



COUNCIL AGENDA/INFORMATION		
<input type="checkbox"/> Closed	Date: _____	Item # _____
<input checked="" type="checkbox"/> Reg. Council	Date: <u>June 23, 09</u>	Item # <u>9</u>
<input type="checkbox"/> Supplemental	Date: _____	Item # _____

 Director	 CAO
--	---

9

DISTRICT OF WEST VANCOUVER
750 – 17TH STREET, WEST VANCOUVER, BC V7V 3T3

REPORT TO COUNCIL

Date: June 12, 2009

File: 1605-15

From: E.S. (Liz) Holitzki, Manager of Permits, Inspections and Bylaws

Subject: **Brenta Construction Inc. - Request for an Order of Non-Enforcement of Noise Control Bylaw - Removal of Construction Tower Crane from 2388 Marine Drive**

RECOMMENDED THAT:

1. Council approve the request from Brenta Construction Inc. for an Order of Non-Enforcement of Section 6.1.2 (a) (iii) of Noise Control Bylaw No. 4404, 2005 from 7:00 a.m. to 8:00 p.m. on Wednesday June 24, 2009 to allow for the removal of a construction tower crane from 2388 Marine Drive.

Purpose

The purpose of this report is to present a request to Council from Brenta Construction Inc. for an Order of Non-Enforcement of Section 6.1.2 (a) (iii) of Noise Control Bylaw No. 4404, 2005. (letter attached Appendix 1) This exemption to the "Construction Hours" section of the Bylaw is to allow for the removal of a construction tower crane from 2388 Marine Drive.

1.0 Background

1.1 Prior Resolutions

At the July 21, 2008 Council meeting a resolution was passed approving an Order of Non-Enforcement of the Noise Control Bylaw to Darwin Construction (Canada) Ltd. exempting them from the Bylaw to allow for the erection of the construction tower crane on this site which is being redeveloped into a three storey apartment building.

2.0 Analysis

2.1 Discussion

The construction works on the property at 2388 Marine Drive is nearing completion and the tower crane on site is no longer required and must be removed from the site. The process of moving the crane onto the site took approximately eleven (11) hours and it is

Date: June 12, 2009
From: E.S. (Liz) Holitzki, Manager Of Permits, Inspections
And Bylaws
Subject: **Brenta Construction Inc. - Request for an Order
of Non-Enforcement of Noise Control Bylaw -
Removal of Construction Tower Crane from 2388
Marine Drive**

Page 2

anticipated to take slightly longer to remove it. The permitted construction hours under the Bylaw are between 7:30 a.m. to 5:30 p.m. and Brenta Construction Inc. is requesting a start time of 7:00 a.m. and a completion time of no later than 8:00 p.m. to allow for any unforeseeable delays.

The Engineering department has approved the closure of two lanes of the 2300 block of Marine drive with the possibility of a third lane being intermittently closed if necessary during the process. The bus stop on the south side of Marine Drive immediately to the east of the construction site will be relocated further east for the day. A copy of the traffic control plan is attached for reference. (Appendix 2) A requirement of this approval was the written notification of all residents and businesses of the 2300 and 2400 blocks of Marine Drive. This has been completed and a copy of the distributed letter is attached to this report as a reference. (Appendix 3)

Alternatives to using Marine Drive were considered and investigated however there were no other feasible routes available.

Currently the Noise Control Bylaw restricts construction noise to between 0730 hours (7:30 a.m.) to 1730 hours (5:30 p.m.) Monday to Friday and 0800 hours (8:00 a.m.) to 1700 hours (5:00 p.m.) on Saturdays. No construction noise is permitted on Sundays or holidays. It is not practical or safe for construction works of this nature to be conducted in stages over several days and for public safety reasons it requires adjacent road closures. Therefore, staff recommend the Order of Non-Enforcement be approved as requested with the condition that every effort be made to mitigate the impact to the community. A representative from Brenta Construction Inc. will be in attendance at the Council meeting to answer any questions or concerns that may arise.

Other days for the closure were considered. Sunday was ruled out because construction noise is prohibited out-right on Sundays and the community is very sensitive to any type or commercial disturbances on these days. The Dundarave Farmers Market is held on Saturdays and the disruption the all day lane closures would create for this event would not be appropriate.

2.2 Financial Implications

In accordance with the Fees and Charges Bylaw the service fee for an Order of Non-Enforcement is \$150.00 for requests that are for periods of time less than two weeks. If this application is approved the applicant will be required to pay this service fee.

