost Burnaby approximately \$60,000 to \$250,000 per year in grants disbursed to property owners. To limit the financial risk, the program would initially be restricted to only 250 applications per year (maximum value of \$625,000 per year).

RECOMMENDATION

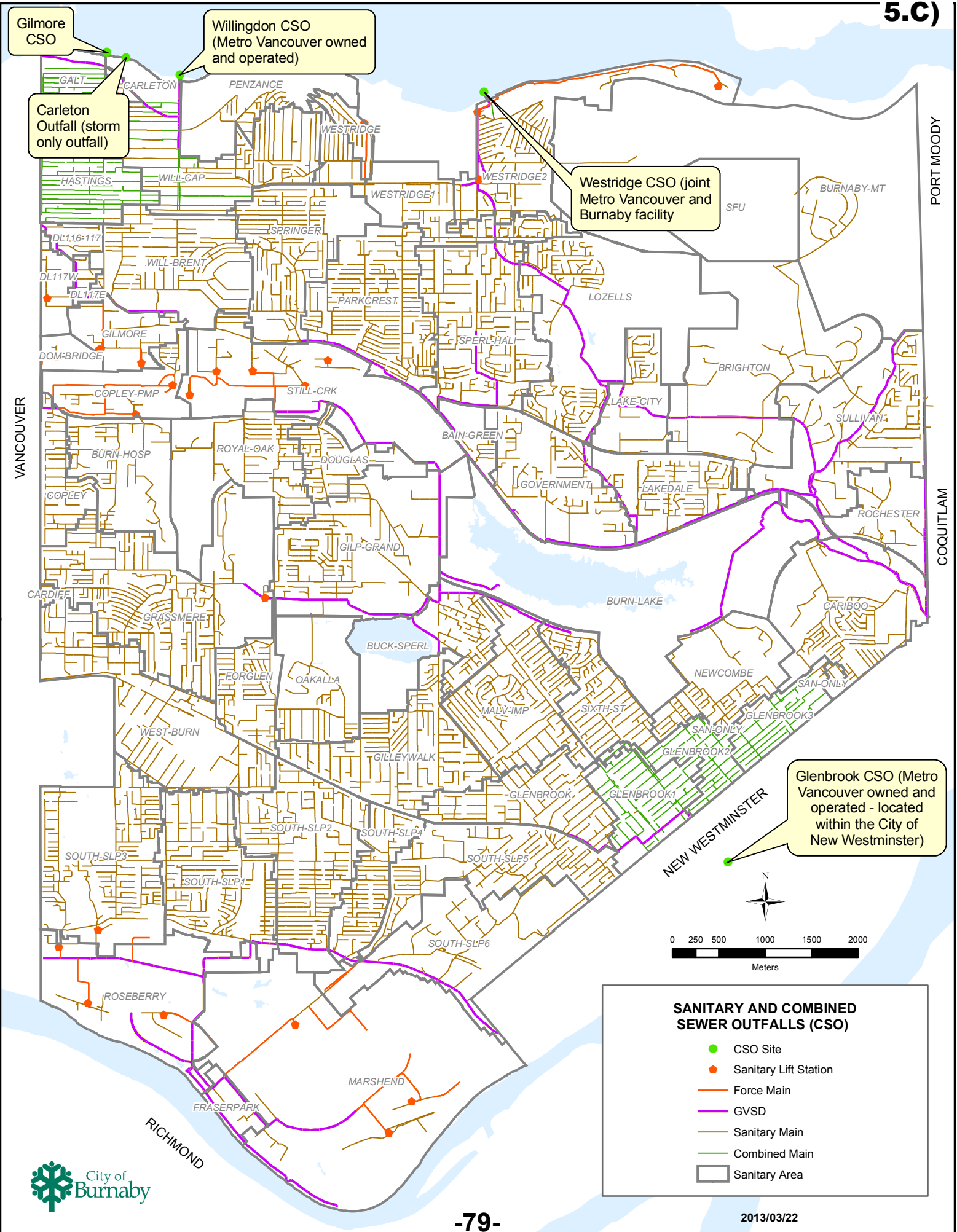
It is recommended that the Financial Management Committee recommend Council authorize staff to implement a new grant program to support private-side sewer separation as outlined in this report. This grant program supports the City goal of a healthy environment, and provides a collaborative approach toward full sewer system separation as required through the Regional Integrated Liquid Waste and Resource Management Plan (ILWRMP).

for 
Leon A. Gous, P.Eng., MBA
DIRECTOR ENGINEERING

JWH/ac

Attachment

Copied to: City Manager
Director Finance
Director Planning & Building
Director Corporate Services
Director Parks, Recreation, and Cultural Services



FINANCIAL MANAGEMENT COMMITTEE

*HIS WORSHIP, THE MAYOR
AND COUNCILLORS*

SUBJECT: GAMING RESERVE & OPERATING GAMING RESERVE

RECOMMENDATIONS:

1. THAT Council receive this report for information.
2. THAT Council update the eligibility criteria for the Gaming Reserve Policy to include “or other projects or programs at the discretion of Council”.

REPORT

The Financial Management Committee, at its meeting held on 2019 October 22, received and adopted the *attached* report providing information on the status of the City's Gaming Reserve and Operating Gaming Reserve.

Respectfully submitted,

Mayor M. Hurley
Chair

Councillor S. Dhaliwal
Vice Chair

<p>Copied to: City Manager Director Finance</p>



Meeting 2019 Oct 22

COMMITTEE REPORT

TO: CHAIR AND MEMBERS
FINANCIAL MANAGEMENT COMMITTEE

DATE: 2019 Oct 16

FROM: DIRECTOR FINANCE

FILE: 7300-20

SUBJECT: GAMING RESERVE & OPERATING GAMING RESERVE

PURPOSE: To provide information on the status of the City's Gaming Reserve and Operating Gaming Reserve.

RECOMMENDATION:

1. **THAT** the Financial Management Committee recommend Council receive this report for information.

REPORT**1.0 INTRODUCTION**

Through the Host Financial Assistance Agreement with the Province of BC, the City receives 10% of the net Provincial proceeds from the Grand Villa (Gateway Casino).

2.0 POLICY SECTION**Goal**

- A Thriving Organization
 - Financial viability –
Maintain a financially sustainable City for the provision, renewal and enhancement of City services, facilities and assets

3.0 GAMING RESERVE

The agreement with the Province does not specify how funds are to be used by a local government; just that they are to be used for public benefit within the host community. As a result, City Council has developed a Gaming Reserve Policy that guides the use of these funds. The eligibility criteria for use of casino gaming grants include operating expenditures and/or capital projects that serve to protect or improve Burnaby's environment, including beautification, heritage, public safety, international relations, or arts and culture.

To: Financial Management Committee
 From: Director Finance
 Re: Gaming Reserve & Operating Gaming Reserve
 2019 Oct 16.....Page 2

In addition, operating expenditures and/or capital project initiatives should satisfy the following criteria:

- a) Ad hoc pilot projects which extend over a specific period of time.
- b) Discrete capital projects that do not require ongoing capital funding requirements.
- c) Gaming funds on hand shall be sufficient to complete the proposed project.
- d) The activity and/or project shall have little or no ongoing impact on the operating budget or result in a reliance on the property tax levy.

Should the Financial Management Committee wish to review and/or revise the established criteria, a recommendation on the revised criteria would need to be made and approved by Council.

Council reviews and approves all operating expenditures and capital project initiatives funded by the Gaming Reserve annually prior to inclusion in the Financial Plan.

Under the Host Financial Assistance Agreement with the Province of BC, the City is obligated to record and report the use of Gaming Funds annually by March 15th to the Province of BC.

The 2018 gaming grant from the Province totaled \$12,558,049. At the end of 2018, the City’s Gaming Reserve was \$90,282,232. Annually for the next five years, the City has budgeted to receive approximately \$11,500,000 for the gaming grant from the Province, bringing the reserve revenues to approximately \$147,782,000 at the end of 2023.

Within the 2019 – 2023 Financial Plan, \$111,404,500 has been earmarked from the Gaming Reserve to fund initiatives. Table 1 below provides an annual breakdown of budgeted expenditures to be funded from the Gaming Reserve.

Table 1 – 2019 – 2023 Gaming Reserve Budgeted Expenditures by Year

Gaming Reserve	2019	2020	2021	2022	2023	Total
Operating	2,474,500	1,481,000	1,510,600	1,540,800	1,571,600	8,578,500
Capital	44,826,000	35,450,000	7,125,000	8,640,000	6,785,000	102,826,000
Total	\$47,300,500	\$36,931,000	\$8,635,600	\$10,180,800	\$8,356,600	\$111,404,500

4.0 OPERATING GAMING RESERVE

In 2013, Council adopted a recommendation to amend the Gaming Reserve Policy and to establish a separate Operating Gaming Reserve. As there is no legal requirement specified within the Host Financial Assistance Agreement with the Province of BC to return the interest earned to the Gaming Reserve, Council directed staff to set up an Operating Gaming Reserve. At the end of a given year the total annual interest income earned on the balance of the Gaming Reserve is transferred to the Operating Gaming Reserve with the intent to use the proceeds to fund priority one-time operating initiatives as determined by Council.

To: Financial Management Committee
From: Director Finance
Re: Gaming Reserve & Operating Gaming Reserve
2019 Oct 16.....Page 3

Council reviews and approves operating initiatives funded by the Operating Gaming Reserve annually prior to inclusion in the Financial Plan.

In 2018, interest earned on the Gaming Reserve totaled \$2,954,246 and was transferred to the Operating Gaming Reserve at the end of the year. The balance of the Operating Gaming Reserve is \$5,907,333 at the end of 2018. The interest transferred to the Operating Gaming Reserve will be dependent on the balance within the Gaming Reserve.

Within the 2019 – 2023 Financial Plan, \$10,026,600 has been earmarked from the Operating Gaming Reserve to fund initiatives. Table 2 below provides an annual breakdown of budgeted expenditures which will be funded from the Operating Gaming Reserve. Based on projected annual Gaming Reserve balances, it is projected that sufficient interest will be earned to accommodate this projected expenditure.

Table 2 – 2019 – 2023 Operating Gaming Reserve Budgeted Expenditures by Year

Gaming Reserve	2019	2020	2021	2022	2023	Total
Operating	\$2,606,500	\$1,800,300	\$1,836,300	\$1,873,000	\$1,910,500	\$10,026,600

5.0 RECOMMENDATION

The Gaming Reserve and Operating Gaming Reserve continue to be viable funding sources for capital, operating and one-time requests as per the criteria outlined and approved by Council through the annual budget process.

It is recommended that the Financial Management Committee recommend Council receive this report for information.



Noreen Kassam, CPA, CGA
DIRECTOR FINANCE

NK:RG:WK / md

Copied to: City Manager

INTERNATIONAL RELATIONS AND FRIENDSHIP CITIES COMMITTEE

*HIS WORSHIP, THE MAYOR
AND COUNCILLORS*

**SUBJECT: SISTER/FRIENDSHIP CITY VISITS TO KUSHIRO, JAPAN AND
TAICHUNG, TAIWAN IN 2020**

RECOMMENDATIONS:

1. THAT Council accept the invitation from Kushiro, Japan and authorize a delegation of Council to visit in 2020 in commemoration of the 55th anniversary of the Sister City relationship, and that all associated expenses be approved for payment in accordance with the City Expense Claim Policy.
2. THAT Council authorize a delegation of Council to visit Taichung City, Taiwan in 2020 in conjunction with its visit to Kushiro, Japan, and that all associated expenses be approved for payment in accordance with the City Expense Claim Policy.

REPORT

1.0 INTRODUCTION

The City of Burnaby maintains Sister and Friendship City relationships that meet the goals and objectives of Burnaby's International Relations and Friendship Cities Program.

At its meeting held on 2019 October 15, the International Relations and Friendship Cities Committee, received correspondence from the Mayor of Kushiro City, Japan and the Mayor of Taichung City, Taiwan, extending invitations to Council to visit in 2020. Arising from discussion, the Committee adopted a motion to seek Council approval to visit the two cities on one trip in 2020 May/June.

2.0 POLICY SECTION

This report supports the following goals and sub-goals of the City's *Corporate Strategic Plan*:

- A Connected Community
 - Partnership –
Work collaboratively with businesses, educational institutions, associations, other communities and governments

To: His Worship, the Mayor and Councillors
From: International Relations & Friendship Cities Committee
Re: Visits to Kushiro, Japan and Taichung, Taiwan in 2020
2019 October 29..... Page 2

- A Dynamic Community
 - Economic opportunity –
Foster an environment that attracts new and supports existing jobs, businesses and industries

3.0 BACKGROUND

Kushiro City, Japan - since 1965, Burnaby has supported a very active Sister City relationship with Kushiro City. In 2015, the two cities commemorated 50 years as Sister Cities through an exchange of visits. On 2019 September 12, responding to a letter from Mayor Hurley regarding interest in acknowledging the upcoming 55th anniversary, Mayor Hiroya, Kushiro City, invited Council to visit Kushiro in 2020 (Appendix A).

Taichung City, Taiwan – Burnaby was one of the first communities in Canada to recognize the economical and cultural opportunities of “friendships” with Asian cities. With financial assistance from the Provincial Government’s Asia Pacific Initiative, a plan designed to help develop the strategies necessary to better integrate British Columbia with Asia Pacific, Burnaby established many Friendship Agreements with Asia-Pacific cities including the City of Taichung in 2009. On 2019 July 10, the Mayor of Taichung City sent an invitation to Mayor Hurley to visit Taichung and attend the 31st Taiwan Lantern Festival (Appendix B).

4.0 RECOMMENDATION

The International Relations and Friendship Cities Committee recommends acceptance of the invitations from Kushiro City and Taichung City to strengthen ties with these Sister/Friendship Cities.

Council approval of this report is required in order for staff to proceed with planning and making arrangements for the Sister/Friendship City visits.

Respectfully submitted,

Councillor J. Wang
Chair

Councillor P. Calendino
Vice Chair

Copied to: City Manager
Director Corporate Services
Director Finance
Executive Assistant to the Mayor



Appendix A

7-5 Kuroganecho
Kushiro City, Hokkaido
085-8505 JAPAN
Tel 0154-23-5151
Fax 0154-23-5220

September 12, 2019

Mayor Mike Hurley
City of Burnaby
4949 Canada Way, Burnaby
British Columbia, V5G 1M2
CANADA

Dear Mayor Hurley,

I would like to extend my heartfelt gratitude to you for your kind inquiry regarding the 55th anniversary of our sister city affiliation.

In 2015, the history of our affiliation celebrated half a century. Both cities observed the golden jubilee together in both Burnaby and Kushiro. Kushiro City, in the recent decade, has conducted commemorative events to celebrate affiliation with other cities in both Japan and overseas, to mark every ten years.

However, having a new mayor in Burnaby and a new city council in Kushiro, I would like to invite you and Burnaby city councillors to Kushiro, to commemorate the 55th anniversary in 2020.

I look forward to enhancing the productive relationship between Burnaby and Kushiro, as well as the development of the both cities.

Sincerely yours,

EBINA Hiroya
Mayor





TAICHUNG CITY GOVERNMENT

Appendix B

The Hon. Mr. Mike Hurley, Mayor of Burnaby,

The summer solstice has arrived and I wish to send my blessings to you. I hope that everything is going smoothly for you, with all your works progressing, city government thriving and residents prospering and in good health.

Your city through our bilateral networking has had a prosperous friendship with Taichung City, which is of great importance to me. As the Mayor of Taichung City, I hope that our two cities will have substantial exchanges in economic and trade, culture, education, tourism and much more. Let's work towards realizing this together!

The Taiwan Lantern Festival has been held by the Tourism Bureau of the Ministry of Transportation and Communications since 1990. Each year, a city will be chosen to be the host city to display the lanterns. The integration of the traditional Lunar New Year and Lantern Festival creates a colorful, dazzling display of lanterns. In 2015, the 26th Taiwan Lantern Festival held in Taichung was complimented by CNN as being "Disneyland without roller coasters". According to the data gathered, the festival that year attracted a total of 13.71 people and created over 13.1 billion New Taiwan Dollars in economic output value.

The 31st Taiwan Lantern Festival will be held in Taichung City from February 8 – 23, 2020. The predicted number of people to attend will surpass 15 million. The main exhibition area of the lantern festival will be at the Houli Park Area of the 2018 Taichung World Flora Exposition. It'll be an innovative way of displaying lanterns by integrating them with the forest and natural surroundings, creating another new chapter in the Taiwan Lantern Festival.

We would like to formally invite your city to join us in designing the lantern display area, marketing your city's tourism and cultural uniqueness. We would also like to invite you and a delegation of city officials to come join us for the opening ceremony in Taichung City. It'll be our great honor!

Lastly, I'd like to once again express my gratitude for the efforts you have made in contributing to the collaboration and networking between our two cities.

