



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, OCTOBER 20, 2003**
AT 6:00 P.M.**

FULL VIDEO

PRESENT:

COUNCIL MEMBERS

Mayor B.A. Sharp
Councillor R.C. Clark
Councillor R.J. Fearnley
Councillor R.N. Heywood
Councillor C.R. Keating
Councillor D.R. Mussatto
Councillor B.W. Perrault

STAFF MEMBERS

A.K. Tollstam, City Manager
B.A. Hawkshaw, City Clerk
J.M. Rowe, Assistant City Clerk
T. Christie, Director of Finance
L. Orr, Social Planner
S. Ono, City Engineer
R.H. White, City Planner
F. Caouette, Manager – Special Projects
C. Perry, Development Technician
K. Russell, Development Planner
I. Gordon, Deputy Director of Finance
B. Themens, General Accountant
G. Penway, Assistant City Planner

The meeting was called to order at 6:02 p.m.

1. ADOPTION OF MINUTES

VIDEO CLIP 1

Moved by Councillor Heywood, seconded by Councillor Keating

THAT the Minutes of the Regular Council Meeting of October 6, 2003 be adopted as circulated.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

CONSENT AGENDA {Items 3 *(a), 3 *(b), 4 *(a), 4 *(b), 4 *(c), 5 *(a), *6(a)(i),
6 *(a)(ii), 6 *(a)(iii), 6 *(a)(iv), 6 *(b)(xi) and 6 *(d)(i)}

VIDEO CLIP 2

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the resolutions listed within the “Consent Agenda” of October 20, 2003, with the exception of item 6 *(a)(i) be approved, as follows:

continued...

3. CORRESPONDENCE

***(a) Mr. Ken Vance, Union of British Columbia Municipalities,
October 6, 2003**

Re: "Provincial Meeting of Local Governments on Crime
Prevention and Community Safety", November 20-21, 2003,
Justice Institute of British Columbia, New Westminster, B.C.
- File: 1840-03-01

PURSUANT to the correspondence received from Mr. Ken Vance, Union
of British Columbia Municipalities, dated October 6, 2003:

THAT Council members be authorized to attend the Provincial Meeting of
Local Governments on Crime Prevention and Community Safety,
November 20-21, 2003 at the Justice Institute of British Columbia, New
Westminster, B.C.;

AND THAT the costs be paid in accordance with City Policy;

AND THAT the funds be provided from the 2003 Legislative Conventions
and Delegations Account.

(CARRIED UNANIMOUSLY)

***(b) Mr. Ward McAllister, President, Urban Development Institute,
Vancouver, BC, October 14, 2003**

Re: "Growing Smarter: The Sustainability Challenge"
Conference, October 23 and 24, 2003, Vancouver, B.C. -
File: 1040-03-U4

PURSUANT to the correspondence received from Mr. Ward McAllister,
President, Urban Development Institute, dated October 13, 2003:

THAT Council members be authorized to attend the "Growing Smarter:
The Sustainability Challenge" Conference, October 23 and 24, 2003,
Vancouver, B.C.;

AND THAT the costs be paid in accordance with City Policy;

AND THAT the funds be provided from the 2003 Legislative Conventions
and Delegations Account.

(CARRIED UNANIMOUSLY)

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

***(a) A Cut Above Tree Service - File: 3045-03**

Report: Property Use Inspector, Community Development,
October 8, 2003

PURSUANT to the report of the Property Use Inspector dated October 8, 2003, entitled "A Cut Above Tree Service":

WHEREAS a Cut Above Tree Service is operating a business at 813 East 6th Street, in contravention of the City of North Vancouver, Business License and Zoning Bylaws;

THAT the business license issued to A Cut Above Tree Service is hereby cancelled and the business is ordered to cease and desist all business activity from within the municipality, including inter municipal business activity conducted from 813 East 6th Street;

AND THAT should the business continue to operate, that staff be authorized to seek the appropriate relief, including an injunction by way of the Supreme Court of British Columbia, thus requiring the unapproved business activity, and associated unapproved parking of oversize and overweight vehicles, to cease.