2.3 Consultation

The West Vancouver Police Department, Roads and Transportation, the Fire Department and Transit have all been consulted on the application for the lane closure.

Document # 361103v1

Date: June 12, 2009
From: E.S. (Liz) Holitzki, Manager Of Permits, Inspections
And Bylaws
Subject: **Brenta Construction Inc. - Request for an Order
of Non-Enforcement of Noise Control Bylaw -
Removal of Construction Tower Crane from 2388
Marine Drive**

Page 3

The residents of the 2300 and 2400 block of Marine Drive have been consulted on both the lane closure and the request for the Order of Non-Enforcement of the Noise Control Bylaw for June 24, 2009.

3.0 Options

- 3.1 To approve the request for an Order of Non-Enforcement of the Noise Control Bylaw to remove a tower crane at 2388 Marine Drive for June 24, 2009.
- 3.2 To not approve the request for an Order of Non-Enforcement of the Noise Control Bylaw to remove a tower crane at 2388 marine Drive for June 24, 2009

Author: _____

Concurrence
(optional) _____

Appendices:

- 1. Request Letter from Brenta Construction Inc. dated June 1, 2009
- 2. Traffic Control Plan
- 3. Resident Notification letter from Brenta Construction Inc. dated June 12, 2009

This page intentionally left blank



This page intentionally left blank



APPENDIX 1



Brenta Construction Inc.
2810 Norland Ave
Burnaby, BC V5B 3A6
(ph) 604-430-5887, (fax) 604-430-5881

West Vancouver
Bylaw & Licensing Services
E.S. (Liz) Holitzki
750-17th Street,
West Vancouver, BC V7V 3T3

From: James Jacobson
Safety Manager

June 1, 2009

Ms Holitzki,

Good Day. We are currently planning to remove a construction tower crane at our worksite at 2388 Marine Drive in your city. This is tentatively scheduled for Wednesday , June 24 2009

For reasons of public safety and practicality we would like to close both Eastbound lanes and one of the westbound lanes of Marine Drive opposite our worksite. This is in order to safely position the 250 ton Mobile crane that will be taking down the tower crane on site. As a result traffic on Marine Drive will be reduced that day to single lane alternating traffic using the remaining curbside, Westbound lane.

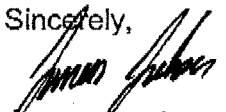
I have attached a draft traffic control plan for your review. We will in addition require temporary no parking signage on the N side of Marine Drive opposite our worksite for the 21st.

Also we would require the bus stop on the Southside of Marine Drive immediately to the east of our jobsite to be relocated or deactivated for that day.

Please contact me as soon as practical if you require any additional information or have any concerns.

Thank-you for your cooperation in this matter.

Sincerely,



James Jacobson

This page intentionally left blank



This page intentionally left blank





Lane Closure Request / Work Notification

Date: Thurs May 28, 2009

From: Breco Construction Inc.
(Company Name)
James Jacobson
(Contact Person)

Phone: (604) 430-5887 604 2186024

Fax: (604) 430-5881

THIS FORM MUST BE SUBMITTED FIVE WORKING DAYS PRIOR TO INTENDED CLOSURE DATE.

I request your approval to close the following lane(s) (check more than one if required):

<input type="checkbox"/> northbound	<input type="checkbox"/> southbound	<input checked="" type="checkbox"/> eastbound	<input checked="" type="checkbox"/> westbound
<input type="checkbox"/> travelled lane	<input type="checkbox"/> travelled lane	<input checked="" type="checkbox"/> fast lane	<input checked="" type="checkbox"/> fast lane
<input type="checkbox"/> parking lane	<input type="checkbox"/> parking lane	<input checked="" type="checkbox"/> slow lane	<input checked="" type="checkbox"/> slow lane
		<input checked="" type="checkbox"/> parking lane	<input type="checkbox"/> parking lane

on Marine Drive between/at 24th Ave and approx 100 m east
(Highway Name) (Landmark) (Landmark)

from 7:00 (a.m./p.m.) to 8:00 (a.m./p.m.) on June 24, 2009 to _____, 20____ for the purpose of constructing the following works: Remove of tower crane at construction site 2388 Marine Drive

In the above noted direction, the highway is [1 2] lane(s) wide and [0 1 2] traffic lane(s) will be kept open.