Sincerely,

Taichung City Mayor

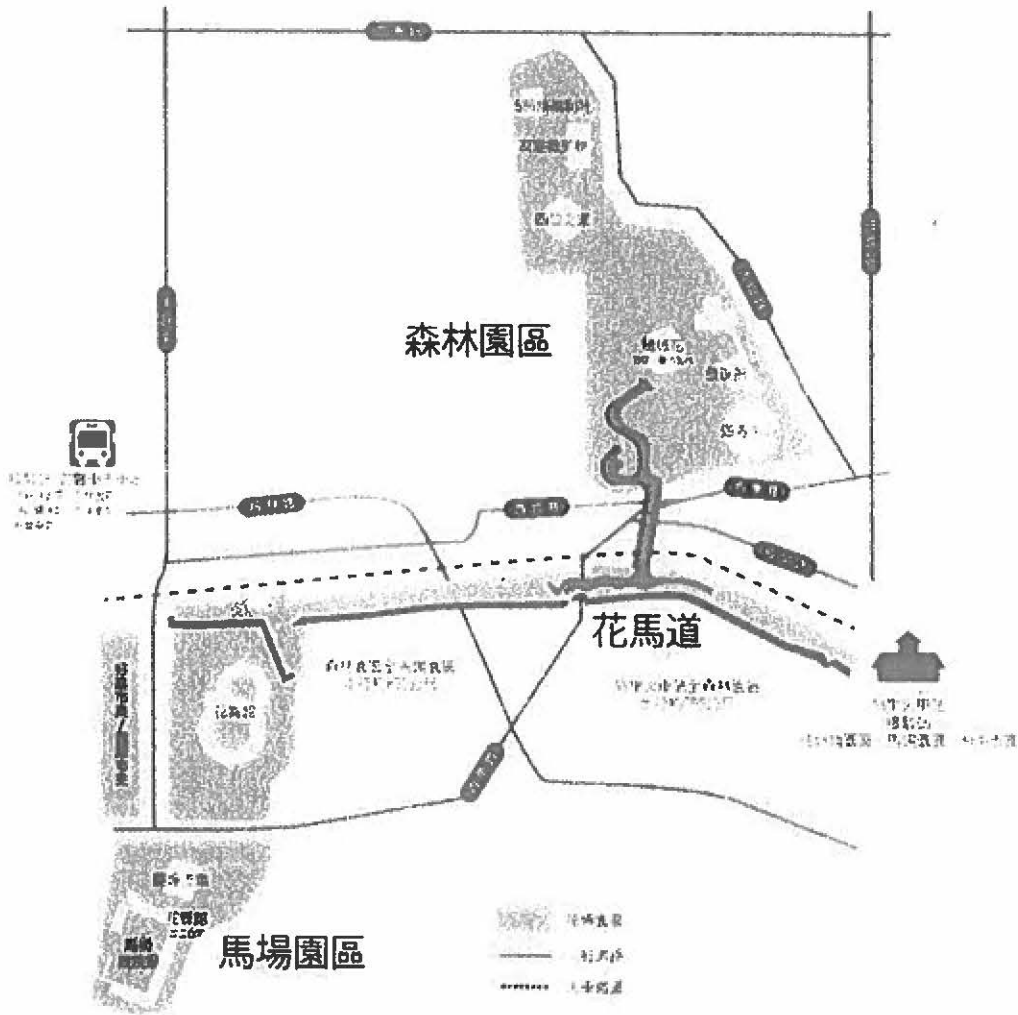
July 10th, 2019

2020 Taiwan Lantern Festival –Sincerely Invite You to Join Us

■ Main Exhibition Area

Location: Taichung World Flora Exposition Houli Park Area (including Horse Ranch and Forest Expo Site)

Duration: February 8th – 23rd, 2020



If you are interested in attending this event, please send us an email prior to August 30, 2019 (contact window: sylviasie@taichung.gov.tw) to let us know. For the specifics of our collaboration, it can be decided after bilateral negotiations. Our city government will provide the relevant administrative and general assistance.

INTERNATIONAL RELATIONS AND FRIENDSHIP CITIES COMMITTEE

*HIS WORSHIP, THE MAYOR
AND COUNCILLORS*

SUBJECT: SISTER CITY VISIT TO MESA, ARIZONA IN 2020

RECOMMENDATIONS:

1. THAT Council accept the invitation from Mesa, Arizona and authorize a delegation of Council to visit in 2020, and that all associated expenses be approved for payment in accordance with the City Expense Claim Policy.
2. THAT representatives from Tourism Burnaby, Burnaby Board of Trade, and Burnaby Board of Education be invited to participate in the Official Sister City visit.

REPORT

1.0 INTRODUCTION

The City of Burnaby maintains Sister and Friendship City relationships that meet the goals and objectives of Burnaby's International Relations and Friendship Cities Program.

At its meeting held on 2019 October 15, the International Relations and Friendship Cities Committee, received correspondence from the Chair of the Mesa Sister Cities Host Committee extending an invitation to participate in a joint Sister City visit in Mesa, Arizona in the fall of 2020.

2.0 POLICY SECTION

This report supports the following goals and sub-goals of the City's *Corporate Strategic Plan*:

- A Connected Community
 - Partnership –
Work collaboratively with businesses, educational institutions, associations, other communities and governments
- A Dynamic Community
 - Economic opportunity –
Foster an environment that attracts new and supports existing jobs, businesses and industries

To: His Worship, the Mayor and Councillors
From: International Relations & Friendship Cities Committee
Re: Sister City Visit to Mesa, Arizona in 2020
2019 October 29 Page 2

3.0 BACKGROUND

In 1998, Burnaby City Council entered into a Sister City Agreement with the City of Mesa, Arizona. Mesa is the second largest City in a broad Phoenix metropolitan area and is the third largest city in Arizona. There is a fundamental commonality between our two communities given Burnaby is also part of a large metropolitan area and is the third largest City in BC. Both communities are fast growing, have a significant retail component, support the development of clean industry and are concerned about their respective environments. The two communities share common services and issues including victim assistance programs, affordable housing, historic preservation, regional transportation, traffic management and crime prevention.

Since 1998, there have been several exchanges between Burnaby and Mesa. These exchanges have proven very successful and have resulted in mutually beneficial economic development, tourism and educational opportunities. Burnaby’s last visit to Mesa occurred in 2016 November. This past summer, Burnaby and Mesa participated in a student exchange.

In addition to the City of Burnaby, the City of Mesa has extended an invitation to their four other Sister Cities (in Mexico, China, Peru and New Zealand) to visit in the fall of 2020 (Appendix A).

4.0 RECOMMENDATION

The Committee recommends approval for a delegation of Council to visit Mesa, Arizona to attend a joint Sister City visit in the fall of 2020, and to invite Tourism Burnaby, Burnaby Board of Trade, and Burnaby Board of Education to join the delegation.

Council approval of this report is required in order for staff to proceed with planning and making arrangements for the Sister/Friendship City visit.

Respectfully submitted,

Councillor J. Wang
Chair

Councillor P. Calendino
Vice Chair

Copied to: City Manager Director Corporate Services Director Finance Executive Assistant to the Mayor
--

From: Dennis Kavanaugh [REDACTED]
Sent: September-12-19 10:35 AM
To: Mayor
Cc: Mayor Giles; Candice Copple; Cheryl Laflen
Subject: Mesa Sister Cities

Dear Mayor Hurley and staff:

I am the immediate past president of Mesa Sister Cities and continue to serve on our nonprofit board. I am a former Mesa Vice-Mayor and Councilmember and have visited Burnaby many times over the past twenty years (most recently in May 2018). I appreciate that your community once again participated in our student exchange program this past summer.

The City of Mesa and Mesa Sister Cities are joint partners in our Sister City program. Our Mayor, John Giles, has advised our board that he hopes to invite representatives of all five of our Sister Cities to visit Mesa in fall 2020. I will be chairing the host committee for this visit. Burnaby's last visit to Mesa occurred in November 2016.

Could you kindly advise me if the City of Burnaby might have interest in coming to Mesa in 2020? We have many details to work on over the next year but we are hoping that most if not all of our Sister Cities can have representatives attend. Our other Sister Cities are in Mexico, China, Peru and New Zealand.

Thank you for considering my inquiry. If there is a particular staff member I should be working with, please let me know.

Dennis P. Kavanaugh, Esq.
DENNIS KAVANAUGH PC

[REDACTED]
Mesa, AZ
[REDACTED]

INTERNATIONAL RELATIONS AND FRIENDSHIP CITIES COMMITTEE

*HIS WORSHIP, THE MAYOR
AND COUNCILLORS*

**SUBJECT: CITY OF HWASEONG, SOUTH KOREA SISTER CITY DELEGATION
VISIT TO THE CITY OF BURNABY IN 2020**

RECOMMENDATION:

1. THAT His Worship, Mayor Mike Hurley, on behalf of Council, send an invitation to the Mayor of Hwaseong, South Korea to visit the City of Burnaby in 2020 in commemoration of the 10th anniversary of the two cities' Sister City relationship.

REPORT

1.0 INTRODUCTION

The City of Burnaby maintains Sister and Friendship City relationships that meet the goals and objectives of Burnaby's International Relations and Friendship Cities Program.

The International Relations and Friendship Cities Committee, under the new business portion of its meeting held on 2019 October 15, advised that 2020 will mark the 10th anniversary of the Sister City relationship of Hwaseong and Burnaby. Arising from discussion, the Committee adopted a motion to recommend His Worship, Mayor Mike Hurley, on behalf of Council, invite the Mayor of Hwaseong to visit Burnaby in the summer of 2020.

2.0 POLICY SECTION

This report supports the following goals and sub-goals of the City's *Corporate Strategic Plan*:

- A Connected Community
 - Partnership –
Work collaboratively with businesses, educational institutions, associations, other communities and governments

To: His Worship, the Mayor and Councillors
From: International Relations & Friendship Cities Committee
Re: Hwaseong Sister City Visit to Burnaby in 2020
2019 October 29 Page 2

- An Inclusive Community
 - Celebrate diversity –
Create more opportunities for the community to celebrate diversity
- A Dynamic Community
 - Economic opportunity –
Foster an environment that attracts new and supports existing jobs, businesses and industries

3.0 BACKGROUND

Burnaby has an active Sister City relationship with Hwaseong, South Korea since 2010. In 2018, the City sent a Council delegation to Hwaseong, along with representatives from organizations, such as the Burnaby Board of Trade and Tourism Burnaby. The visit highlighted Burnaby’s key economic sectors and economic development, as well as opportunities to maximize mutual learning and sharing of best municipal practices in the areas of parks, recreation, and culture, security and safety, tourism promotion, education, and municipal planning and infrastructure.

The Committee will be submitting a separate report to Council early in 2020 seeking expenditure authorization for 2020 expenses. Subject to Council approval of that report, all expenses related to the Hwaseong visit will be funded through the Committee’s 2020 operating budget.

4.0 RECOMMENDATION

As an advisory body to Council on the International Relations and Friendship City program, the Committee recommends His Worship, Mayor Mike Hurley, on behalf of Council, send an invitation to the Mayor of Hwaseong to visit Burnaby in 2020 summer in commemoration of the cities’ Sister City relationship.

Respectfully submitted,

Councillor J. Wang
Chair

Councillor P. Calendino
Vice Chair

Copied to: City Manager Director Corporate Services Director Finance Executive Assistant to the Mayor
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MANAGER'S REPORT November 04, 2019

Unless otherwise noted, the departmental recommendations contained in this Manager's Report are approved and recommended by the City Manager to the Mayor and Council

HIS WORSHIP THE MAYOR AND MEMBERS OF COUNCIL;

The following report is submitted for your consideration:

Item

- 01 CONTRACT INCREASE EA-3093
ENVIRONMENTAL REHABILITATION – CREEKS AND CULVERTS**
- PURPOSE:** To obtain Council approval to award a contract increase for Environmental Rehabilitation – Creeks and Culverts.
-
- 02 CONTRACT INCREASE EA-3151
SECOND PHASE SOUTH BURNABY ROADWORKS & BURNABY
MOUNTAIN URBAN TRAIL IMPROVEMENTS 2020/2021**
- PURPOSE:** To obtain Council approval to award a contract increase for the second phase of the South Burnaby Roadworks & Burnaby Mountain Trail Improvements project.
-
- 03 CONTRACT INCREASE
REPAIR AND MAINTENANCE OF STREET LIGHTS AND TRAFFIC
SIGNALS**
- PURPOSE:** To obtain Council approval to award a contract increase for the repair and maintenance of street lights and traffic signals.
-
- 04 CONTRACT AWARD
FLAGGING AND TRAFFIC CONTROL SERVICES**
- PURPOSE:** To obtain Council approval to award a contract for the flagging and traffic control services.

Item

**05 CONTRACT AWARD
 FIRE DEPARTMENT SIDE MOUNT ENGINE UNITS**

PURPOSE: To obtain Council approval to award a contract for the supply and delivery of two side mount engine units for the Fire Department.

**06 CONTRACT AWARD
 FIRE DEPARTMENT AERIAL PLATFORM LADDER UNIT**

PURPOSE: To obtain Council approval to award a contract for the supply and delivery of one aerial platform ladder unit for the Fire Department.

**07 AMENDMENTS TO SUPPLEMENTARY UTILITY FEES AND HOUSE
 RENTAL LICENCE FEE**

PURPOSE: To obtain Council approval for amendments to the City's supplementary utility fees and house rental licence fee.

Yours respectfully,



Lambert Chu
City Manager



Item
Meeting 2019 Nov 04

COUNCIL REPORT

TO: CITY MANAGER **DATE:** 2019 Oct 29

FROM: DIRECTOR FINANCE **FILE:** 5820-20
Reference: RFP #130-06/18

**SUBJECT: CONTRACT INCREASE EA-3093
ENVIRONMENTAL REHABILITATION – CREEKS AND CULVERTS**

PURPOSE: To obtain Council approval to award a contract increase for Environmental Rehabilitation – Creeks and Culverts.

RECOMMENDATION:

1. **THAT** Council approve a contract increase of \$124,653.90 including GST in the amount of \$5,935.90 to Urban Systems Ltd. as outlined in this report. Final payment will be based on the actual quantity of goods and services delivered and unit prices as tendered.

REPORT

The City has previously awarded engineering agreement EA-3093 to Urban Systems Ltd. in the amount of \$382,515.00 including GST of \$18,215.00 for the Environmental Rehabilitation – Creeks and Culverts project. The work included preliminary and detailed design services for the following sites:

- Guichon Creek at Deer Lake Parkway;
- Crab Creek at Barnet Highway;
- Byrne Creek at 17 Avenue;
- Byrne Creek at Hedley Avenue;
- Ancient Grove Pond;
- McKee Street; and
- Eagle Creek Tributary.

Since the award of this contract, there has been one previous change order valued at \$4,189.50 including GST in the amount of \$199.50.

To: City Manager
From: Director Finance
Re: Contract Increase EA-3093
Environmental Rehabilitation – Creeks and Culverts
2019 Oct 29 Page 2

This contract increase consists of the following items:

- Design work for Griffiths Rain Garden;
- Design work for Canada Way Rain Garden, including optional street lighting scope;
- Additional design work for Guichon Creek, Crab Creek and Byrne at 17 Avenue;
- Tender package work for both the Griffiths Rain Garden/Canada Way Rain Garden and Byrne at 17 Avenue.

This contract increase is requested for \$124,653.90 including GST in the amount of \$5,935.90. Total contract value will be \$511,358.40 including GST in the amount of \$24,350.40.

	Accumulative Total Change (including GST)
Original Contract Award	\$382,515.00
Change Order #1	\$4,189.50
Contract Increase	\$124,653.90
TOTAL	\$511,358.40

Engineering staff has reviewed the proposed scope revision and believe it appropriately addresses the City’s needs at a fair cost. The Director Engineering concurs with this recommendation.

Funding will be provided for this capital work within the 2019 – 2023 Financial Plan under the following WBS element: EKA.3093 (\$118,800).



Noreen Kassam, CPA, CGA
DIRECTOR FINANCE

NK:GC:SC/lk:md

Copied to: Director Engineering
City Solicitor



Item
Meeting..... 2019 Nov 04

COUNCIL REPORT

TO: CITY MANAGER **DATE:** 2019 Oct 30

FROM: DIRECTOR FINANCE **FILE:** 5820-20
Reference: RFP #121-06/18

**SUBJECT: CONTRACT INCREASE EA-3151
SECOND PHASE SOUTH BURNABY ROADWORKS & BURNABY
MOUNTAIN URBAN TRAIL IMPROVEMENTS 2020/2021**

PURPOSE: To obtain Council approval to award a contract increase for the second phase of the South Burnaby Roadworks & Burnaby Mountain Trail Improvements project.

RECOMMENDATION:

- 1. THAT** Council approve a contract increase of \$295,790.25 including GST in the amount of \$14,085.25 to R.F. Binnie & Associates Ltd. as outlined in this report. Final payment will be based on the actual quantity of services delivered and hourly rates as submitted.

REPORT

On 2018 July 18, the City awarded a design assignment to R.F. Binnie & Associates Ltd. (Binnie) in the amount of \$282,297.75 including GST in the amount of \$13,442.75 for the first phase of preliminary and detailed engineering design services for the South Burnaby Roadworks & Burnaby Mountain Urban Trail Improvements project.

This contract increase is for Phase 2 of the project which includes tendering and construction administration services that will commence in 2020. Therefore, a contract increase is required in the amount of \$295,790.25 including GST in the amount of \$14,085.25 for the second phase. The total contract cost will be \$578,088.00 including GST in the amount of \$27,528.00.