(CARRIED UNANIMOUSLY)

***(b) Business License Fee Increase - File: 1660-03-05**

Report: Planner, Community Development Department,
September 25, 2003

PURSUANT to the report of the Planner, Community Development, dated September 25, 2003, entitled "Business License Fee Increase":

THAT "Business License Bylaw, 1973, No. 4513, Amendment Bylaw, 2003, No. 7542" (Business License Fees), be considered.

(CARRIED UNANIMOUSLY)

4. ***(c) Rezoning Application: 351 West 19th Street, CD-463 (The Cascadia Society) - File: 3400-05 19W 351**

Report: Development Planner, Community Development,
October 15, 2003.

PURSUANT to the report of the Development Planner dated October 15, 2003, entitled "Rezoning Application: 351 West 19th Street, CD-463 (The Cascadian Society)":

THAT "Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2003, No. 7560" (The Cascadia Society for Social Working, 351 West 19th Street, CD-463), be considered;

AND THAT the Public Hearing be waived;

AND THAT the rezoning application fee be waived.

(CARRIED UNANIMOUSLY)

5. **MOTIONS AND NOTICES OF MOTION**

***(a) Development Variance Permit Application - to Retain Existing Driveway Intersecting the Street, 408 East 14th Street (Peter Lister & Lisa Ryan) - File: 3358-03 14E 408 DVP No. 178**

THAT Development Variance Permit No. 178 be issued to Peter Lister and Lisa Ryan in accordance with Section 922 of the Local Government Act;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 178.

(CARRIED UNANIMOUSLY)

6. **BYLAWS**

***(a) Reconsideration and Final Adoption**

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7540" (Millennium North Shore Homes, Lawrence Doyle Architects, Site 2, 170 West 1st Street, CD-437 Text Amendment).

continued...

6. *(a) Reconsideration and Final Adoption *continued*

- (iii) "Public Art Reserve Fund Expenditure Bylaw, 2003, No. 7543" (2003 Capital Works Program).
- (iv) "Taxation Exemption Bylaw, 2003, No. 7547".

THAT Bylaws Nos. 7540, 7543 and 7547 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 7540, 7543 and 7547 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

(CARRIED UNANIMOUSLY)

***(b) Introduction and First Three Readings**

- (xi) "Business License Bylaw, 1973, No. 4513, Amendment Bylaw, 2003, No. 7542" (Business License Fees).

THAT Bylaw No. 7542 be introduced and read a first time in short form, copy of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7542 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7542 be read a third time in short form and passed subject to reconsideration.

(CARRIED UNANIMOUSLY)

***(d) Introduction And First Reading Only**

- (i) "Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2003, No. 7560" (The Cascadia Society for Social Working, 351 West 19th Street, CD-463),

THAT Bylaw No. 7560 be read a first time in short form, copy of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

END OF CONSENT AGENDA ITEMS

PRESENTATION

VIDEO CLIP 3

Re: Freedom of the City - JOHN B. BRAITHWAITE – File: 1075-01

Freedom of the City of North Vancouver was bestowed on John B. Braithwaite to honour his distinguished service to the citizens of the City of North Vancouver.

Moved by Councillor Fearnley, seconded by Councillor Heywood

THAT the meeting recess to the Freedom of the City Reception scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 6:15 p.m. and reconvened at 6:54 p.m. with the same personnel present.

MAYOR'S REPORT - File: 1085-01

VIDEO CLIP 4

Re: Council Procedures

In a statement relating to Council procedure, the Mayor indicated her intention to ensure that Council protocol and the Procedure Bylaw are adhered to, specifically that discussion is focused on issues and not people, and that inquiries are directed to and answered by the appropriate parties under the Procedure Bylaw. She stated her expectation that in the event that she did not detect infractions of Council protocol, Council members who observed such infractions would bring them to Council's attention via a point of order or another appropriate procedure.