PLEASE INDICATE TRAFFIC CONTROL TO BE USED (A, B OR C):

- A) Traffic Control Diagram Figure no. _____ of the Traffic Control Manual for Work on Roadways
- B) Attach a sketch to scale indicating signage, taper lengths, direction of traffic, work area and north arrow
- C) As indicated on project Traffic Management Plan

REPLY:

Your request is denied.

Your request is approved as submitted.

Your request is approved with the following changes:
West bound open.

This approval is granted subject to traffic queues being monitored continuously by the District or Project Representative while the lane closure or traffic diversion is underway. Delays are not to exceed _____ minutes over the normal travel time. Should this threshold be met, work shall cease and this approval shall be adjusted and re-approved.

1. It is the responsibility of the applicant to enforce traffic control measures and erect the appropriate signs and control devices in accordance with the Provincial "Traffic Control Manual for Work on Roadways".
2. The District of West Vancouver Roads and Transportation Department will notify Police, Fire, Ambulance and Bylaw Enforcement of this closure.
3. The use of this area for any purpose must adhere to the District of West Vancouver Parking and Traffic Bylaw 4370, 2004, and Noise Control Bylaw No. 4404, 2005.
4. Any damage to Municipal property must be repaired to as good or better condition than at the commencement of the project.
5. Highway must be kept clean and clear of debris.
6. The area must be kept clear and safe for pedestrian use at all times.
7. Affected residents must be notified of any full closures a minimum of five days in advance of the closure.
8. A copy of this permit must be kept on site at all times.

Date: May 29, 2009

M. H. B. 70
Roads and Transportation Doc #236690

This page intentionally left blank



This page intentionally left blank



FAXED
June 10, 2009

11:51 AM



The Brenta Group
2810 Norland Ave
Burnaby, BC
V5B 3A6

Tel: 604-430-5887, Fax: 604-430-5881

To: Mercedes Suarez	Company: Dist of W. Van
Tel: 604-925-7155	Fax: 604-925-5988
Subject: Rev'd lane closure Merine Dr	Date: Weds June 10, 2009
Pages: Two inc'l cover	From: J.M. Jacobson

Message:

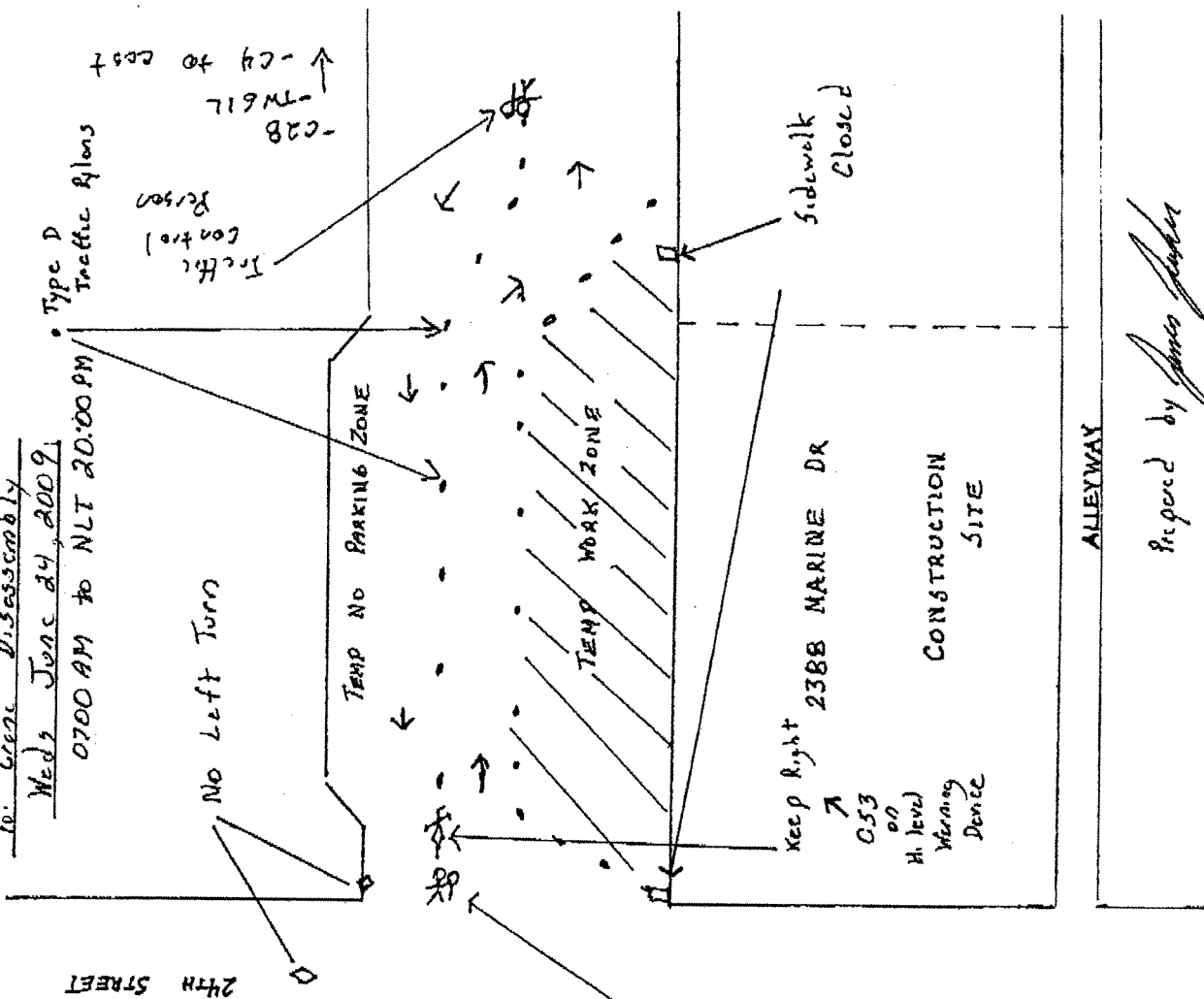
Good Morning

Revised Traffic Control
Plan for closure of
Eastbound lanes opposite
2388 Merine Dr for Crane
Disassembly.

I will fwd draft
of letter to residents of
area to Liz Holitzki
shortly

Proposed Traffic Plan

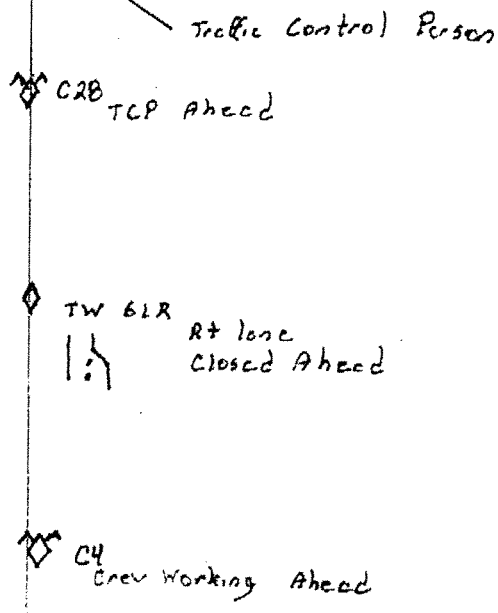
to: Crew Disassembly
Wed's June 24, 2009
 0700 AM to NLT 20:00 PM



(N)

- i) TCP's will not normally stop traffic, but will ensure orderly flow
- ii) Signs will be posted on Marine Dr by June 28 AM warning of possible traffic delays.

MARINE DRIVE
 iii) Spacing of Signs per BC Traffic Manual 1999 ED



Prepared by *[Signature]*

APPENDIX 3



Brenta Construction Inc.
2810 Norland Ave
Burnaby, BC V5B 3A6
(ph) 604-430-5887, (fax) 604-430-5881

June 12, 2009

To the Residents of the 2300 & 2400 blocks of Marine Drive in West Vancouver:

Brenta Construction wishes to remove a tower crane on our Construction site at 2388 Marine Drive (SE Corner of Marine Drive and 24th Avenue).

For reasons of public safety and practicality it will be necessary to close both eastbound lanes of Marine Drive for one day during the disassembly of the crane. This is so a large wheeled mobile crane may be set up temporarily on Marine Drive to remove the tower crane onsite. Traffic will therefore be reduced to one lane westbound and one lane eastbound using the remaining lanes on the north side.

Brenta Construction has submitted a request to West Vancouver City to consider the lane closure on June ~~15th~~^{22nd}. With city councils approval we are tentatively scheduling the lane closure for Wednesday June 24th between 7:00AM and no later than 8:00PM.

Questions or concerns may be forwarded to Brenta Construction at the phone number above. We regret any inconvenience this may cause the public.

Sincerely,

Management
Brenta Construction Inc.

This page intentionally left blank



This page intentionally left blank

