

THE CORPORATION OF THE DISTRICT OF WEST VANCOUVER  
REGULAR COUNCIL MINUTES  
MUNICIPAL HALL COUNCIL CHAMBER  
MONDAY, DECEMBER 15, 2008

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**COUNCIL:**

Mayor P. Goldsmith-Jones; Councillors M. Evison, M. Lewis, T. Panz, M. Smith, W.S. Soprovich, and S. Walker.

**STAFF:**

G. McRadu, Chief Administrative Officer; B. Leigh, Deputy Chief Administrative Officer; S. Scholes, Municipal Clerk; R. Fung, Director of Engineering and Transportation; R. Laing, Director of Finance; B. Sokol, Director of Planning, Lands and Permits; K. Pike, Director of Parks and Community Services; and M. Chan, Deputy Municipal Clerk.

**CALL TO ORDER**

The meeting was called to order at 7:00 pm.

G. McRadu spoke relative to the retirement of K. Pike (Director of Parks and Community Services), in particular regarding his term of service, environmental initiatives, Civic Youth Strategy, and community inclusiveness, and thanked K. Pike for his commitment and dedicated service to the District of West Vancouver and its residents. A PowerPoint presentation regarding K. Pike was shown.

K. Pike spoke relative to his employment and experiences with the District.

Mayor Goldsmith-Jones read an excerpt from a letter in which the District recommended K. Pike for the award which he subsequently received from the Canadian Parks and Recreation Association.

Councillor Soprovich spoke relative to his early experiences with K. Pike while serving on the Parks Commission in the 1980's.

Council expressed their appreciation to K. Pike for his service to West Vancouver.

## **APPROVAL OF AGENDA**

### **1. Approval of December 15, 2008 Regular Council Meeting Agenda**

MOVED by Walker, seconded by Panz:

THAT the December 15, 2008 Regular Council meeting agenda be amended by:

- adding to Item 4 – report from the Director of Parks and Community Services titled “Society for the Prevention of Cruelty to Animals (SPCA) – Agreement Renewal” and report from the Municipal Clerk titled “Alternative Approval Process regarding SPCA Licence and Operating Agreement – Certification of Results”;
- withdrawing Item 9 – report titled “North Shore Waterfront Liaison Committee”;
- adding new Item 9.1 – report from the Acting Manager of Permits, Inspections and Bylaws titled “Remedial Action for Excavation Works at 856 Anderson Crescent”;

AND THAT the agenda be approved as amended.

**CARRIED**

## **ADOPTION OF MINUTES**

### **2. Adoption of December 1, 2008 Inaugural Council Minutes**

MOVED by Panz, seconded by Smith:

THAT the following Minutes be adopted as circulated:

- December 1, 2008 Inaugural Council Meeting.

**CARRIED**

## DELEGATIONS

3. **K. Erdman and F. Jones, West Vancouver Family Place Society, regarding an Update on the Society and its Activities** (File: 0120-01/0055-01)

K. Erdman introduced the West Vancouver Family Place Society board members and staff and spoke relative to attendance, demographics, program diversity, and the Society's objectives.

F. Jones spoke relative to recent research with pre-school aged children, including issues such as language, immigration, and the necessity of support structures to help preschool-aged children.

K. Erdman spoke relative to her request that Council increase the operating budget of the Society.

MOVED by Smith, seconded by Soprovich:

THAT Council thank K. Erdman and F. Jones for the delegation regarding the West Vancouver Family Place Society and for the positive contribution to the hundreds of children and adults in West Vancouver.

CARRIED

## REPORTS

4. **Society for the Prevention of Cruelty to Animals (SPCA) – Agreement Renewal** (File: 1145-06)

**Alternative Approval Process regarding SPCA Licence and Operating Agreement – Certification of Results** (File: 1145-06)

MOVED by Lewis, seconded by Evison:

THAT the report dated December 15, 2008 from the Municipal Clerk regarding Alternative Approval Process regarding SPCA Licence and Operating Agreement – Certification of Results be received for information.

CARRIED

MOVED by Lewis, seconded by Soprovich:

THAT the Animal Shelter Licence and Operating Agreement (effective June 1, 2007 to May 31, 2017) between the District of West Vancouver and the British Columbia Society for the Prevention of Cruelty to Animals (SPCA), which has been the subject of an Alternative Approval Process (deadline December 12, 2008) as outlined in the report from the Municipal Clerk dated December 15, 2008 be approved for signature by the Mayor and Municipal Clerk.

CARRIED

**5. Council Meeting Schedule for 2009 (File: 0120-01)**

MOVED by Evison, seconded by Panz:

THAT the Council Meeting Schedule for 2009 be approved.

Council queried relative to the meeting schedule. G. McRadu (Chief Administrative Officer) spoke relative to the meeting schedule and upcoming public consultation sessions regarding the corporate strategic plan.

The question was called on the motion.