	Accumulative Total Change (including GST)
Original Contract Award	\$282,297.75
Contract Increase	\$295,790.25
TOTAL	\$578,088.00

To: City Manager
From: Director Finance
Re: Contract Increase EA-3151
Second Phase South Burnaby Roadworks & Burnaby Mountain Urban Trail Improvements
2020/2021

2019 Oct 30Page 2

Engineering has reviewed the proposed change order and believes it appropriately addresses the City’s needs at a fair cost while meeting the tendering and construction schedule. The Director Engineering concurs with this recommendation.

Funding will be provided for this capital work within the 2019 – 2023 Financial Plan under the following WBS element: EMC.3151 (\$281,800.00).



Noreen Kassam, CPA, CGA
DIRECTOR FINANCE

NK:GC:SC/lk.md

Copied to: Director Engineering
City Solicitor



Item
Meeting 2019 Nov 04

COUNCIL REPORT

TO: CITY MANAGER **DATE:** 2019 Oct 28

FROM: DIRECTOR FINANCE **FILE:** 5820-20
Reference: RFP #19-01/16

**SUBJECT: CONTRACT INCREASE
 REPAIR AND MAINTENANCE OF STREET LIGHTS AND
 TRAFFIC SIGNALS**

PURPOSE: To obtain Council approval to award a contract increase for the repair and maintenance of street lights and traffic signals.

RECOMMENDATION:

- 1. THAT** Council approve a contract increase to Crown Contracting Limited for an estimated amount of \$800,000.00 including GST in the amount of \$38,095.24 for the repair and maintenance of street lights and traffic signals as outlined in this report. Final payment will be based on actual quantity of goods and services purchased.

REPORT

On 2016 April 14, one submission for a Request for Proposal (RFP) was received for work that involved the repair and maintenance of City street lights and traffic signals. No contract award was made as a result of this RFP.

On 2016 July 11, after direct negotiation with Crown Contracting Limited, a contract was awarded for the repair and maintenance of street lights and traffic signals in the amount of \$200,000.00 including GST in the amount of \$9,524.00 for the period 2016 July 11 to 2017 December 31. Since the award of this contract, there have been three change orders for a total of \$1,400,000.00 including GST in the amount of \$66,666.67 for increased scope and volume of work. The City has since renewed for two additional years from 2018 January 01 to 2019 December 31 for \$2,785,000 including GST in the amount of \$132,619.00.

Crown Contracting Limited is currently providing non-emergency services for street lights and traffic signal maintenance and specific capital works while the City's in-house team of electricians is still developing its capacity to assist with the majority of emergency on-call services and day-to-day traffic signal operations and some capital works.

To: City Manager
From: Director Finance
Re: Contract Increase
Repair and Maintenance of Street Lights and Traffic Signals

2019 Oct 28 Page 2

This recommendation is for a contract increase in the amount of \$800,000.00 including GST in the amount of \$38,095.24. The estimated total contract value is \$5,185,000 including GST in the amount of \$246,905.76. The contract increase is due to additional scope, which includes some capital work and on-going work for the repair and maintenance of street lights and traffic signals for the remainder of the year.

	Accumulative Total Change (including GST)
Original Contract Award	\$200,000.00
Change Orders # 1 - 3	\$1,400,000.00
Renewal 2 Years	\$2,785,000.00
Contract Increase	\$800,000.00
TOTAL	\$5,185,000.00

Crown Contracting Limited has previously performed this work to the satisfaction of City Staff. The Director Engineering concurs with this recommendation.

Funding for this requirement will be included in the 2019 – 2023 Financial Plan under various operating and capital accounts.



Noreen Kassam, CPA, CGA
DIRECTOR FINANCE

NK:GC:SL/ry:jk

Copied to: Director Engineering
City Solicitor



Item.....
Meeting.....2019 Nov 04

COUNCIL REPORT

TO: CITY MANAGER **DATE:** 2019 Oct 30

FROM: DIRECTOR FINANCE **FILE:** 5820-20
Reference: RFSO # 162-08/18

**SUBJECT: CONTRACT AWARD
 FLAGGING AND TRAFFIC CONTROL SERVICES**

PURPOSE: To obtain Council approval to award a contract for the flagging and traffic control services.

RECOMMENDATION:

1. **THAT** Council approve a contract award to Ansan Industries Ltd. for a total estimated cost of \$4,517,132.78 including GST in the amount of \$215,101.56 as outlined in this report. Final payment will be based on actual rates and services provided.

REPORT

Seven submissions following a Request for Standing Offer were received by the closing time on 2019 August 12. The scope of work of this contract involves the supply of labour and equipment for flagging and traffic control services on an "as needed" basis for various works including maintenance, capital projects, and emergency call-out. This contract award is for a three year period from 2020 January 01 to 2022 December 31 and will incorporate Living Wage requirements.

The recommended bidder, Ansan Industries Ltd., has provided similar services to the satisfaction of the City. Review by City staff indicates that the contractor has sufficient equipment and resources to carry out the work required under this contract and their rates are competitive. The Director Engineering and Director Parks, Recreation & Cultural Services concur with this recommendation.

Funding for this contract is provided in various operating and capital accounts within the Roads and Drainage budget of the 2019 – 2023 Financial Plan.

A handwritten signature in black ink, appearing to read "Noreen Kassam".

Noreen Kassam, CPA, CGA
 DIRECTOR FINANCE

NK:GC:JN/ew:md

Copied to: Director Engineering
 Director Parks, Recreation & Cultural Services



Item.....
Meeting.....2019 Nov 04

COUNCIL REPORT

TO: CITY MANAGER **DATE:** 2019 Oct 29

FROM: DIRECTOR FINANCE **FILE:** 5820-20
Reference: RFQ #154-07/19

**SUBJECT: CONTRACT AWARD
FIRE DEPARTMENT SIDE MOUNT ENGINE UNITS**

PURPOSE: To obtain Council approval to award a contract for the supply and delivery of two side mount engine units for the Fire Department.

RECOMMENDATION:

- 1. THAT** Council approve a contract award to Safetek Emergency Vehicles Ltd. for an estimated total cost of \$2,529,681.00 including applicable GST and PST in the amount of \$271,037.25 as outlined in this report. Final payment will be based on actual engine and services delivered and unit pricing as submitted.

REPORT

One submission to a Request for Quotation (RFQ) was received by the closing time on 2019 September 10. Based on the RFQ's evaluation criteria, Safetek Emergency Vehicles Ltd. received a high score. The scope of this contract includes the supply and delivery of two side mount engine units and provision of training services to Fire Department personnel.

The recommended side mount engine units will replace existing units which will be disposed of once the new units are put into service.

Safetek Emergency Vehicles Ltd. has provided similar vehicles in the past and they have a proven track record of performance and reliability to the satisfaction of the City. Review by City staff further indicates that Safetek Emergency Vehicles Ltd. have the necessary experience, equipment and personnel to successfully complete the work required under this contract. The Acting Fire Chief has reviewed the technical portion of the proposal and concurs with this recommendation.

Funding for this capital work is included in the 2019 – 2023 Financial Plan under the following WBS elements: ABZ.0029 (\$1,208,400.00) and ABZ.0030 (\$1,208,400.00).

Noreen Kassam, CPA, CGA
DIRECTOR FINANCE

NK:GC:CC/ew:md

Copied to: Fire Chief



Item
Meeting..... 2019 Nov 04

COUNCIL REPORT

TO: CITY MANAGER **DATE:** 2019 Oct 29
FROM: DIRECTOR FINANCE **FILE:** 5820-20
SUBJECT: **CONTRACT AWARD** *Reference: RFQ #148-07/19*
FIRE DEPARTMENT AERIAL PLATFORM LADDER UNIT

PURPOSE: To obtain Council approval to award a contract for the supply and delivery of one aerial platform ladder unit for the Fire Department.

RECOMMENDATION:

- 1. **THAT** Council approve a contract award to Safetek Emergency Vehicles Ltd. for an estimated total cost of \$2,009,439.88 including applicable GST and PST in the amount of \$215,297.13 as outlined in this report. Final payment will be based on actual ladder unit and services delivered, and unit pricing as submitted.

REPORT

One submission to a Request for Quotation (RFQ) was received by the closing time on 2019 September 10. The scope of this contract includes the supply and delivery of one aerial platform ladder unit and provision of training services to Fire Department personnel.

The recommended aerial platform ladder unit will replace the existing unit which will be disposed of once the new unit is put into service.

Safetek Emergency Vehicles Ltd. has provided similar vehicles in the past and they have a proven track record of performance and reliability to the satisfaction of the City. Review by City staff further indicates that Safetek Emergency Vehicles Ltd. have the necessary experience, equipment and personnel to successfully complete the work required under this contract. The Acting Fire Chief has reviewed the technical portion of the proposal and concurs with this recommendation.

Funding for this capital work is included in the 2019 – 2023 Financial Plan under the following WBS element: ABZ.0027 (\$1,919,800.00).

Noreen Kassam, CPA, CGA
DIRECTOR FINANCE

NK:GC:CC/ew:md

Copied to: Fire Chief



Item
Meeting 2019 Nov 04

Council REPORT

TO: CITY MANAGER **DATE:** 2019 Nov 04

FROM: DIRECTOR FINANCE

SUBJECT: AMENDMENTS TO SUPPLEMENTARY UTILITY FEES AND HOUSE RENTAL LICENCE FEE

PURPOSE: To obtain Council approval for amendments to the City's supplementary utility fees and house rental licence fee.

RECOMMENDATION:

1. **THAT** Council approve the amended supplementary utility fees and house rental licence fee, as outlined in Section 3.0 of this report.
2. **THAT** Council direct the City Solicitor to bring forward amendments to the following bylaws, as outlined in Section 4.0 of this report:
 - (a) *Burnaby Waterworks Regulation Bylaw 1953;*
 - (b) *Burnaby Sewer Charge Bylaw 1961;*
 - (c) *Burnaby Business Licence Bylaw 2017; and,*
 - (d) *Burnaby Business Licence Fees Bylaw 2017.*
3. **THAT** notice of the amendments to the *Business Licence Bylaw* and the *Business Licence Fees Bylaw* be advertised in the local newspaper for two consecutive weeks after first, second and third readings of these amendment bylaws, as outlined in Section 5.0 of this report.

REPORT

1.0 INTRODUCTION

In early October 2019, declaration forms requesting information on the existence of a suite, whether the suite is to be rented in 2020 as well as if the property owner resides on the property, were sent to approximately 32,000 properties, comprising of Single Family and Two Family Dwellings. The deadline for return of the declaration forms is 2019 November 30, which will allow for utility account adjustments to be processed prior to issuance of 2020 Utility Notices in late January 2020.

To: City Manager
 From: Director Finance
 Re: Amendments to Supplementary Utility Fees and House Rental Licence Fee
 2019 Nov 04.....Page 2

The rates for Single Family and Two Family Dwellings are currently aligned in order that the combined water and sewer discounted supplementary utility fees are \$570 (undiscounted \$600) for both types of properties in 2020. Also, those properties with valid House Rental Licences in 2020 under the *Burnaby Business Licence Bylaw 2017* are exempted from the supplementary utility fee. The House Rental Licence fee is set at \$570 for initial and renewal licences in order to match the supplementary utility fees.

This report sets out recommendations for additional bylaw amendments, based on data received to date during the declaration process.

2.0 POLICY SECTION

Goal

A Dynamic Community

- Economic opportunity –
Foster an environment that attracts new and supports existing jobs, businesses and industries
- Community development –
Manage change by balancing economic development with environmental protection and maintaining a sense of belonging

3.0 PROPOSED REVISIONS

Through the declaration process thus far, the City has received phone calls and letters from residents in the community commenting on the unexpected licence fee increases. Having received the comments from the community, it would be appropriate to amend the supplementary utility fees and house rental licence fee to address the concerns and ensure better alignment with Council intentions and comparable charges in neighboring municipalities.

3.1 Supplementary Utility Fees

The fees added to Single Family Dwellings and Two Family Dwellings that contain a “rented suite” have currently been set at \$570. By setting a fixed fee, the supplementary utility fee for a Two Family Dwelling increases to 67% of the basic utility fee which is higher than previous fees. As a result, it is proposed that the supplementary utility fees are reverted back to their original 50% provision on basic utility fees. While this adjustment will not impact the fees for Single Family Dwellings, as \$570 already reflects 50% of the basic utility fee for a Single Family Dwelling, there will be a rate reduction for Two Family Dwellings. Rather than a supplementary utility fee of \$570 for rented suite within a Two Family Dwelling, the supplementary utility fee would be \$428.50 (undiscounted \$449.67) or 50% of the basic utility fee equivalent to one side of the property.

To: City Manager
 From: Director Finance
 Re: Amendments to Supplementary Utility Fees and House Rental Licence Fee
 2019 Nov 04.....Page 3

Dwelling	Rental Suite Current Fee	Rental Suite Proposed Fee
Single Family	\$570.00 (\$294 water / \$276 sewer)	\$570.00 (\$294 water / \$276 sewer)
Two Family	\$570.00 (\$294 water / \$276 sewer)	\$428.25 (\$221.15 water / \$207.10 sewer)

3.2 House Rental Licence Fee

As amended in early October, contained within the *Burnaby Business Licence Fees Bylaw 2017* is the fee of \$570 for a House Rental Licence, for rental properties in which the owner does not live on the premises. It is proposed that this fee would now be set at \$130 to be aligned with similar fees within other Metro Vancouver municipalities. In addition, it is proposed that the standard one-time business licence application fee of \$50 would not apply to this type of licence.

With the proposed reduction of the licence fee, the fee would no longer match the supplementary utility fee. In order to ensure equity among all properties that contain a rented suite, it is proposed that these rental properties no longer receive an exemption from payment of the supplementary utility fees where there is a rented suite. As such, rental properties with a separately rented suite and in which the owner does not live on the premises would pay a House Rental Licence and supplementary utility fees.

4.0 PROPOSED BYLAW AMENDMENTS

In order to implement further changes to the Supplementary Utility Fees and House Rental Licence fee, the following bylaw amendments are proposed (effective 2020 January 1):

4.1 Burnaby Waterworks Regulation Bylaw 1953

Section 41(5) – repeal to remove provision that exempts properties with house rental licences from payment of supplementary utility fee for water rates.

Schedule A – delete the rows titled “Supplementary Utility Fee for Single or Two Family Dwelling with a Rented Suite” and corresponding fees, and replace with the following:

	Effective 2020 January 1 Paid by March 15	Effective 2020 January 1 Paid by March 15
Rented Suite in Single Family Dwelling (Supplementary Utility Fee)	\$294.00	\$310.00
Rented Suite in Two Family Dwelling (Supplementary Utility Fee)	\$221.15	\$232.21

To: City Manager
 From: Director Finance
 Re: Amendments to Supplementary Utility Fees and House Rental Licence Fee
 2019 Nov 04.....Page 4

4.2 Burnaby Sewer Charge Bylaw 1961

Section 4B (4) – repeal to remove provision that exempts properties with house rental licence from payment of supplementary utility fee for sewer use charge.

Schedule C – delete the row titled “Supplementary Utility Fee for Single or Two Family Dwelling with a Rented Suite” and corresponding fees, and replace with the following:

	Effective 2020 January 1 Paid by March 15	Effective 2020 January 1 Paid by March 15
Rented Suite in Single Family Dwelling (Supplementary Utility Fee)	\$276.00	\$290.00
Rented Suite in Two Family Dwelling (Supplementary Utility Fee)	\$207.10	\$ 217.46

4.3 Burnaby Business Licence Bylaw 2017

Section 4.2(a) – add clause to exempt house rental licence applicants from payment of \$50 application fee.

4.4 Burnaby Business Licence Fees Bylaw 2017

Schedule A – delete “House Rental Business Licence” and corresponding fees, and replace with the following:

Business Category	Initial Licence Fee	Prorated Initial Licence Fee (effective July 1)	Renewal Licence Fee	Shared Location Fee
House Rental Licence	\$130	\$130	\$130	N/E

5.0 RECOMMENDATION

It is recommended that Council approve the program amendments as outlined in section 3.0 of this report and direct the City Solicitor to bring forward the bylaw amendments outlined in Section 4.0, effective 2020 January 1.

To: City Manager
From: Director Finance
Re: Amendments to Supplementary Utility Fees and House Rental Licence Fee
2019 Nov 04.....Page 5

In order to satisfy the notice requirement under the *Community Charter* for changes to business regulation bylaws and ensure all interested parties are provided sufficient notification, it is recommended that notice of the proposed amendments to the *Burnaby Business Licence Bylaw 2017* and *Burnaby Business Licence Fees Bylaw 2017* be advertised in the local newspaper for two consecutive weeks after first, second and third readings of these bylaws. The notice will provide a deadline of one week after the last notice to make written submissions. All responses will be collected and provided to Council prior to final adoption of the amendments to *Burnaby Business Licence Bylaw 2017* and *Burnaby Business Licence Fees Bylaw 2017*.