COUNCIL REPORT OF COMMITTEE WORK - File: 1085-01

VIDEO CLIP 5

Councillor Perrault

- Attended the Cheerios Walk held in West Vancouver and the people who were involved in it were Mother's and Daughter's to raise awareness for Heart & Stroke problems. The winner for the "Best Cookie" was The Artisan Bake Shoppe, which is located in the City of North Vancouver.
- Attended the Arts Council Conference hosted by the North Vancouver Arts Council at the Cityscape Gallery, which was attended by over 100 participants from all over the Province of British Columbia.
- Attended North Vancouver Recreation Commission dealing with issues such as curling.
- Attended the Heritage Advisory Commission meeting

Councillor Mussatto

- In addition to my Council duties I attended a fundraiser for the Presentation House Photo & Media Arts Gallery, held in Vancouver. A selection of 10 limited edition prints, ranging in price from \$350 to \$8,000 made this a very successful fundraiser and I want to thank all the volunteers in that group.

Councillor Heywood

- Attended the Advisory Planning Commission and looked at the broader issues regarding the Community Plan.
- Attended the North Shore Family Court & Youth Justice Committee and there is a bit of concern with the organization of the Committee and there is a new mandate, under Youth Justice Act, where they are looking for the Family Court Committee to take responsibilities under the Youth Justice Act, which is very operation in nature.
- Attended the Joint Police Liaison Committee and advised that a new set of criteria is under development for the establishment of a Police Management Committee, which will be considered by both the District and City Councils.

Councillor Fearnley

- In addition to the normal duties of Council and as Deputy Mayor for the months of October and November, and attended the Chinese Consulate for a celebration of their National Day.
- Attended Simon Fraser University to lay, on behalf of the City, a garland on bust of Gandhi commemorating his birthday.
- Advised that he is a member of the Executive of the Union of BC Municipalities and the Vice-chair of Justice and Professional Services Committee

6. BYLAWS continued

VIDEO CLIP 6

(a) Reconsideration and Final Adoption

Councillor Mussatto left the meeting declaring a perceived pecuniary interest with regards to item 6.(a)(i) on the agenda as his property is located south of the property at 265 East 10th Street.

Moved by Councillor Keating, seconded by Councillor Clark that

- (i) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7533” (Merlin Wick/Noort Developments, 265 East 10th Street, CD-457).

be reconsidered.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Keating, seconded by Councillor Clark

THAT Bylaw No. 7533 be finally adopted.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

Councillor Mussatto returned to the meeting.

2. DELEGATIONS

Nil

3. CORRESPONDENCE - Continued

VIDEO CLIP 7

- (c) **J. Marvin Hunt, Chair, Board of Directors, Greater Vancouver Regional District, September 30, 2003**

Re: Environment Canada’s Proposed Notice regarding Preparation of Pollution Prevention Plans for Ammonia Dissolved in Water, Inorganic Chloramines and Chlorinated Wastewater Effluents - File: 1180-04-01

Moved by Councillor Keating, seconded by Councillor Perrault

PURSUANT to the correspondence received from J. Marvin Hunt, Chair, Board of Directors, Greater Vancouver Regional District, dated September 30, 2003 regarding “Environment Canada’s Proposed Notice regarding Preparation of Pollution Prevention Plans for Ammonia Dissolved in Water, Inorganic Chloramines and Chlorinated Wastewater Effluents”:

continued..

3. (c) **J. Marvin Hunt, Chair, Board of Directors, Greater Vancouver Regional District, September 30, 2003 *continued***

Re: Environment Canada's Proposed Notice regarding Preparation of Pollution Prevention Plans for Ammonia Dissolved in Water, Inorganic Chloramines and Chlorinated Wastewater Effluents - File: 1180-04-01

THAT the City of North Vancouver send letters to the Honourable Joyce Murray, Minister of Water, Land and Air Protection and the Honourable David Anderson, Minister of Environment to assist in making the Ministers aware of the local government concerns with regards to:

- 1) The desire for a "one-window" approach for Canadian municipalities; and
- 2) The consideration of the site specific nature of ammonia dissolved in water.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