**CARRIED**

**6. Application from Primex Developments for Lottery Home - B.C. Children's Hospital Home Lottery - Penthouse Unit #3 - 6688 Royal Avenue Horseshoe Bay (File: 1605-01)**

MOVED by Panz, seconded by Walker:

THAT

1. the request from Primex Developments with respect to their property at #3 – 6688 Royal Avenue being provided as a prize home in the 2009 B.C. Children's Hospital fund-raising lottery campaign, be approved with exceptions, in accordance with the Regulations for the Operation of Home Lotteries for Charitable Organizations policy, and
2. exceptions to sections 2.4 and 2.5 of the policy to permit Primex Developments to conduct the following activities, be approved:
  - public viewings of their property at #3 – 6688 Royal Avenue as a prize home for the 2009 B.C. Children's Hospital fund-raising lottery campaign, from January to April 2009, with the exception that public viewings will not be permitted during the Easter long weekend April 10th to 13th 2009 inclusive; and
  - on site ticket sales.

The question was called on the motion.

**CARRIED**

**7. 2009 Heritage Achievement Awards Committee (File: 2585-11/0115-01)**

MOVED by Evison, seconded by Panz:

THAT

1. a Council committee be established for a period of three months, to review nominations and select recipients for the 2009 District of West Vancouver Heritage Achievement Awards; and
2. members of the former Heritage Strategic Plan Implementation Working Group be appointed to serve on this committee through February 2009.

**CARRIED**

**8. Council Appointments (File: 0115-01)**

MOVED by Walker, seconded by Soprovich:

THAT Councillor Panz be appointed as the Council liaison to the 2009 Heritage Achievement Awards Committee.

**CARRIED**

**9. North Shore Waterfront Liaison Committee (File: 0115-01)**

Item withdrawn.

**9.1 Remedial Action for Excavation Works at 856 Anderson Crescent**

(File: 1605-07)

L. Holitzki (Acting Manager of Permits, Inspections and Bylaws) spoke relative to the report and recommended motion.

MOVED by Soprovich, seconded by Smith:

THAT

Council considers that the excavation located on the property at 856 Anderson Crescent, West Vancouver, and legally described as Lot 5 Block 3 DL 1048 Plan 6735 (the "Property") creates an unsafe condition that poses a significant risk to the safety of both persons on the Property and to persons on adjoining properties.

Council therefore resolves that within 15 days of receiving a copy of this resolution, the owner of the Property is required to:

- 1) Obtain a report from a Professional Engineer or Engineering firm with expertise in geotechnical and structural engineering to:

- a. Review and report on the effect of the Excavation on the stability and safety of the Property, as well as the land and improvements at 866 Anderson Crescent (the "Neighbouring Property");
  - b. Prepare a report advising of any remedial actions that should be taken to ensure the stability and safety of the Property and the Neighbouring Property; and
  - c. Provide a copy of that report to the District and to the owner of the Neighbouring Property;
- 2) Install visible secure metal frame construction fencing along the Western perimeter of the Property. Alternatively, and only with the written consent of the owner of the Neighbouring Property, this fencing may be installed on the Neighbouring Property;
  - 3) Place signs along the Western perimeter of the Property, visible from the West Side of the Property, warning of the excavation and directing that people stay at least 10 feet back from the perimeter,
  - 4) Install lighting adequate to illuminate the entire Western perimeter of the Property; and
  - 5) Place a soil berm along the Western property line to temporarily stabilize the slope cut until any remedial work recommended under paragraph 1 is commenced and furthermore have a Geotechnical Engineer review this temporary remedial work and submit a report to the District.

Note: If a person with notice of this resolution wishes to request reconsideration of these requirements by Council, written notice of this request must be provided to the Municipal Clerk within 5 business days of that person receiving this notice.

Discussion ensued relative to the current status of the construction at 856 Anderson Crescent, safety issues and the remedial work to be conducted. L. Holitzki provided further information and B. Sokol (Director of Planning, Lands and Permits) informed that staff would report back to Council regarding ways to prevent similar issues in the future.

The question was called on the motion.

**CARRIED**

## **BYLAWS**

10. **Waterworks Regulation Bylaw No. 4490, 2006, Amendment Bylaw No. 4587, 2008** (File: 1610-20-4587)

MOVED by Smith, seconded by Soprovich:

THAT Waterworks Regulation Bylaw No. 4490, 2006, Amendment Bylaw No. 4587, 2008 be adopted.

**CARRIED**

**11. Sewer and Drainage Utility Fee Bylaw No. 4538, 2007, Amendment Bylaw No. 4588, 2008 (File: 1610-20-4588)**

MOVED by Lewis, seconded by Panz:

THAT Sewer and Drainage Utility Fee Bylaw No. 4538, 2007, Amendment Bylaw No. 4588, 2008 be adopted.