Noreen Kassam, CPA, CGA
DIRECTOR FINANCE

NK:RR/md

- cc. City Solicitor
- Director Planning and Building
- Director Public Safety and Community Services
- Director Engineering

CITY OF BURNABY

BYLAW NO. 14078

A BYLAW to amend Bylaw No. 4742, being Burnaby Zoning Bylaw 1965, as amended by Bylaw Nos. 9907 and 13980 being Burnaby Zoning Bylaw 1965, Amendment Bylaw Nos. 30, 1993 and 01, 2019

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 32, 2019.**

2. Bylaw No. 4742, as amended by Bylaw Nos. 9907 and 13980, is further amended as follows:

(a) The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4189, annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in addition to the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended

accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

(b) The Comprehensive Development Plan, more particularly described in Bylaw Nos. 9907 and 13980, is amended as may be necessary by the development plan entitled “9702 Glenlyon Parkway Burnaby BC” prepared by Taylor Kurtz Architecture and Design Inc. and on file in the office of the Director Planning and Building; and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan as amended.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

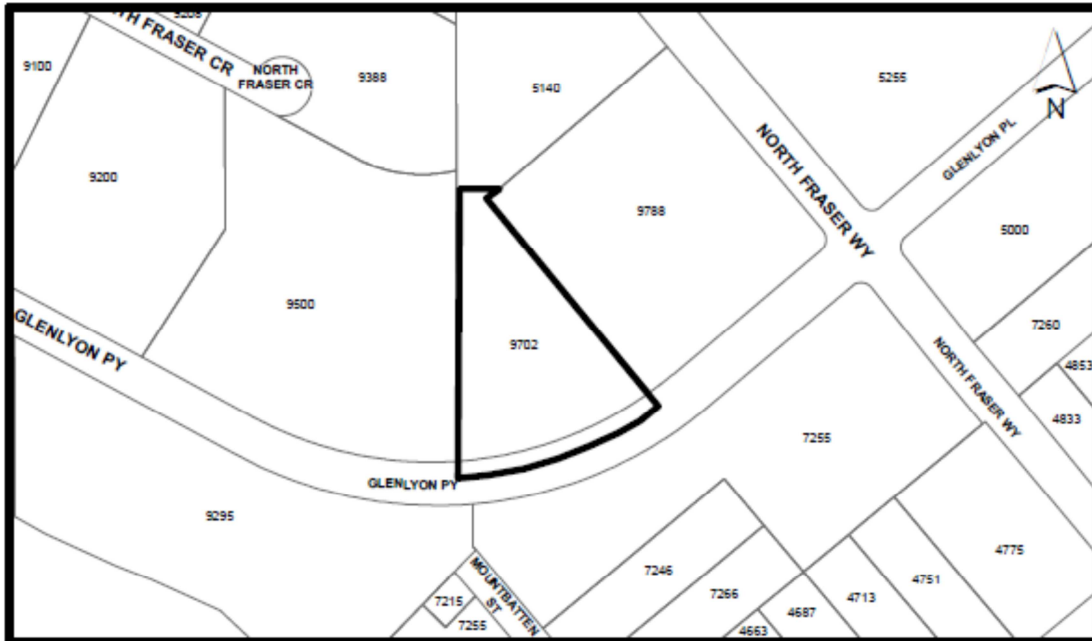
MAYOR

CLERK

BYLAW NUMBER 14078 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.19-13


LEGAL: Rem Lot 2, DL 165, Group 1, NWD Plan BCP47254



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (——) IS (ARE) REZONED

FROM: CD Comprehensive Development District (based on M2 General Industrial District, and M5 Light Industrial District)

TO: Amended CD Comprehensive Development District (based on M2 General Industrial District, M5 Light Industrial District, the Big Bend Development Plan, the Glenlyon Concept Plan guidelines and in accordance with the development plan entitled "9702 Glenlyon Parkway Burnaby BC" prepared by Taylor Kurtz Architecture and Design Inc.)

	PLANNING AND BUILDING DEPARTMENT	
	OFFICIAL ZONING MAP	Map "B" No. REZ. 4189
		Date: OCT 28 2019 Scale: 1:4,000 Drawn By: PL

CITY OF BURNABY

BYLAW NO. 14079

A BYLAW to amend Bylaw No. 4742, being Burnaby Zoning Bylaw 1965, as amended by Bylaw No. 11990 being Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 51, 2005

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 33, 2019.**

2. Bylaw No. 4742, as amended by Bylaw No. 11990, is further amended as follows:

(a) The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4190, annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in addition to the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said

Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

(b) The Comprehensive Development Plan, more particularly described in Bylaw No. 11990, is amended as may be necessary by the development plan entitled “Adamas ESports” prepared by Dsquared Projects and on file in the office of the Director Planning and Building; and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan as amended.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

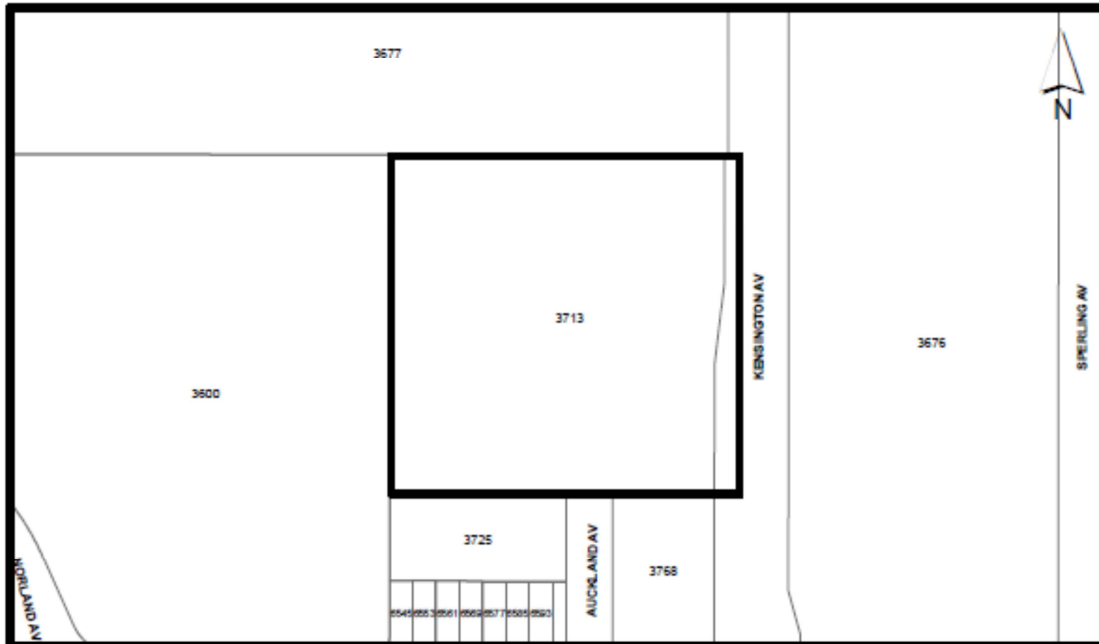
MAYOR

CLERK

BYLAW NUMBER 14079 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.19-36


LEGAL: Lot: 1 Block: District Lot: 77 Plan: BCP35150



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (——) IS (ARE) REZONED

FROM: CD Comprehensive Development District (based on C2 Community Commercial District, P6 Regional Institutional District and P2 Administration and Assembly District)

TO: Amended CD Comprehensive Development District (based on C2 Community Commercial District, C3e General Commercial District, P6 Regional Institutional District and P2 Administration and Assembly District in accordance with the development plan entitled "Adamas ESports" prepared by Dsquared Projects)

	PLANNING AND BUILDING DEPARTMENT	
Date: OCT 28 2019	<p style="text-align: center;">OFFICIAL ZONING MAP</p> <p style="text-align: right;">Map "B" No. REZ. 4190</p>	
Scale: 1:2,640		
Drawn By: PL		

CITY OF BURNABY

BYLAW NO. 14080

A BYLAW to amend Bylaw No. 4742, being Burnaby Zoning Bylaw 1965, as amended by Bylaw No. 11887 being Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 16, 2005

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 34, 2019.**

2. Bylaw No. 4742, as amended by Bylaw No. 11887, is further amended as follows:

(a) The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4191, annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in addition to the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said

Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

(b) The Comprehensive Development Plan, more particularly described in Bylaw No. 11887, is amended as may be necessary by the development plan entitled “Revised Statement of Uses” prepared by Anka Cornea and Frederick Li and on file in the office of the Director Planning and Building; and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan as amended.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

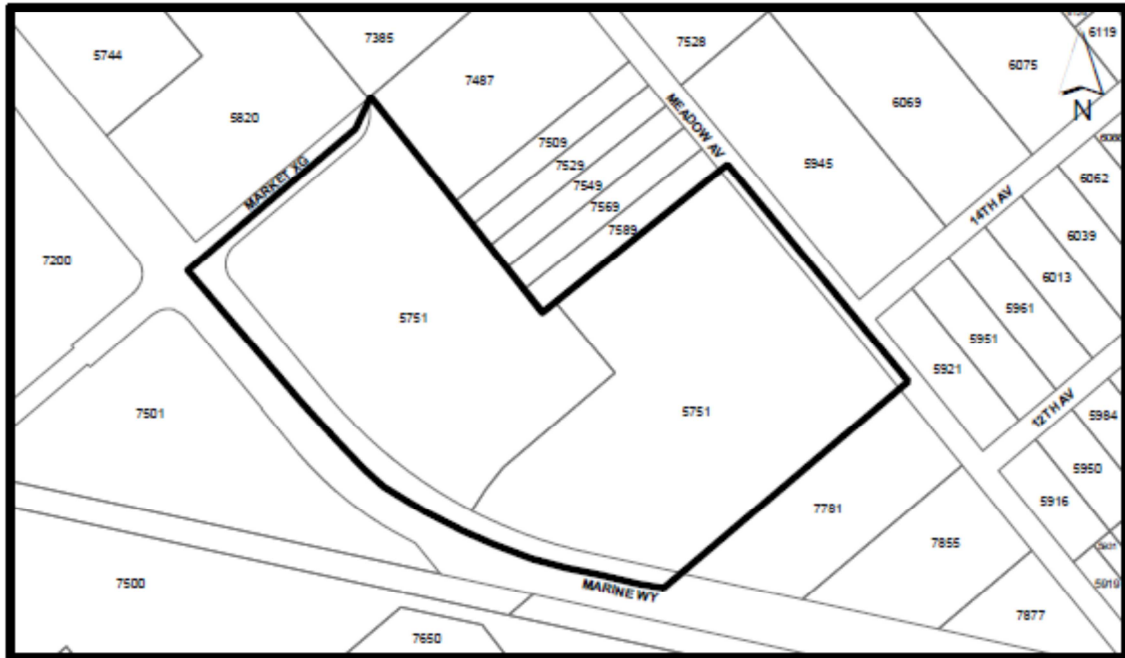
MAYOR

CLERK

BYLAW NUMBER 14080 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.19-37


LEGAL: Lot 1, District Lot 155B and 155C, NWD Plan BCP24486, and Lot 2, District Lot 155B, Group 1, NWD Plan, BCP24486



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (——) IS (ARE) REZONED

FROM: CD Comprehensive Development District (based on C2 Community Commercial District)

TO: Amended CD Comprehensive Development District (based on C2 Community Commercial District, Byrne Road and Marine Way Development Plan, Big Bend Development Plan guidelines, and in accordance with the development plan entitled "Revised Statement of Uses" prepared by Anka Cornea and Frederick Li)

	PLANNING AND BUILDING DEPARTMENT	
	<p>OFFICIAL ZONING MAP</p>	<p>Map "B" No. REZ. 4191</p>
		Date: OCT 28 2019
		Scale: 1:5,000
Drawn By: PL		

CITY OF BURNABY

BYLAW NO. 14081

A BYLAW to amend Bylaw No. 4742, being
Burnaby Zoning Bylaw 1965

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the hearing as prescribed by sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 35, 2019.**
2. The map (hereinafter called “Map ‘A’”) attached to and forming an integral part of Bylaw No. 4742, being Burnaby Zoning Bylaw 1965, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4192 annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’, and the various boundaries and districts shown upon said Map ‘B’, respectively are an amendment of and in substitution for the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to

be amended accordingly and the said Map 'B' is hereby declared to be and shall form an integral part of said Map 'A' as if originally incorporated therein and shall be interpreted accordingly.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

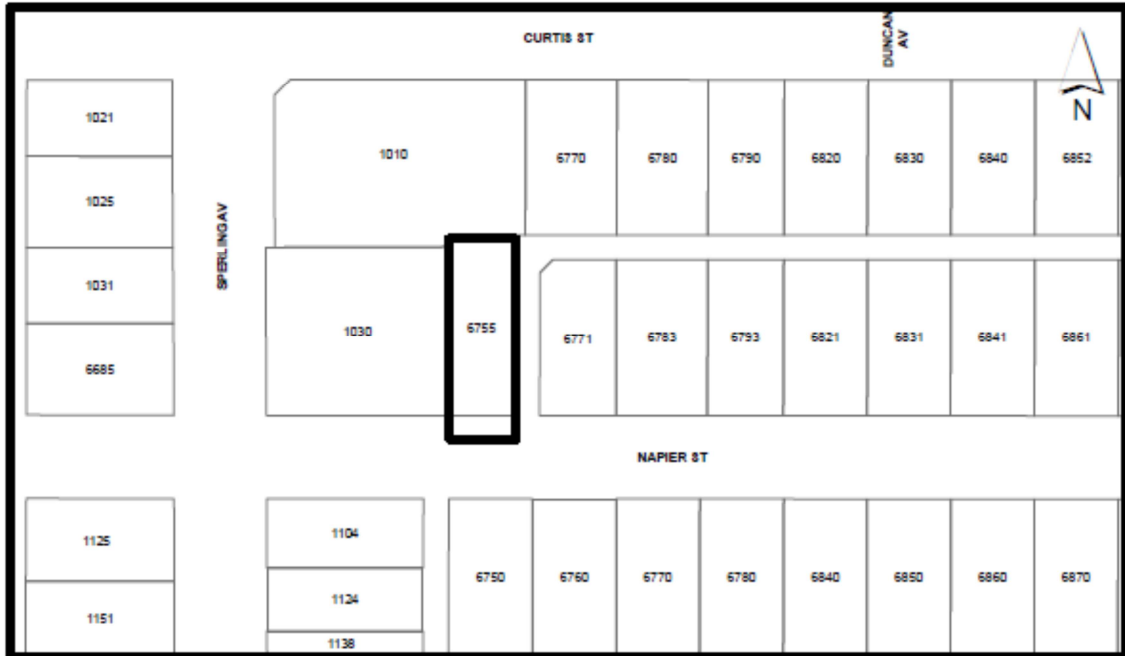
MAYOR

CLERK

BYLAW NUMBER 14081 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.19-41


LEGAL: Lot 2, DL 132, Group 1, NWD Plan LMP26163



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (————) IS (ARE) REZONED

FROM: R4 Residential District

TO: P1 Neighbourhood Institutional District

	PLANNING AND BUILDING DEPARTMENT	
	OFFICIAL ZONING MAP	Map "B"
		No. REZ. 4192
Date: OCT 28 2019 Scale: 1:1,500 Drawn By: PL		

CITY OF BURNABY

BYLAW NO. 14082

A BYLAW to amend Bylaw No. 4742, being Burnaby Zoning Bylaw 1965, as amended by Bylaw Nos. 13387 and 13584 being Burnaby Zoning Bylaw 1965, Amendment Bylaw Nos. 31, 2014 and 08, 2016

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 36, 2019.**

2. Bylaw No. 4742, as amended by Bylaw Nos. 13387 and 13584, is further amended as follows:

(a) The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4193, annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in addition to the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended

accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

(b) The Comprehensive Development Plan, more particularly described in Bylaw Nos. 13387 and 13584, is amended as may be necessary by the development plan entitled “G6” prepared by Integra Architecture Inc. and on file in the office of the Director Planning and Building; and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan as amended.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

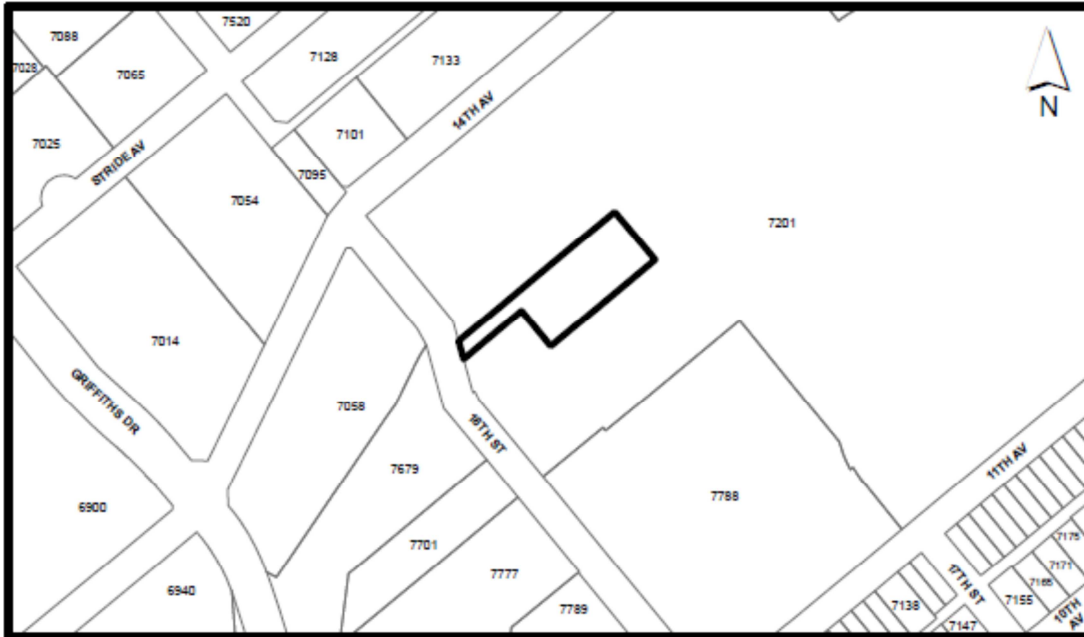
MAYOR

CLERK

BYLAW NUMBER 14082 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.17-07


LEGAL: Portion of Lot A, DL 53, Group 1, NWD Plan EPP53090



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (——) IS (ARE) REZONED

FROM: CD Comprehensive Development District (based on RM1, RM5 Multiple Family Residential Districts and C2 Community Commercial District)

TO: Amended CD Comprehensive Development District (based on RM4r Multiple Family Residential District, Southgate Neighbourhood Master Plan and Edmonds Town Centre Plan guidelines and in accordance with the development plan entitled "G6" prepared by Integra Architecture Inc.)