VIDEO CLIP 8

(d) **Duncan Davies, President & CEO, International Forest Products, Paul McElligott, President & CEO, TimberWest Forest Corporation and Craig Neeser, Vice President, British Columbia, Weyerhaeuser Company Ltd., September 29, 2003**

Re: "Embracing the Vision: Rebuilding BC's Coastal Forest Industry" - File: 3520-01

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the correspondence received from Duncan Davies, President & CEO, International Forest Products, Paul McElligott, President & CEO, TimberWest Forest Corporation and Craig Neeser, Vice President, British Columbia, Weyerhaeuser Company Ltd., dated September 29, 2003, regarding "Embracing the Vision: Rebuilding BC's Coastal Forest Industry" be received and filed.

CARRIED UNANIMOUSLY

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF - Continued

VIDEO CLIP 9

(d) Lower Mainland Municipal Association - File: 1040-03-L5-01

Report: Councillor Robert (Bob) Heywood, September 18, 2003

Moved by Councillor Heywood seconded by Mayor Sharp

THAT the City of North Vancouver continue to be a member of the Lower Mainland Municipal Association;

AND THAT once the Lower Mainland Municipal Association Strategic Plans are revealed, that **City** Council re-examine its membership with the Lower Mainland Municipal Association.

CARRIED

Moved by Councillor Heywood, seconded by Councillor Perrault

THAT the meeting recess to the Public Hearing scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:39 p.m. and reconvened at 8:09 p.m. with the same personnel present.

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting recess to the Finance Committee meeting scheduled for the evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:09 p.m. and reconvened at 8:10 p.m. with the same personnel present.

6. BYLAWS *continued*

VIDEO CLIP 10

(c) Third Reading Only

Moved by Councillor Clark, seconded by Councillor Keating that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7438" (The Corporation of the City of North Vancouver - Lands Division, Site 1, 161 - 179 West 2nd Street, CD-436), as amended.

be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

6. (c) Second and Third Readings *continued*

VIDEO CLIP 11

Moved by Councillor Clark, seconded by Councillor Keating that

- (ii) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7523” (The Corporation of the City of North Vancouver, 333 Chesterfield Avenue, Central School/Anne MacDonald House, CD-456).

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT Bylaw No. 7523 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting recess to the Recessed Public Hearing scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:10 p.m. and reconvened at 8:20 p.m. with the same personnel present.

6. BYLAWS - Continued

VIDEO CLIP 12

(c) Second and Third Readings – Continued

Moved by Councillor Clark, seconded by Councillor Heywood that

- (iii) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7536” (A2M Development Corporation/Vernacular Design, 338 West Keith Road, CD-460).

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Heywood

THAT Bylaw No. 7536 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Heywood

THAT the meeting recess to the Recessed Public Hearing.

CARRIED UNANIMOUSLY

The meeting recessed at 8:21 p.m. and reconvened at 9:11 p.m. with the same personnel present.

6. BYLAWS - Continued

VIDEO CLIP 13

(c) Second Reading – Continued

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (iv) “Zoning Bylaw, 1995 No. 6700, Amendment Bylaw, 2003, No. 7538” (Harbourview Projects Corporation/Charles Moorhead Architects, 257-259 & 263-265 West 5th Street, CD-461).

be read a second time in short form.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating

Voting against: Councillor Fearnley
Councillor Perrault
Councillor Heywood
Councillor Clark
Mayor Sharp

The motion was **DEFEATED** by a vote of five to two.

Moved by Councillor Heywood, seconded by Councillor Clark

THAT staff be requested to revisit the rezoning application taking into consideration the comments and concerns voiced by the public and Council at the Public Hearing this evening, including the decision on duplexes and triplexes.

CARRIED UNANIMOUSLY

Moved by Councillor Heywood, seconded by Councillor Mussatto

THAT the meeting recess to the Recessed Finance Committee meeting.

CARRIED UNANIMOUSLY

The meeting recessed at 9:35 p.m. and reconvened at 10:20 p.m. with the same personnel present.