**CARRIED**

**CONSENT AGENDA ITEMS**

**12. Consent Agenda Items – Reports and Correspondence**

MOVED by Walker, seconded by Evison:

THAT the Consent Agenda items as follows be approved:

- Item 13 – Development Variance Permit Application No. 08-044 for 1350 Ottaburn Road (to set date for consideration)
- Item 14 – Development Applications Status List
- Item 15 – Correspondence List, with the exception of items (1) and (3).

**CARRIED**

**REPORTS FOR CONSENT AGENDA**

**13. Development Variance Permit Application No. 08-044 for 1350 Ottaburn Road (File: 1010-20-08-044)**

THAT the Municipal Clerk give notice that Development Variance Permit Application No. 08-044 for 1350 Ottaburn Road, which would provide for a subdivision creating two lots with a variance to the minimum site width requirement for proposed Lot 2 and a variation to the front yard requirement on proposed Lot 1, will be considered on Monday, January 12, 2009.

**14. Development Applications Status List (File: 1010-01)**

THAT the Development Applications Status List be received for information.

## CORRESPONDENCE LIST FOR CONSENT AGENDA

### 15. **Correspondence List** (File: 0120-24)

Discussion ensued relative to correspondence item (1) regarding Community Centre Completion. Council queried regarding updates for the Community Centre construction. K. Pike (Director of Parks and Community Services) informed that a report would be provided for the January 12, 2009 Council meeting and that the Community Centre was nearing completion.

Discussion ensued relative to item (3) regarding Funding Levels for Cypress Park and The Friends of Cypress Provincial Park Society November 2008 Newsletter. In response to a Council query relative to legacy funding and communication with the Vancouver Organizing Committee for the 2010 Olympic and Paralympic Games regarding trail names, G. McRadu (Chief Administrative Officer) informed that the matter would be discussed with the West Vancouver 2010 leadership team. Mayor Goldsmith Jones spoke relative to Provincial Park funding levels.

MOVED by Lewis, seconded by Walker:

THAT correspondence items (1) and (3) be received for information.

**CARRIED**

### Requests for Delegation

No items presented.

### Action Required

- (1) November 29, 2008, regarding Community Centre Completion Date  
Referred to Director of Parks and Community Services for consideration and response.

### No Action Required (receipt only)

- (2) Committee and Board Meeting Minutes
  - (a) North Shore Advisory Committee on Disability Issues, October 30, 2008
- (3) K. Steig, Friends of Cypress Provincial Park Society, December 5, 2008, regarding Funding Levels for Cypress Park and November 2008 Newsletter
- (4) D. McKee, BC Sustainable Energy Association, December 4, 2008, regarding the Climate Change Showdown Program
- (5) A. Van Eden, North Shore Family Court/Youth Justice Committee, December 4, 2008, regarding Membership Recommendations for 2009
- (6) D. Welch, Union of British Columbia Municipalities, November 26, 2008, regarding Completion of 2008 Community Health Promotion Fund Project
- (7) M. Pattenau, North Shore Advisory Committee on Disability Issues, November 26, 2008, regarding Proposed Provincial Adaptable Housing Standards

- (8) Hon. K. Krueger, Minister of Small Business and Revenue, November 19, 2008, regarding Mobile Business Licence Project
- (9) L. Reynolds, North Shore Crisis Services Society, November 20, 2008, regarding North Shore Crisis Services Society Annual Report
- (10) S. E. Dowey, City of North Vancouver, December 2, 2008, regarding Appointment to North Shore 2010 Leadership Committee
- (11) B. Dewar, 2010 Legacies Now and R. MacKenzie, Volunteer Canada, December 5, 2008, regarding Selection of West Vancouver as Celebration Community for Vancouver 2010 Olympic Torch Relay

Responses to Correspondence

- (12) B. Dozzi, Manager of Roads and Transportation, December 4, 2008, response regarding Pedestrian Crossing at 21<sup>st</sup> Street and Fulton Avenue

Responses to Questions in Question Period

No items presented.

**REPORTS FROM MAYOR AND COUNCILLORS**

**16. Oral Reports from Mayor and Councillors**

Mayor Goldsmith-Jones spoke relative to the funds raised by the Dundarave Festival of Lights and thanked event organizer M. Markwick.

MOVED by Evison, seconded by Smith:

THAT the oral report from Mayor Goldsmith-Jones be received for information.

**CARRIED**

**PUBLIC QUESTIONS AND COMMENTS**

**17. Public Questions and Comments**

Mayor Goldsmith-Jones wished everyone Happy Holidays on behalf of Council.

C. Reynolds (Editor WV Matters, 1497 Marine Drive) thanked Council for its efforts relative to the Heritage Achievements Awards Committee, and K. Pike (Director of Parks and Community Services) for his service.

**ADJOURNMENT**

**18. Adjournment of December 15, 2008 Meeting of Council**

MOVED by Smith, seconded by Soprovich:

THAT the December 15, 2008 Meeting of Council be adjourned. (7:59 pm)

**CARRIED**

Certified Correct:

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
MUNICIPAL CLERK