	PLANNING AND BUILDING DEPARTMENT	
	<p>OFFICIAL ZONING MAP</p>	<p>Map "B" No. REZ. 4193</p>
		Date: OCT 28 2019
		Scale: 1:4,000
Drawn By: PL		

CITY OF BURNABY

BYLAW NO. 14083

A BYLAW to amend Bylaw No. 4742, being
Burnaby Zoning Bylaw 1965

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 37, 2019.**

2. The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4194 annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in substitution for the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

3. The Comprehensive Development Plan entitled “The Bennett” prepared by IBI Group and on file in the office of the Director Planning and Building, is deemed to be attached to and form part of this Bylaw and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

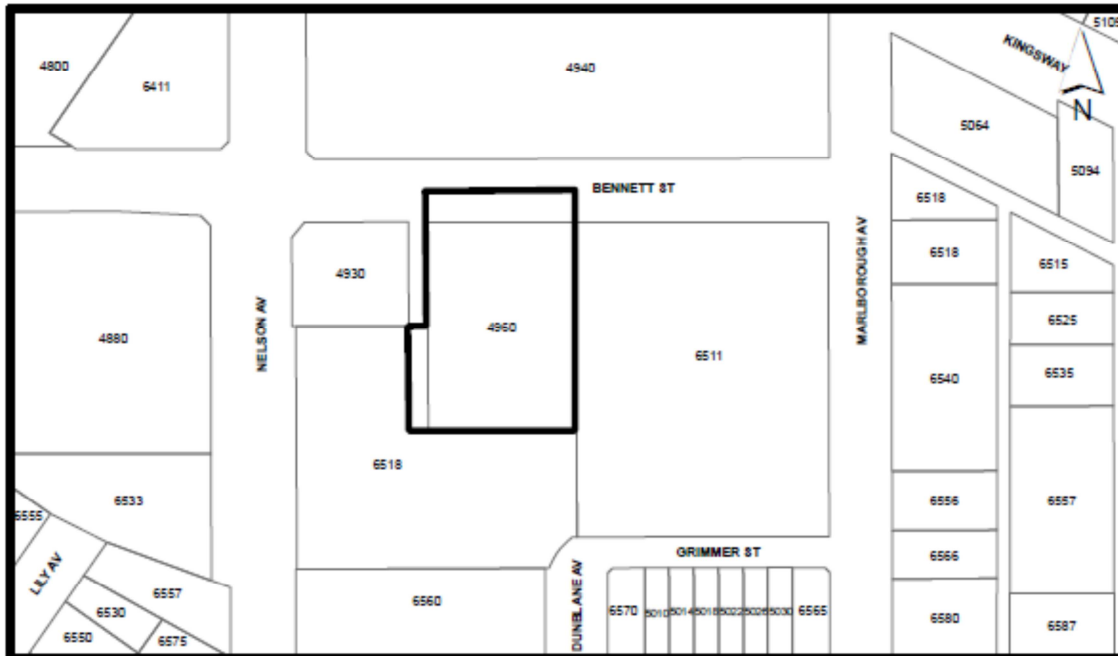
MAYOR

CLERK

BYLAW NUMBER 14083 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.16-13


LEGAL: Lot A (Explanatory Plan 29292), DL 152, Group 1, NWD Plan 4955



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (——) IS (ARE) REZONED

FROM: RM3 Multiple Family Residential District

TO: CD Comprehensive Development District (based on the RM5s Multiple Family Residential District, RM5r Multiple Family Residential District and Metrotown Downtown Plan as guidelines and in accordance with the development plan entitled "The Bennett" prepared by IBI Group Architects Inc.)

	PLANNING AND BUILDING DEPARTMENT	
	OFFICIAL ZONING MAP	Map "B" No. REZ.
		Date: OCT 28 2019
		Scale: 1:2,000
Drawn By: PL		

CITY OF BURNABY

BYLAW NO. 14084

A BYLAW to amend Bylaw No. 4742, being
Burnaby Zoning Bylaw 1965

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 38, 2019.**

2. The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4195 annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in substitution for the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

3. The Comprehensive Development Plan entitled “Telford Multi-Residential Development” prepared by NSDA Architects and Connect Landscape Architecture and on file in the office of the Director Planning and Building, is deemed to be attached to and form part of this Bylaw and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

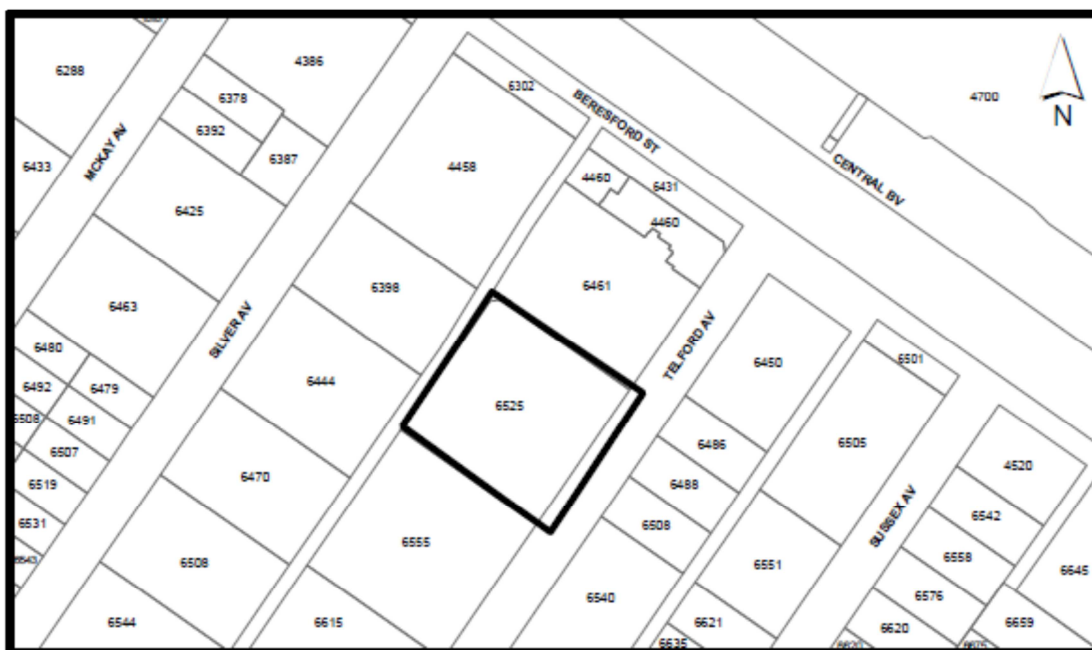
MAYOR

CLERK

BYLAW NUMBER 14084 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.17-26


LEGAL: Lot 66 District Lot 153 Group 1 NWD Plan 26877



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (——) IS (ARE) REZONED

FROM: RM3 Multiple Family Residential District

TO: CD Comprehensive Development District (based on the RM5s and RM5r Multiple Family Residential District and Metrotown Downtown Plan as guidelines and in accordance with the development plan entitled "Telford Multi-Residential Development" prepared by NSDA Architects and Connect Landscape Architecture)

	PLANNING AND BUILDING DEPARTMENT	
	OFFICIAL ZONING MAP	Map "B" No. REZ. 4195
	Date: OCT 28 2019 Scale: 1:2,500 Drawn By: PL	

CITY OF BURNABY

BYLAW NO. 14085

A BYLAW to amend Bylaw No. 4742, being
Burnaby Zoning Bylaw 1965

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 39, 2019.**
2. The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4196 annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in substitution for the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

3. The Comprehensive Development Plan entitled “6444 Willingdon” prepared by GBL Architects Inc. and on file in the office of the Director Planning and Building, is deemed to be attached to and form part of this Bylaw and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

MAYOR

CLERK

BYLAW NUMBER 14085 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.17-27


LEGAL: Lot G, DL 151, Group 1, NWD Plan 2069 and Lot 50, DL 151, Group 1, NWD Plan 25004



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (——) IS (ARE) REZONED

FROM: RM3 Multiple Family Residential District

TO: CD Comprehensive Development District (based on the RM5s and RM5r Multiple Family Residential Districts and Metrotown Downtown Plan as guidelines and in accordance with the development plan entitled "6444 Willingdon" prepared by GBL Architects Inc.)

	PLANNING AND BUILDING DEPARTMENT	
Date: OCT 28 2019	OFFICIAL ZONING MAP	
Scale: 1:2,000		
Drawn By: PL		

CITY OF BURNABY

BYLAW NO. 14086

A BYLAW to amend Bylaw No. 4742, being
Burnaby Zoning Bylaw 1965

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 40, 2019.**

2. The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4197 annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in substitution for the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

3. The Comprehensive Development Plan entitled “Marlborough” prepared by GBL Architects Inc. and on file in the office of the Director Planning and Building, is deemed to be attached to and form part of this Bylaw and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

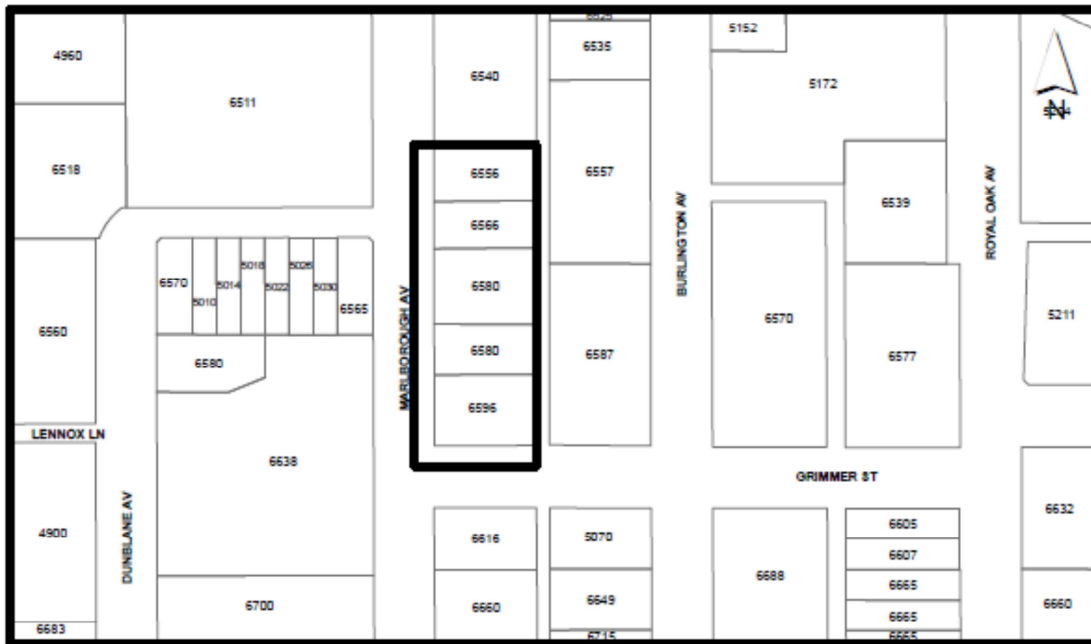
MAYOR

CLERK

BYLAW NUMBER 14086 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.17-30


LEGAL: See attached Schedule A



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (———) IS (ARE) REZONED

FROM: RM3 Multiple Family Residential District

TO: CD Comprehensive Development District (based on the RM4s Multiple Family Residential District, RM4r Multiple Family Residential District and Metrotown Downtown Plan as guidelines and in accordance with the development plan entitled "Marlborough" prepared by GBL Architects Inc.)

	PLANNING AND BUILDING DEPARTMENT	
	Date: OCT 28 2019	<p align="center">OFFICIAL ZONING MAP</p> <p align="right">Map "B" No. REZ. 4197</p>
	Scale: 1:2,000	
	Drawn By: PL	

**SCHEDULE A
REZONING 17-30**

ADDRESS	LEGAL DESCRIPTION	PID
6556 Marlborough Ave	Lot 12 District Lot 152 Group 1 New Westminster District Plan 1520	009-893-318
6566 Marlborough Ave	Lot 11 District Lot 152 Group 1 New Westminster District Plan 1520	003-308-928
6580 Marlborough Ave	Lot 9 Except the south 11 feet (Explanatory Plan 9886); District Lot 152 Group 1 New Westminster District Plan 1520	012-196-401
6580 Marlborough Ave	Lot 10 District Lot 152 Group 1 New Westminster District Plan 1520	012-196-428
6596 Marlborough Ave	Parcel "A" (Explanatory Plan 9886) of Lots 8 and 9 District Lot 152 Group 1 New Westminster District Plan 1520	002-739-097

CITY OF BURNABY**BYLAW NO. 14087**

A BYLAW authorizing the expenditure of monies in the
Capital Works, Machinery and Equipment
Reserve Fund

WHEREAS there is an unappropriated balance in the Capital Works Financing Fund of Capital Works, Machinery and Equipment Reserve Fund (hereinafter called “the said Reserve Fund”) established pursuant to Bylaw No. 7256 of \$108,482,819.17 at the 29th day of September 2019, calculated as follows:

Balance in Fund at January 1, 2019		\$119,944,413.57
Add: Additions to the fund including interest earned to date		<u>65,945,158.63</u>
		\$185,889,572.20
Less: Appropriated by expenditure bylaws for 2018 (No. 33), less GST	\$4,654,200.00	
Appropriated by expenditure bylaws for 2019 (No’s 1-27), less GST	\$70,951,600.00	
Appropriations for 2019 Other Projects less GST	\$1,800,953.03	
		<u>\$ (77,406,753.03)</u>
Uncommitted balance		\$108,482,819.17

AND WHEREAS it is deemed desirable to expend \$1,200,000 to finance the Engineering Capital Facilities Management Improvement Project (hereinafter called the “said works”);

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY CAPITAL WORKS, MACHINERY AND EQUIPMENT RESERVE FUND EXPENDITURE BYLAW NO. 32, 2019.**

2. The sum of \$1,200,000 is hereby appropriated from the said Reserve Fund to be expended for the said works.

3. Should any of the said sum of \$1,200,000 remain unexpended after the expenditures hereby authorized have been made, any unexpended balance shall be returned to the credit of the said Reserve Fund.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

MAYOR

CLERK

CITY OF BURNABY

BYLAW NO. 14088

A BYLAW authorizing the expenditure of monies in the
Capital Works, Machinery and Equipment
Reserve Fund

WHEREAS there is an unappropriated balance in the Capital Works Financing Fund of Capital Works, Machinery and Equipment Reserve Fund (hereinafter called “the said Reserve Fund”) established pursuant to Bylaw No. 7256 of \$108,482,819.17 at the 29th day of September 2019, calculated as follows:

Balance in Fund at January 1, 2019		\$119,944,413.57
Add: Additions to the fund including interest earned to date		<u>65,945,158.63</u>
		\$185,889,572.20
Less: Appropriated by expenditure bylaws for 2018 (No. 33), less GST	\$4,654,200.00	
Appropriated by expenditure bylaws for 2019 (No’s 1-27), less GST	\$70,951,600.00	
Appropriations for 2019 Other Projects less GST	\$1,800,953.03	
		<u>\$ (77,406,753.03)</u>
Uncommitted balance		\$108,482,819.17

AND WHEREAS it is deemed desirable to expend \$1,000,000 to finance the Engineering Capital Transportation Projects (hereinafter called the “said works”);

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY CAPITAL WORKS, MACHINERY AND EQUIPMENT RESERVE FUND EXPENDITURE BYLAW NO. 33, 2019.**
2. The sum of \$1,000,000 is hereby appropriated from the said Reserve Fund to be expended for the said works.
3. Should any of the said sum of \$1,000,000 remain unexpended after the expenditures hereby authorized have been made, any unexpended balance shall be returned to the credit of the said Reserve Fund.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

MAYOR

CLERK

CITY OF BURNABY**BYLAW NO. 14089**

A BYLAW authorizing the expenditure of monies in the
Capital Works, Machinery and Equipment
Reserve Fund

WHEREAS there is an unappropriated balance in the Capital Works Financing Fund of Capital Works, Machinery and Equipment Reserve Fund (hereinafter called “the said Reserve Fund”) established pursuant to Bylaw No. 7256 of \$108,482,819.17 at the 29th day of September 2019, calculated as follows:

Balance in Fund at January 1, 2019		\$119,944,413.57
Add: Additions to the fund including interest earned to date		<u>65,945,158.63</u>
		\$185,889,572.20
Less: Appropriated by expenditure bylaws for 2018 (No. 33), less GST	\$4,654,200.00	
Appropriated by expenditure bylaws for 2019 (No’s 1-27), less GST	\$70,951,600.00	
Appropriations for 2019 Other Projects less GST	\$1,800,953.03	
		<u>\$ (77,406,753.03)</u>
Uncommitted balance		\$108,482,819.17

AND WHEREAS it is deemed desirable to expend \$3,800,000 to finance the Engineering Capital Infrastructure Improvement Projects (hereinafter called the “said works”);

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY CAPITAL WORKS, MACHINERY AND EQUIPMENT RESERVE FUND EXPENDITURE BYLAW NO. 34, 2019.**
2. The sum of \$3,800,000 is hereby appropriated from the said Reserve Fund to be expended for the said works.
3. Should any of the said sum of \$3,800,000 remain unexpended after the expenditures hereby authorized have been made, any unexpended balance shall be returned to the credit of the said Reserve Fund.