Moved by Councillor Clark, seconded by Councillor Mussatto

THAT the requirements of the Procedure Bylaw to terminate the meeting at 10:30 P.M., be waived, and the meeting continue to 11:00 P.M., if necessary.

CARRIED UNANIMOUSLY

6. BYLAWS - Continued

VIDEO CLIP 14

(b) Introduction and First Three Readings *continued*

Moved by Councillor Clark, seconded by Councillor Keating that

- (i) "Tax Sale Lands Reserve Fund Expenditure Bylaw, 2003, No. 7550" (2004 Early Approvals Capital Program - Lonsdale Energy Corporation).
- (ii) "Tax Sale Lands Reserve Fund Expenditure Bylaw, 2003, No. 7551" (2004 Early Approvals Capital Program).
- (iii) "Community Enhancement Reserve Fund Expenditure Bylaw, 2003, No. 7552" (2004 Early Approvals Capital Program - Buildings).
- (iv) "Infrastructure Reserve Fund Expenditure Bylaw, 2003, No. 7553" (2004 Early Approvals Capital Program).
- (v) "General Building Reserve Fund Expenditure Bylaw, 2003, No. 7554" (2004 Early Approvals Capital Program).
- (vi) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2003, No. 7555" (Computers - 2004 Early Approvals Capital Program).
- (vii) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2003, No. 7556" (General Equipment - 2004 Early Approvals Capital Program).

continued...

6. (b) Introduction and First Three Readings *continued*

- (viii) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2003, No. 7557" (Engineering Equipment - 2004 Early Approvals Capital Program).
- (ix) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2003, No. 7558" (Fire Equipment - 2004 Early Approvals Capital Program).
- (x) "Financial Plan for the Years 2003 to 2012 Bylaw No. 7496, Amendment Bylaw, 2003, No. 7559" (Revised Financial Plan for the Years 2003-2012).

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT the said Bylaw Nos. 7550, 7551, 7552, 7553, 7554, 7555, 7556, 7557, 7558 and 7559 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT the said Bylaw Nos. 7550, 7551, 7552, 7553, 7554, 7555, 7556, 7557, 7558 and 7559 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF *continued*

VIDEO CLIP 15

**(e) Lower Lonsdale Community Centre Governance Committee
Terms of Reference - File: 4415-04-L3-02**

Report: Social Planner, Community Development,
September 25, 2003

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Social Planner dated September 25, 2003, entitled "Lower Lonsdale Community Centre Governance Committee Terms of Reference":

THAT the Terms of Reference of the Governance Committee for the Lower Lonsdale Community Centre as attached to the September 25, 2003 report, be endorsed.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

CITY CLERK'S RECOMMENDATION:

Moved by Councillor Keating, seconded by Councillor Clark

THAT the Council recess to the Committee of the Whole In-Camera, to consider the items as listed under section 9 of the Council Agenda, for the following reasons respectively for each item:

- 9(a) Section 242.2 (1)(e)
- 9(b) Section 242.2 (1)(a)
- 9(c) Section 242.2 (1)(a)
- 9(d) Section 242.2 (1)(a)
- 9(e) Section 242.2 (1)(e)

CARRIED UNANIMOUSLY

The meeting recessed at 10:22 p.m. and reconvened at 11:18 p.m. with the same personnel present.

A motion to continue past 11:00 p.m. was carried unanimously In Camera this evening.

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Councillor Mussatto, seconded by Councillor Perrault, that the following recommendations of the Committee of the Whole in camera be ratified:

(b) Appointments to the Lower Lonsdale Community Centre Governance Committee – File: 1090-03-02

Report: City Clerk, October 14, 2003

PURSUANT to the report of the City Clerk, dated October 14, 2003, entitled “Appointments to the Lower Lonsdale Community Centre Governance Committee”:

THAT Commissioner Wayne Hunter be appointed for a one-year term to conclude January 31, 2005 as the representative from the North Vancouver Recreation Commission;

AND THAT Mr. John Cruickshank be appointed for a one-year term to conclude January 31, 2005 as the representative from North Shore Neighbourhood House Board;

AND THAT Carol McQuarrie be appointed for a one-year term to conclude January 31, 2005 as a City representative;

AND THAT Karen Kraushaar and Mirjani Cairns be appointed for a two-year term to conclude January 31, 2006 as City representatives.