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time this	day of	, 2019
Reconsidered and adopted by Council this	day of	, 2019

MAYOR

CLERK

CITY OF BURNABY**BYLAW NO. 14090**

A BYLAW to amend the Solid Waste and Recycling Bylaw 2010

The Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY SOLID WASTE AND RECYCLING BYLAW 2010, AMENDMENT BYLAW NO. 2, 2019.**
2. Burnaby Solid Waste and Recycling Bylaw 2010, as amended, is further amended:
 - (a) by repealing subsection 2. (11) and replacing it with the following:

“(11) “dwelling” means a single family dwelling, each dwelling unit in a two family dwelling, and a row housing dwelling, as those terms are defined in the Zoning Bylaw;”
 - (b) by adding the following as subsection 2. (34A):

“(34A) “row housing property” means a property on which there is a row housing dwelling or dwellings.”
 - (c) by repealing the opening paragraph of Section 5. and replacing it with the following:

“The following provisions apply to single family and two family properties and row housing properties that receive curbside collection service.”
 - (d) by repealing subsection 5. (2) and replacing it with the following:

“(2) A single family property shall have one garbage receptacle only. A two family property and a row housing property that receives curbside collection service shall have one garbage receptacle for each dwelling unit.”

- (e) by repealing subsection 5. (2A) and replacing it with the following:
- “(2A) Notwithstanding subsection (2), the Engineer may approve an additional garbage receptacle for a single family property, two family property or row housing property that receives curbside collection where an owner or occupant has a medical condition that results in a quantity of non-hazardous solid waste which exceeds the capacity of the garbage receptacle supplied by the City.”
- (f) by repealing subsection 8A. (3) and replacing it with the following:
- “(3) “Where a single family property, two family property or row housing property that receive curbside collection service is located in the bear area, the owner or occupant of the dwelling shall place the garbage receptacle, green bin receptacle and recycling receptacles at the collection point near the boundary of the property so that the receptacles do not impede pedestrian or vehicle traffic, and with at least one (1) meter clear space on all sides of each receptacle and three (3) meters clear space above each receptacle, no earlier than 5:30 a.m. and no later than 7:00 a.m. on collection day.”
- (g) by repealing subsection 9. (1) and replacing it with the following:
- “(1) Every owner of a single family property and each dwelling on a two family property and row housing property that receives curbside collection service shall be charged an annual charge for the municipal collection service s set out in Part E of Schedule A to this Bylaw. An owner of a single family property or two family property that does not use municipal collection service, or a row housing property that receives curbside collection service but does not use municipal collection service, shall be charged the lowest of the charges set out in Part E of Schedule A.”

(h) by repealing subsection 9. (7) and replacing it with the following:

“(7) The owner of an unimproved single family property, two family property or row housing property shall not be subject to the charge set out in subsection (1).”

(i) by adding the following as subsection 9. (11):

“(11) With the exception of new accounts and first time fees, the charges set out in Part E of Schedule A shall not be subject to proration. Where an owner or occupant replaces a garbage receptacle with a smaller or larger garbage receptacle, the charge for the new garbage receptacle set out in Part E of Schedule A will take effect in the next calendar year.”

(j) by repealing the opening paragraph in Part E of Schedule “A” and replacing it with the following:

“Single Family properties, two family properties, and row housing properties that receive curbside collection service. Per dwelling based on garbage receptacle volume ⁽⁴⁾. Taxes not applicable.”

3. This bylaw comes into force and effect on January 1, 2020.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time	day of	2019
Reconsidered and adopted this	day of	2019

MAYOR

CLERK

CITY OF BURNABY**BYLAW NO. 14091**

A BYLAW to amend Burnaby Local Improvement Charges Bylaw 1985, to change local improvement charges and commutation rates

1. This Bylaw may be cited as **BURNABY LOCAL IMPROVEMENT CHARGES BYLAW 1985, AMENDMENT BYLAW NO. 1, 2019.**
2. Burnaby Local Improvement Charges Bylaw 1985, as amended, is further amended by:
 - (a) deleting subsection 4(a) in its entirety and replacing it with the following:

“(a) The taxable frontage for a parcel will be calculated on the basis of the length of the lot line or lot lines abutting the local improvement works, to a maximum of 25 meters or 82 feet.”
 - (b) deleting subsection 4(b) in its entirety and marking it “Repealed”;
 - (c) deleting subsection 4(c) in its entirety and replacing it with the following:

“(c) Where a similar work or service payable by special charges has previously been provided on or along one side of a parcel, the taxable foot-frontage shall be 25% of the actual frontage of the longer of the two frontages, subject to the maximum and minimum taxable frontages set out in this Section 4.”
 - (d) deleting subsection (d) in its entirety and replacing it with the following:

“(d) Where the frontage of a parcel of land abutting the works is less than five feet, the taxable frontage shall be established at five feet. For a parcel divided into multiple units, the Collector shall apportion the taxable frontage for the parcel amongst each unit

within said parcel of land so as not to exceed the maximum total taxable frontage of such parcel.”

(e) by adding the following after subsection after 4(d):

“(e) Subject to the maximum and minimum taxable frontages set out in this Section 4, for a triangular or irregularly shaped parcel of land, the taxable frontage shall be the number of feet as calculated by the Collector, based on the following:

Irregular Formula:	Triangular Formula:
$(2 \times \text{front} + \text{rear})/3$	$2/3$ of frontage”

(f) deleting Schedule “A” in its entirety and replacing it with Schedule “A” attached hereto, forming part of this bylaw; and

(g) deleting Schedule “B” in its entirety and replacing it with Schedule “B” attached hereto, forming part of this bylaw.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted this	day of	2019

MAYOR

CLERK

SCHEDULE "A"
LOCAL AREA SERVICE FRONTAGE RATES

Type of Work	Term (Years)	Owner's Cost Share	Rate (\$/m)	Rate (\$/foot)
Street Upgrade (New pavement with curb and gutter, sidewalks, storm sewer, and street trees as required)	15	30%	\$21.03	\$6.41
Sidewalk (only eligible for roads with existing curb and gutter)	15	30%	\$5.47	\$1.67
Street Lighting	10	30%	\$3.18	\$0.97
Lane Paving	5	30%	\$10.62	\$3.24
Speed Humps	5	30%	\$0.82	\$0.25
New Boulevard Trees	5	30%	\$3.30	\$1.00
Replacement Boulevard Trees	5	30%	\$14.41	\$4.39

SCHEDULE "B"
LOCAL IMPROVEMENT COMMUTATION TABLE

YEAR	PAYMENT PERIOD		
	5 Years	10 Years	15 Years
At Interest Rate %	3.16%	3.16%	3.16%
15			11.801
14			11.174
13			10.527
12			9.860
11			9.171
10		8.461	8.461
9		7.728	7.728
8		6.973	6.973
7		6.193	6.193
6		5.389	5.389
5	4.559	4.559	4.559
4	3.703	3.703	3.703
3	2.820	2.820	2.820
2	1.909	1.909	1.909
1	0.969	0.969	0.969
Based on 2018 average annual yield for City's investment portfolio			
Cumulative Present Value Factors			

CITY OF BURNABY

BYLAW NO. 14060

A BYLAW to amend Bylaw No. 4742, being
Burnaby Zoning Bylaw 1965, as
amended by Bylaw Nos. 7093 and 10367,
Amendment Bylaw Nos. 50, 1977, and 25, 1996

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 26, 2019.**

2. The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4183 annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in substitution for the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said

Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

3. The Comprehensive Development Plan entitled “The Grove Concept Book” prepared by IBI Group and on file in the office of the Director Planning and Building, is deemed to be attached to and form part of this Bylaw and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted by Council this	day of	2019

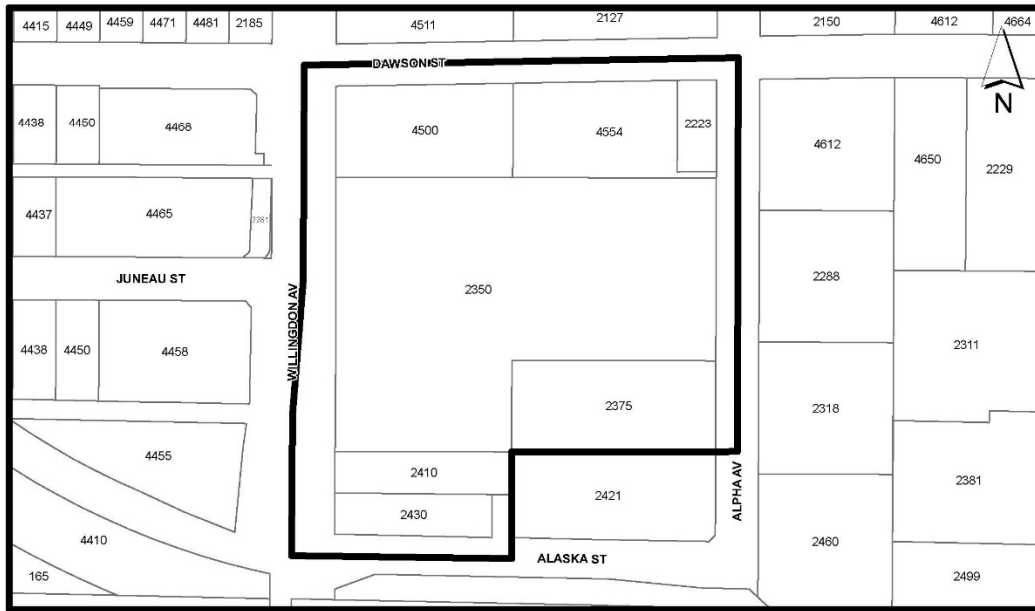
MAYOR

CLERK

BYLAW NUMBER 14060 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.17-36


LEGAL: See Schedule A



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (————) IS (ARE) REZONED

FROM: M1 Manufacturing, M2r General Industrial, and M5 Light Industrial Districts

TO: CD Comprehensive Development District (based on RM4s Multiple Family Residential District, RM4r Multiple Family Residential District, C9 Urban Village District, Brentwood Town Centre Plan guidelines and in accordance with the development plan entitled "The Grove Concept Book" prepared by IBI Group)

	PLANNING AND BUILDING DEPARTMENT	
	OFFICIAL ZONING MAP	Map "B"
		No. REZ. 4183
Date: SEP 24 2019 scale: 1:2,700 Drawn By: SC		

Schedule A
Rezoning Reference #17-36

ADDRESS	LEGAL DESCRIPTION	PID
4500 Dawson St	Lot 136 District Lot 124 Group 1 New Westminster District Plan 51591	002-750-899
4554 Dawson St	Lot 15 Except: Parcel "A" (J1303e), District Lot 124 Group 1 New Westminster District Plan 3343	001-491-083
2223 Alpha Ave	Parcel "A" (J1303e) Lot 15 Except: South 10 Feet; District Lot 124 Group 1 New Westminster District Plan 3343	003-379-884
2375 Alpha Ave	Lot 23 District Lot 124 Group 1 New Westminster District Plan 3343	010-995-528
2350 Willingdon Ave	Lot 121 District Lot 124 Group 1 New Westminster District Plan 35225	002-305-712
2410 Willingdon Ave	North Half Lot 25 Except: The West 33 Feet; District Lot 124 Group 1 New Westminster District Plan 3343	010-995-625
2430 Willingdon Ave	South Half Lot 25 Except: Firstly: The West 33 Feet Secondly: The East 30 Feet; District Lot 124 Group 1 New Westminster District Plan 3343	010-995-617

CITY OF BURNABY

BYLAW NO. 14061

A BYLAW to amend Bylaw No. 4742, being Burnaby Zoning Bylaw 1965, as amended by Bylaw No. 10366 being Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 1996

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 466 and 467 of the *Local Government Act*, R.S.B.C. 2015;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 27, 2019.**

2. Bylaw No. 4742, as amended by Bylaw No. 10366, is further amended as follows:

(a) The Map (hereinafter called "Map 'A'"), attached to and forming an integral part of Bylaw No. 4742, being "Burnaby Zoning Bylaw 1965", and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called "Map 'B'"), marginally numbered R.Z. 4184, annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map 'B'; and the various boundaries and districts shown upon said Map 'B' respectively are an amendment of and in addition to the respective districts, designated and marked on said Map 'A' insofar as the same are changed, modified or varied thereby, and the said Map 'A' shall be deemed to be and is hereby declared to be amended accordingly and the said Map

'B' is hereby declared to be and shall form an integral part of said Map 'A', as if originally incorporated therein and shall be interpreted accordingly.

(b) The Comprehensive Development Plan more particularly described in Bylaw No. 10366 is amended in accordance with the adopted Development Plan entitled “Proposed Multi-Family Development” prepared by Integra Architecture Inc. and on file in the office of the Director Planning and Building; and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan as amended.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time	day of	2019
Reconsidered and adopted this	day of	2019

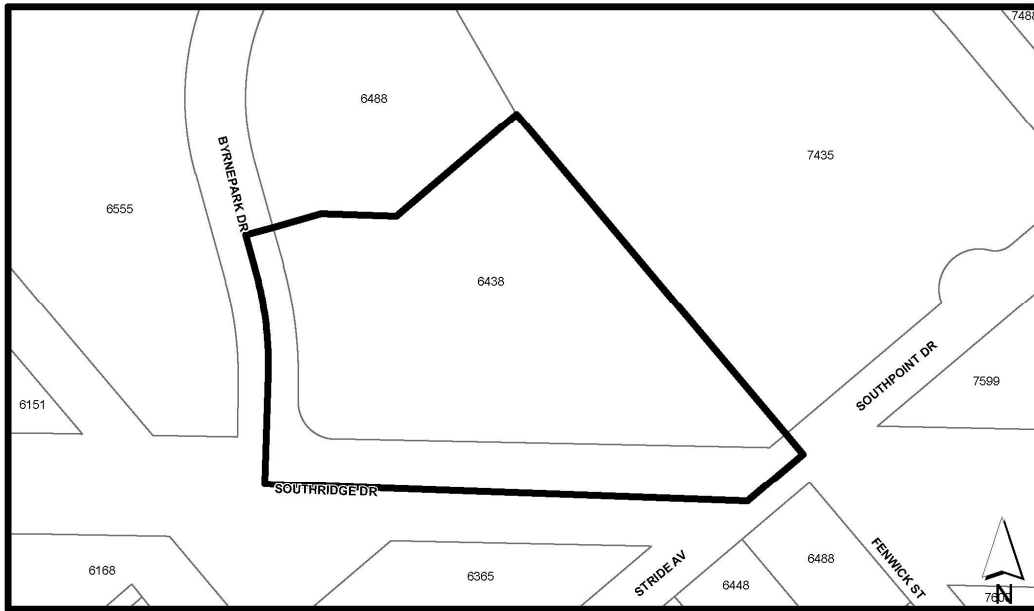
MAYOR

CLERK

BYLAW NUMBER 14061 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.18-09


LEGAL: Lot 8 District Lot 155a Group 1 New Westminster District Plan LMP30202



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (————) IS (ARE) REZONED

FROM: CD Comprehensive Development District (based on RM2 Multiple Family Residential District as guidelines)

TO: Amended CD Comprehensive Development District (based on RM2 Multiple Family Residential District, RM3 Multiple Family Residential District, RM3r Multiple Family Residential District, and Edmonds Town Centre Plan as guidelines and in accordance with the development plan entitled "Proposed Multi-Family Development" prepared by Integra Architecture Inc.)

	PLANNING AND BUILDING DEPARTMENT	
	OFFICIAL ZONING MAP	Map "B"
		No. REZ. 4184
Date: SEP 17 2019		
scale: 1:2,200		
Drawn By: AY		

CITY OF BURNABY

BYLAW NO. 14062

A BYLAW to amend Bylaw No. 4742, being
Burnaby Zoning Bylaw 1965

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 28, 2019.**

2. The Map (hereinafter called “Map ‘A’”), attached to and forming an integral part of Bylaw No. 4742, being “Burnaby Zoning Bylaw 1965”, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called “Map ‘B’”), marginally numbered REZ. 4185 annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map ‘B’; and the various boundaries and districts shown upon said Map ‘B’ respectively are an amendment of and in substitution for the respective districts, designated and marked on said Map ‘A’ insofar as the same are changed, modified or varied thereby, and the said Map ‘A’ shall be deemed to be and is hereby declared to be amended accordingly and the said Map ‘B’ is hereby declared to be and shall form an integral part of said Map ‘A’, as if originally incorporated therein and shall be interpreted accordingly.

3. The Comprehensive Development Plan entitled “3133 Sumner Avenue” prepared by Taylor Kurtz Architecture and Design Inc. and on file in the office of the Director Planning and Building, is deemed to be attached to and form part of this Bylaw and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plan.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted by Council this	day of	2019

MAYOR

CLERK

BYLAW NUMBER 14062 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.19-09


LEGAL: Parcel "One" (Reference Plan 21794)
Lot "E" District, Lot 70, Group 1, NWP 14996



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (————) IS (ARE) REZONED

FROM: M1 Manufacturing District

TO: CD Comprehensive Development District (based on M2 General Industrial District, M5 Light Industrial District and C1 Neighbourhood Commercial District in accordance with the development plan entitled "3133 Sumner Avenue" prepared by Taylor Kurtz Architecture and Design Inc.)

	PLANNING AND BUILDING DEPARTMENT		
Date: SEP 24 2019	<p style="text-align: center;">OFFICIAL ZONING MAP</p>		
scale: 1:1,500			<p style="text-align: right;">Map "B" No. REZ. 4185</p>
Drawn By: PL			

CITY OF BURNABY

BYLAW NO. 14063

A BYLAW to amend Bylaw No. 4742, being Burnaby Zoning Bylaw 1965, as amended by Bylaw Nos. 7036, 10747, 11386, 11678, 11866, 11875, 11876, 12235, 12263, 12400, 12457, 12474, and 13570, Amendment Bylaw Nos. 25, 1977, 24, 1998, 16, 2002, 04, 2004, 2, 2005, 10, 2005, 11, 2005, 09, 2007, 25, 2007, 02, 2008, 25, 2008, 34, 2008, and 03, 2016

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the time and place of such hearing as prescribed by Sections 466 and 467 of the *Local Government Act*, R.S.B.C. 2015;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 29, 2019.**

2. Bylaw No. 4742, as amended by Bylaw Nos. 7036, 10747, 11386, 11678, 11866, 11875, 11876, 12235, 12263, 12400, 12457, 12474 and 13570, is further amended as follows:

(a) The Map (hereinafter called "Map 'A'"), attached to and forming an integral part of Bylaw No. 4742, being "Burnaby Zoning Bylaw 1965", and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called "Map 'B'"), marginally numbered R.Z. 4186, annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and

specified in particularity shown upon said Map 'B'; and the various boundaries and districts shown upon said Map 'B' respectively are an amendment of and in addition to the respective districts, designated and marked on said Map 'A' insofar as the same are changed, modified or varied thereby, and the said Map 'A' shall be deemed to be and is hereby declared to be amended accordingly and the said Map 'B' is hereby declared to be and shall form an integral part of said Map 'A', as if originally incorporated therein and shall be interpreted accordingly.

(b) The Comprehensive Development Plans more particularly described in Bylaw Nos. 7036, 10747, 11386, 11678, 11866, 11875, 11876, 12235, 12263, 12400, 12457, 12474 and 13570 are amended in accordance with the adopted Development Plan entitled "JJ Bean" prepared by Chip Barrett Architect and on file in the office of the Director Planning and Building; and any development on the lands rezoned by this Bylaw shall be in conformity with the said Comprehensive Development Plans as amended.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time	day of	2019
Reconsidered and adopted this	day of	2019

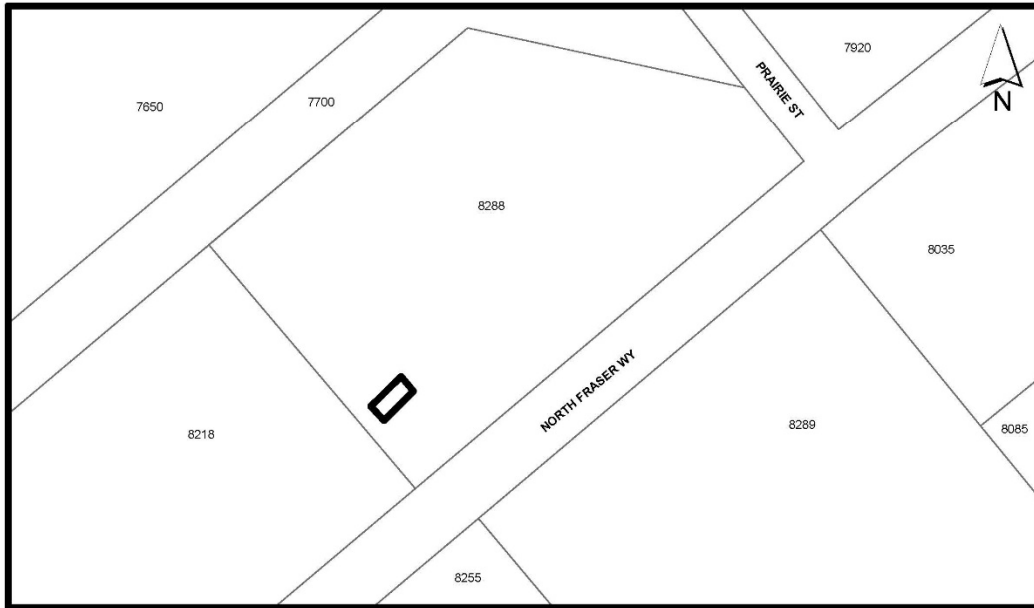
MAYOR

CLERK

BYLAW NUMBER 14063 BEING A BYLAW TO AMEND BYLAW
NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.19-10


LEGAL: Strata Lot 1, DL 155C, Group 1, NWD Strata Plan EPS4794



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (——) IS (ARE) REZONED

FROM: CD Comprehensive Development District (based on M2 General Industrial District and M5 Light Industrial District)

TO: Amended CD Comprehensive Development District (based on M2 General Industrial District, M5 Light Industrial District, M5r Light Industrial District and Burnaby Business Park Concept Plan as guidelines and in accordance with the development plan entitled "JJ Bean" prepared by Chip Barrett Architect)

	PLANNING AND BUILDING DEPARTMENT	
Date: SEP 24 2019	OFFICIAL ZONING MAP	
scale: 1:2,500		
Drawn By: PL		

CITY OF BURNABY

BYLAW NO. 14064

A BYLAW to amend Bylaw No. 4742, being
Burnaby Zoning Bylaw 1965

WHEREAS application for rezoning has been made to the Council;

AND WHEREAS the Council has held a public hearing thereon after duly giving notice of the hearing as prescribed by sections 892 and 893 of the *Local Government Act*, R.S.B.C. 1996;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 30, 2019.**

2. The map (hereinafter called "Map 'A'") attached to and forming an integral part of Bylaw No. 4742, being Burnaby Zoning Bylaw 1965, and designated as the Official Zoning Map of the City of Burnaby, is hereby amended according to the Map (hereinafter called "Map 'B'"), marginally numbered REZ. 4187 annexed to this Bylaw, and in accordance with the explanatory legend, notations, references and boundaries designated, described, delimited and specified in particularity shown upon said Map 'B', and the various boundaries and districts shown upon said Map 'B', respectively are an amendment of and in substitution for the respective districts, designated and marked on said Map 'A' insofar as the same are changed, modified or varied thereby, and the said Map 'A' shall be deemed to be and is hereby declared to be amended

accordingly and the said Map 'B' is hereby declared to be and shall form an integral part of said Map 'A' as if originally incorporated therein and shall be interpreted accordingly.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted by Council this	day of	2019

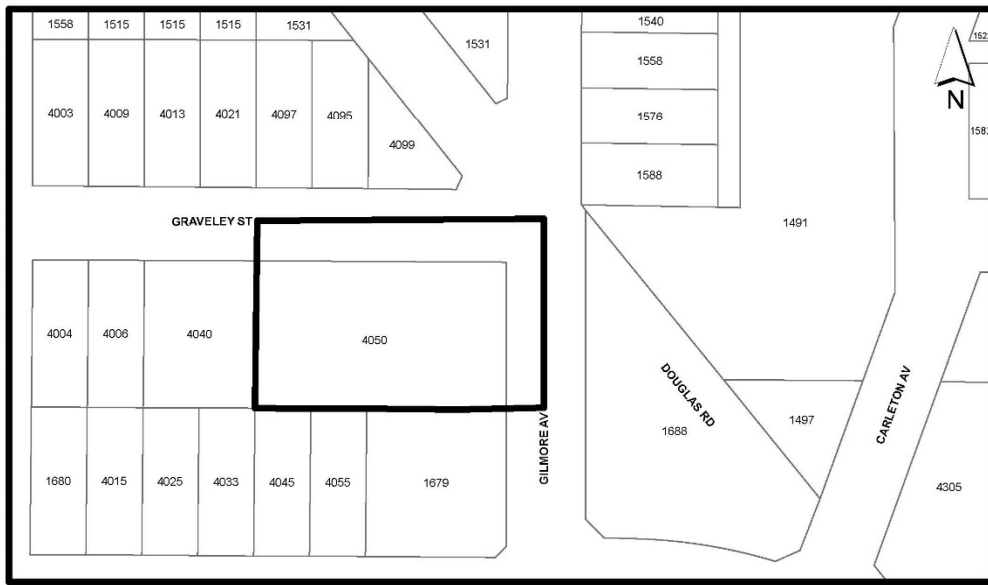
MAYOR

CLERK

BYLAW NUMBER 14064 BEING A BYLAW TO AMEND BYLAW NUMBER 4742 BEING BURNABY ZONING BYLAW 1965

REZ.19-27


LEGAL: Lot A, District Lot 117, Group 1, NWD Plan EPP87194



THE AREA(S) SHOWN ABOVE OUTLINED IN BLACK (——) IS (ARE) REZONED

FROM: M3 Heavy Industrial District and R5 Residential District

TO: M3 Heavy Industrial District

	PLANNING AND BUILDING DEPARTMENT	
	OFFICIAL ZONING MAP	Map "B" No. REZ. 4187
		Date: SEP 24 2019
		scale: 1:1,500
Drawn By: PL		

CITY OF BURNABY

BYLAW NO. 14065

A BYLAW to amend the Zoning
Bylaw provisions to child care facilities

The Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY ZONING BYLAW 1965, AMENDMENT BYLAW NO. 31, 2019.**

2. Burnaby Zoning Bylaw 1965, as amended, is further amended:
 - (a) at Section 3, by adding the following definition, in alphabetical order:
“**OUTDOOR PLAY AREA**” means an outdoor open area designated for physical activity of children in a child care facility or a home-based child care facility, in accordance with the *Community Care and Assisted Living Act* and the *Child Care Licensing Regulation* as amended or replaced from time to time.”

 - (b) at Section 6.2, by repealing the heading and replacing it with the following:
“**6.2 Location and Siting of Buildings and Uses:**”

 - (c) at Section 6.2, by adding the following as subsection (4):
“(4) No outdoor play area shall be located in any required front or side yard in the C1, C2, C3, C4, C8 and C9 Districts.”

 - (d) at Section 6.8A, by adding the following as subsection (4):
“(4) In a dwelling that contains a home-based child care facility, the following uses shall not be permitted:
 - (a) keeping of boarders or lodgers;
 - (b) a boarding, lodging and rooming house;
 - (c) a group home;

- (d) a private hospital;
 - (e) a supportive housing facility; and
 - (f) any home occupation that includes on-site client services.”
- (e) at Section 6.14(5), by repealing subsection (a) in its entirety and replacing it with the following:
- “(a) In all zoning districts, except for screening required under this Bylaw and fences enclosing an outdoor play area, fences not greater than 1.07m (3.51ft.) in height may be located anywhere on a lot.”
- (f) at Section 6.15(1), by repealing subsection (c) in its entirety and replacing it with the following:
- “(c) In all zoning districts where the side line of a lot abuts a lot in an A, R or RM District, or is separated by a street or lane therefrom, all those portions of a required side yard not used for permitted parking or outdoor play area shall be fully and suitably landscaped and properly maintained.”
- (g) at Section 301.2, by repealing subsection (1) in its entirety and replacing it with the following:
- “(1) Every business or undertaking shall be conducted within a completely enclosed building except for
 - (a) parking and loading facilities,
 - (b) gasoline service stations,
 - (c) outdoor produce shops,
 - (d) outdoor garden shops,
 - (e) outdoor seating at cafes, restaurants or other facilities where food or drink is served, and
 - (f) outdoor play areas.”

(h) at Section 302.2, by repealing subsection (1) in its entirety and replacing it with the following:

- “(1) Every business or undertaking shall be conducted within a completely enclosed building except for
- (a) parking and loading facilities,
 - (b) gasoline service stations,
 - (c) outdoor produce shops,
 - (d) outdoor garden shops,
 - (e) outdoor seating at cafes, restaurants or other facilities where food or drink is served,
 - (f) mobile retail carts, and
 - (g) outdoor play areas.”

(i) at Section 303.2, by repealing subsection (1) in its entirety and replacing it with the following:

- “(1) Every business or undertaking shall be conducted within a completely enclosed building except for
- (a) parking and loading facilities,
 - (b) gasoline service stations,
 - (c) outdoor produce shops,
 - (d) outdoor garden shops,
 - (e) outdoor seating at cafes, restaurants or other facilities where food or drink is served,
 - (f) mobile retail carts, including but not limited to, mobile food carts, and
 - (g) outdoor play areas.”

(j) at Section 304.2, by repealing subsection (1) in its entirety and replacing it with the following:

- “(1) Every business, repair or servicing uses shall be conducted within a completely enclosed building except for

- (a) permitted outdoor display,
 - (b) rental, sales or storage yards,
 - (c) parking and loading facilities,
 - (d) gasoline service stations,
 - (e) outdoor seating at cafes, restaurants or other facilities where food or drink is served,
 - (f) mobile retail carts, and
 - (g) outdoor play areas.”
- (k) at Section 308.3, by repealing subsection (1) in its entirety and replacing it with the following:
- “(1) Every business or undertaking shall be conducted within a completely enclosed building except for parking and loading facilities, produce and garden displays, outdoor restaurant seating, outdoor play areas, and mobile retail carts.”
- (l) at Section 309.3, by repealing subsection (1) in its entirety and replacing it with the following:
- “(1) Every business or undertaking shall be conducted within a completely enclosed building except for parking and loading facilities, produce and garden displays, outdoor play areas, and outdoor restaurant seating.”
- (m) at Section 501.4, by repealing it in its entirety and replacing it with the following:
- “501.4 **Lot Area and Width:**
- Each lot shall have an area of not less than 890 m² (9,579.9 sq.ft.) and a width of not less than 24.5 m (80.38 ft).”
- (n) at Section 502.1, by adding the following as subsection (19):
- “(19) Child care facilities.”

(o) at Section 503.1, by adding the following as subsection (12):

“(12) Child care facilities.”

(p) at Section 503.2, by adding the following as subsection (3):

“(3) A child care facility shall be operated by the City, or on behalf of the City, where it is located on lands that are owned, leased or controlled by the City.”

(q) at Section 505.4, by repealing subsection (1)(b) and marking it “Repealed”.

(r) at Section 506.1, by adding the following as subsection (9):

“(9) Child care facilities.”

Read a first time this	day of	, 2019
Read a second time this	day of	, 2019
Read a third time	day of	, 2019
Reconsidered and adopted this	day of	, 2019

MAYOR

CLERK

CITY OF BURNABY

BYLAW NO. 14066

A BYLAW to designate
the estate gate and greenhouse
foundation wall at 6344 Deer
Lake Avenue as municipal
heritage sites

The Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY HERITAGE SITE DESIGNATION BYLAW 1992, AMENDMENT BYLAW NO. 1, 2019.**

2. Burnaby Heritage Designation Bylaw 1992 is amended at Schedule “A” , Site 2: 6344 Deer Lake Avenue by adding the following after “Steam Plant Building”:

 - “• Estate Gate
 - Greenhouse Foundation Wall”

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time	day of	2019
Reconsidered and adopted this	day of	2019

MAYOR

CLERK



INTER-OFFICE COMMUNICATION

TO: CITY CLERK DATE: 2019 October 30

FROM: DIRECTOR PLANNING AND BUILDING

SUBJECT: **REZONING REFERENCE # 15-14**
BYLAW 13624, AMENDMENT BYLAW NO. 24/16,
Multiple Family (Fourplex) Residential Development
Final Adoption

ADDRESS: 7062 Sperling Avenue

LEGAL: Lot B, DL 96, Group 1, NWD Plan 10963

FROM: R5 Residential District

TO: CD Comprehensive Development District (based on RM2 Multiple Family Residential District and Edmonds Town Centre Plan as guidelines, and in accordance with the development plan entitled "Fourplex 7062 Sperling Avenue, Burnaby, B.C." prepared by Mara and Nartha Architecture Limited)

The following information applies to the subject rezoning bylaw:

- a) First Reading given on 2016 July 11;
- b) Public Hearing held on 2016 July 26;
- c) Second Reading given on 2016 August 29; and,
- d) Third Reading given on 2019 April 29.