(CARRIED UNANIMOUSLY)

(c) Appointment to the Advisory Design Panel – File: 1085-03-A1-01

Report: City Clerk, October 14, 2003

PURSUANT to the report of the City Clerk, dated October 14, 2003, entitled “Appointment to the Advisory Design Panel”:

THAT Mr. Bryan Tunke be appointed for a partial term as the Business Representative to conclude on January 31, 2005 to replace Ms. Debbie Tardiff who will not be completing the appointed term of January 31, 2003 to January 31, 2005.

(CARRIED UNANIMOUSLY)

9.1 (d) **Appointment to the Social Planning Advisory Committee**
File: 1085-03-S11-01

Report: City Clerk, October 14, 2003

PURSUANT to the report of the City Clerk, dated October 14, 2003, entitled "Appointment to the Social Planning Advisory Committee":

THAT Mina Sadat Vafaei be appointed for a partial term to conclude on January 31, 2004 to replace David Morris who has relocated to Toronto and will not be completing the appointed term of January 31, 2002 to January 31, 2004.

(CARRIED UNANIMOUSLY)

(e) **Media Arts Gallery – Capital Request – File: 3400-05 78**
Lonsdale/3345-08 LON 78-90

Report: City Planner, Community Development
October 14, 2003

PURSUANT to the report of the City Planner, dated October 14, 2003, entitled "Media Arts Gallery – Capital Request":

THAT the Community Development Department be authorized to commence negotiations with Aberdeen Block Development Ltd. to purchase a portion of the Aberdeen Block for the relocation of The Media Arts Gallery at Presentation House and with the Media Arts Gallery for the lease and operation of these premises.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION - Continued**

(b) **Port Lands Study – File: 1155-06-V1-01**

Submitted by Councillor R.J. Fearnley

Moved by Councillor Fearnley, seconded by Councillor Clark

WHEREAS the City of North Vancouver has recently received word that the Provincial government may limit our ability to tax port lands and that the proposed compensation for this imposition is somewhat uncertain over the long term;

AND WHEREAS use of our waterfront lands for ports purposes may not be the highest and best uses for these lands and interferes with the enjoyment of the waterfront by our citizens;

continued...

5. (b) **Port Lands Study – File: 1155-06-V1-01 *continued***

AND WHEREAS heavy industrial port uses are a source of loud noises and pollution, which negatively impacts some City neighbourhoods;

THEREFORE BE IT RESOLVED THAT the City of North Vancouver initiates a study process to ascertain the best uses of the port lands leading to a report on those best uses;

AND THAT this report shall include, but not be limited to, information on the financial impacts, the social ramifications, and the best ways to implement changes if any are recommended.

A recorded vote was taken on the motion.

Voting in favour: Councillor Perrault
Councillor Clark
Councillor Fearnley

Voting against: Councillor Mussatto
Councillor Keating
Councillor Heywood
Mayor Sharp

The motion was **DEFEATED** by a vote of four to three.

Moved by Councillor Heywood, seconded by Councillor Clark

THAT staff be requested to review the Ports issue and report back with the scope and Terms of Reference of a possible study.

CARRIED UNANIMOUSLY

7. **COUNCIL INQUIRIES (Questions of Council Members)**

(a) **Fencing around Boulevard Park – File: 4305-03-B2**

Inquiry by Councillor Perrault

Councillor Perrault asked Councillor Mussatto if he knew anything about the fencing that had gone up around Boulevard Park.

Councillor Mussatto advised that he did not know but would find out and report back.

Mayor Sharp advised that the neighbourhood is being informed and perhaps the City Engineer could provide some information.

10. ADJOURNMENT

Moved by Councillor Heywood, seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:33 p.m.