The prerequisite condition has been completely satisfied as follows:

- a. The submission of a suitable plan of development.
 - *A complete suitable plan of development has been submitted.*
- b. The deposit of sufficient monies including a 4% Engineering Inspection Fee to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - *The applicant has submitted the necessary funds including a 4% inspection fee to cover the costs of all services necessary to serve the site and the servicing*

agreement has been completed.

- c. The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
- *The applicant has agreed to this prerequisite in a letter dated 2019 March 04.*
- d. The submission of an undertaking to remove all existing improvements from the site within six months of the rezoning being effected but not prior to Third Reading of the Bylaw. Demolition of any improvements will be permitted after Second Reading of the Rezoning Bylaw has been granted provided that the applicant acknowledges that such permission does not fetter Council's ability to grant or not to grant Third Reading and/or Final Adoption of the Rezoning Bylaw. In addition, the demolition of any improvements will be permitted at any time if they are vacant and considered by staff to be subject to misuse and vandalism.
- *The applicant has agreed to this prerequisite in a letter dated 2019 March 04.*
- e. The dedication of any rights-of-way deemed requisite.
- *A subdivision plan dedicating the requisite rights-of-way has been submitted in registerable form and will be deposited in the Land Title Office prior to Final Adoption.*
- f. The review of a detailed Sediment Control System by the Director Engineering.
- *The applicant has submitted the required Sediment Control System plans for approval by the Engineering Environmental Services Division and has agreed in a letter dated 2019 March 04 to install the system as approved prior to commencing construction.*
- g. The pursuance of Storm Water Management Best Practices in line with established guidelines.
- *The applicant has agreed to this prerequisite in a letter dated 2019 March 04 and the required covenant has been submitted in registerable form and will be deposited in the Land Title Office prior to Final Adoption.*
- h. The submission of a tree survey and arborist report.
- *There were no suitable trees on the site identified for retention.*
- i. The retention of identified existing trees on the site, their protection by registration of a Section 219 Covenant, submission of a written undertaking to ensure that all site areas

identified for preservation of existing trees are effectively protected by chain link fencing during the whole course of site and construction work, and deposit of sufficient monies to ensure the protection of identified existing trees, to be refunded a year after release of occupancy permits, upon satisfactory inspection.

- *There were no suitable trees on the site identified for retention.*

j. Compliance with the guidelines for surface parking for residential visitors.

- *The applicant has agreed to this prerequisite in a letter dated 2019 March 04 and the necessary provisions are indicated on the development plans.*

k. The granting of any necessary statutory rights-of-way, easements and/or covenants including the granting of Section 219 Covenants including:

- restricting enclosure of balconies; and,
- ensuring that any individually secured vehicular and bicycle parking spaces allocated to a specific residential unit cannot be utilized for any other purpose.
- *The required covenants have been submitted in registerable form and will be deposited in the Land Title Office prior to Final Adoption.*

l. The provision of an adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Director Engineering and a commitment to implement the recycling provisions.

- *The Engineering Department has advised that a Solid Waste and Recycling Plan is no longer required in connection with this rezoning application.*

m. The provision of facilities for cyclists in accordance with this report.

- *This provision is indicated on the development plans and the applicant has submitted a letter dated 2019 March 04 agreeing to meet this prerequisite.*

n. The deposit of the applicable Parkland Acquisition Charge.

- *The required deposit has been made to meet this prerequisite.*

o. The deposit of the applicable GVS & DD Sewerage Charge.

- *The required deposit has been made to meet this prerequisite.*

p. The deposit of the applicable School Site Acquisition Charge.

City Clerk
Director Planning and Building
Reconsideration and Final Adoption
2019 October 30Page 4

- *The required deposit has been made to meet this prerequisite.*
- q. The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.
- *The applicant has provided a letter of undertaking dated 2019 March 04 and the area plan notification signs are in place.*

As the prerequisite conditions to this rezoning are now complete, could you please arrange to return this amendment bylaw to Council for Reconsideration and Final Adoption on 2019 November 04.

EWK

 E.W. Kozak, Director
 PLANNING AND BUILDING

GT:rh

cc: City Manager

P:\49500 REZONING\20 APPLICATIONS\2015\15-00014 7062 SPERLING AVENUE\REZONING REFERENCE 15-14 FINAL ADOPTION 20191104.DOCX

BYLAW NO. 14071

A BYLAW authorizing the expenditure of monies in the
Capital Works, Machinery and Equipment
Reserve Fund

WHEREAS there is an unappropriated balance in the Capital Works Financing Fund of Capital Works, Machinery and Equipment Reserve Fund (hereinafter called "the said Reserve Fund") established pursuant to Bylaw No. 7256 of \$108,482,819.17 at the 29th day of September 2019, calculated as follows:

Balance in Fund at January 1, 2019		\$119,944,413.57
Add: Additions to the fund including interest earned to date		<u>65,945,158.63</u>
		\$185,889,572.20
Less: Appropriated by expenditure bylaws for 2018 (No. 33), less GST	\$4,654,200.00	
Appropriated by expenditure bylaws for 2019 (No's 1-27), less GST	\$70,951,600.00	
Appropriations for 2019 Other Projects less GST	\$1,800,953.03	
		<u>\$ (77,406,753.03)</u>
Uncommitted balance		\$108,482,819.17

AND WHEREAS it is deemed desirable to expend \$6,300,000 to finance the 2019 September Engineering Capital Infrastructure Projects (hereinafter called the "said works");

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY CAPITAL WORKS, MACHINERY AND EQUIPMENT RESERVE FUND EXPENDITURE BYLAW NO. 28, 2019.**
2. The sum of \$6,300,000 is hereby appropriated from the said Reserve Fund to be expended for the said works.
3. Should any of the said sum of \$6,300,000 remain unexpended after the expenditures hereby authorized have been made, any unexpended balance shall be returned to the credit of the said Reserve Fund.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted by Council this	day of	2019

MAYOR

CLERK

CITY OF BURNABY

BYLAW NO. 14072

A BYLAW authorizing the expenditure of monies in the
Capital Works, Machinery and Equipment
Reserve Fund

WHEREAS there is an unappropriated balance in the Capital Works Financing Fund of Capital Works, Machinery and Equipment Reserve Fund (hereinafter called "the said Reserve Fund") established pursuant to Bylaw No. 7256 of \$108,482,819.17 at the 29th day of September 2019, calculated as follows:

Balance in Fund at January 1, 2019		\$119,944,413.57
Add: Additions to the fund including interest earned to date		<u>65,945,158.63</u>
		\$185,889,572.20
Less: Appropriated by expenditure bylaws for 2018 (No. 33), less GST	\$4,654,200.00	
Appropriated by expenditure bylaws for 2019 (No's 1-27), less GST	\$70,951,600.00	
Appropriations for 2019 Other Projects less GST	\$1,800,953.03	
		<u>\$ (77,406,753.03)</u>
Uncommitted balance		\$108,482,819.17

AND WHEREAS it is deemed desirable to expend \$150,000 to finance the 2019 September Engineering Capital Facilities Management Projects (hereinafter called the "said works");

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY CAPITAL WORKS, MACHINERY AND EQUIPMENT RESERVE FUND EXPENDITURE BYLAW NO. 29, 2019.**
2. The sum of \$150,000 is hereby appropriated from the said Reserve Fund to be expended for the said works.
3. Should any of the said sum of \$150,000 remain unexpended after the expenditures hereby authorized have been made, any unexpended balance shall be returned to the credit of the said Reserve Fund.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted by Council this	day of	2019

MAYOR

CLERK

CITY OF BURNABY

BYLAW NO. 14073

A BYLAW authorizing the expenditure of monies in the
Capital Works, Machinery and Equipment
Reserve Fund

WHEREAS there is an unappropriated balance in the Capital Works Financing Fund of Capital Works, Machinery and Equipment Reserve Fund (hereinafter called "the said Reserve Fund") established pursuant to Bylaw No. 7256 of \$108,482,819.17 at the 29th day of September 2019, calculated as follows:

Balance in Fund at January 1, 2019		\$119,944,413.57
Add: Additions to the fund including interest earned to date		<u>65,945,158.63</u>
		\$185,889,572.20
Less: Appropriated by expenditure bylaws for 2018 (No. 33), less GST	\$4,654,200.00	
Appropriated by expenditure bylaws for 2019 (No's 1-27), less GST	\$70,951,600.00	
Appropriations for 2019 Other Projects less GST	\$1,800,953.03	
		<u>\$ (77,406,753.03)</u>
Uncommitted balance		\$108,482,819.17

AND WHEREAS it is deemed desirable to expend \$5,150,000 to finance the Full Emergency Power at Civic Facilities Project (hereinafter called the "said works");

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY CAPITAL WORKS, MACHINERY AND EQUIPMENT RESERVE FUND EXPENDITURE BYLAW NO. 30, 2019.**
2. The sum of \$5,150,000 is hereby appropriated from the said Reserve Fund to be expended for the said works.
3. Should any of the said sum of \$5,150,000 remain unexpended after the expenditures hereby authorized have been made, any unexpended balance shall be returned to the credit of the said Reserve Fund.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted by Council this	day of	2019

MAYOR

CLERK

CITY OF BURNABY

BYLAW NO. 14074

A BYLAW authorizing the expenditure of monies in the
Capital Works, Machinery and Equipment
Reserve Fund

WHEREAS there is an unappropriated balance in the Corporate & Tax Sale Land Reserve Fund of Capital Works, Machinery and Equipment Reserve Fund (hereinafter called "the said Reserve Fund") established pursuant to Bylaw No. 7256 of \$290,782,978.39 as at the 29th day of September 2019, calculated as follows:

Balance in Fund at January 1, 2019		\$289,491,439.25
Additions to the fund:		
Interest earned for 2019 to date	\$7,151,678.14	
Land sale	<u>1,139,861.00</u>	
		<u>\$8,291,539.14</u>
Deductions to the fund:		
Bylaw 14021 May 27, 2019	<u>\$7,000,000.00</u>	<u>(\$7,000,000.00)</u>
Uncommitted balance		<u><u>\$290,782,978.39</u></u>

AND WHEREAS it is deemed desirable to expend \$7,000,000 of the said balance to finance the City’s Land Assembly & Development Capital Program more particularly described in the 2019 – 2023 Capital Program under “Land Assembly and Development” (hereinafter called the "said works");

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY CAPITAL WORKS, MACHINERY AND EQUIPMENT RESERVE FUND EXPENDITURE BYLAW NO. 31, 2019.**

2. The sum of \$7,000,000 is hereby appropriated from the said Reserve Fund to be expended for the said works.

3. Should any of the said sum of \$7,000,000 remain unexpended after the expenditures hereby authorized have been made, any unexpended balance shall be returned to the credit of the said Reserve Fund.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted by Council this	day of	2019

MAYOR

CLERK

CITY OF BURNABY

BYLAW NO. 14075

A BYLAW to amend the Burnaby Parking Meter Bylaw 1998.

The Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY PARKING METER BYLAW 1998, AMENDMENT BYLAW NO. 1, 2019.**
2. Burnaby Parking Meter Bylaw 1998, as amended, is further amended by repealing the schedule with the heading “Maximum Parking Fee Rates” in its entirety and replacing it with the schedule attached to and forming part of this bylaw.

Read a first time this day of , 2019

Read a second time this day of , 2019

Read a third time this day of , 2019

Reconsidered and adopted this day of , 2019

Mayor

City Clerk

Schedule "B"

MAXIMUM PARKING FEE RATES

FEE	PERMITTED PARKING TIME	
	MINUTES	HOURS
\$0.25	5	0.08
\$0.75	15	0.25
\$1.50	30	0.50
\$3.00	60	1.0

CITY OF BURNABY

BYLAW NO. 14076

A BYLAW providing for the borrowing of moneys to meet the current lawful expenditures of the City

WHEREAS Council is empowered by section 177 of the *Community Charter* to provide by bylaw for the borrowing of money that may be necessary to meet current lawful expenditures;

AND WHEREAS Council deems it desirable and in the public interest to borrow the sum of \$10,000,000 to meet current lawful expenditures of the City from January 1, 2020 to December 31, 2020; and the said sum does not exceed the amount of borrowing that may be authorized pursuant to the said section 177;

NOW THEREFORE the Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY TEMPORARY FINANCING BYLAW 2020**.

2. The Council is hereby authorized and empowered to borrow upon the credit of the City from any person or persons, body or bodies corporate, a sum or sums not exceeding Ten Million Dollars (\$10,000,000) during the period January 1 to December 31, 2020 in such amounts and at such times as the same may be required.

3. All the moneys so borrowed during the period January 1 to December 31, 2020 and interest payable thereon shall be repaid on or before the 31st day of December, 2020.

4. Forms of obligation or obligations may be given as a requirement or acknowledgment of the liability or liabilities incurred pursuant to this bylaw. Those forms may

be promissory notes, demand notes or bankers acceptances and/or such other supporting documentation as may be required by the lender and shall be sealed with the corporate seal and signed by the Mayor or in his absence the Acting Mayor and countersigned by the City Treasurer or the City Manager.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted this	day of	2019

MAYOR

CLERK

CITY OF BURNABY

BYLAW NO. 14077

A BYLAW to provide for payment of taxes and utilities before the due date

The Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY TAX AND UTILITIES PREPAYMENT BYLAW 2019.**
2. In this Bylaw:
 - (a) “**Collector**” means the Director Finance, being the City officer assigned responsibility as collector of taxes for the City;
 - (b) “**City**” means the City of Burnaby;
 - (c) “**due date**” means the day designated by Council in any year as the due date for payment of taxes or utilities, as applicable;
 - (d) “**pre-authorized debit plan**” means a plan for the prepayment of taxes and utilities, by means of a pre-authorized automatic debit arrangement with the taxpayer's financial institution;
 - (e) “**prime rate**” means the prime rate designated from time to time by the Royal Bank of Canada at its main branch in Vancouver, BC;
 - (f) “**taxes**” means property taxes and includes sewer parcel taxes and local service taxes (including business improvement area taxes); and
 - (g) “**utilities**” includes charges for flat rate water, sewer use, cross connection device and garbage disposal.
3. The Collector is hereby authorized to receive money for taxes and utilities before the due **date** on the terms set out in this Bylaw.

4. The owner or occupant of a property may apply to the **Collector** to enter into a **pre-authorized debit plan** by submitting to the **Collector** a completed application, in the form and with supporting documentation established by the **Collector**.
5. The **Collector** is authorized to accept and hold amounts paid as prepayment of **taxes** and/or **utilities** before the **due date** on the following terms:
 - (a) All monies paid in accordance with a **pre-authorized debit plan** will earn simple interest on the daily balance of the amount held in the property's account for instalment payments for **taxes** and **utilities**.
 - (b) Any prepayment of monies, other than as part of a **pre-authorized debit plan**, will earn interest only if paid to the property's account for **taxes**.
 - (c) Interest will not be paid for any prepayment of monies, other than as part of a **pre-authorized debit plan**, to a property's **utilities** account.
 - (d) The rate of interest payable will be equivalent to the **prime rate** less 2.5 percent, subject to a minimum interest rate of 0.5 percent
 - (e) No interest is payable each year during the period from May 1 to the **due date** for **taxes**.
 - (f) The interest rate will be updated on the 1st of each month, excluding the period from May 1 to the **due date** for **taxes**, after which the interest rate in effect as of April 30 will apply until the 1st day of the month after the **due date** for **taxes**.
6. Prepayments made to a **pre-authorized debit plan** are non-refundable. If the subject property is sold or otherwise transferred to another owner, the **Collector** will upon request provide a tax certificate verifying the total prepayments collected to date, including interest earned pursuant to this Bylaw.
7. A **pre-authorized debit plan** may be cancelled at any time by providing notice to the **City** at least ten (10) days prior to the date of the next pre-authorized payment. The

transfer of ownership of a property does not automatically cancel a **pre-authorized debit plan**.

- 8. Any prepayment of **taxes** and/or **utilities** or payment to a **pre-authorized debit plan** that fails to be honoured will be subject to a service fee in accordance with the Burnaby Financial Administration Fees and Charges Bylaw and only cash, debit card, money order, bank draft, certified cheque or online banking will be accepted for the replacement of the dishonoured payment. If there are two (2) or more dishonoured payments in a six (6) month period, the account for the property will be placed on a one (1) year probationary period, during which only payment by cash, debit card, money order, bank draft, certified cheque or online banking will be accepted for the account.

- 9. After two consecutive dishonoured payments the **pre-authorized debit plan** will be cancelled and the owner or occupant of the property will be required to re-apply to the **Collector** to enter into a new **pre-authorized debit plan** in accordance with Section 4 of this Bylaw.

- 10. Bylaw No. 9889, being Burnaby Tax Prepayment Bylaw, and all subsequent amendments are hereby repealed.

Read a first time this	day of	2019
Read a second time this	day of	2019
Read a third time this	day of	2019
Reconsidered and adopted this	day of	2019

MAYOR

CLERK