

COUNCIL MEETING FOLLOWING
PLANNING AND ENVIRONMENT MEETING

APRIL 28, 2005

DECISIONS

For information, please contact Laura Kazakoff, Meeting Coordinator,
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At its meeting immediately following the Standing Committee on Planning and Environment meeting on April 28, 2005, Vancouver City Council approved the following.

1. Significant New Rezoning Application - 6650 Arbutus Street (St. Vincent's Arbutus site)

For information only.

2. 451 East 54th Avenue - Warning to Prospective Purchasers

- A. THAT the City Clerk be directed to file a 336D Notice against the title to the property at 451 East 54th Avenue (Lot 34, Block 3, District Lot 654, Plan 1696) in order to warn prospective purchasers that there are contraventions of the Zoning and Development and Vancouver Building By-laws related to this building.
- B. THAT the Director of Legal Services is hereby authorized, in her discretion, to commence a legal action or proceeding in relation to the premises located at 451 East 54th Avenue (Lot 34, Block 3, District Lot 654, Plan 1696) and may, in her discretion, seek injunctive relief in that action or proceeding, in order to bring this building into compliance with City By-laws.

3. 7811-7815 Fraser Street - Warning to Prospective Purchasers

- A. THAT the City Clerk be directed to file a 336D Notice against the title to the property at 7811-7815 Fraser Street (Lot A of 4 & 5, Block 8 to 11, District Lot 326A, Plan 2212) in order to warn prospective purchasers that there are contraventions of the Zoning and Development and Vancouver Building By-laws related to this building.
- B. THAT the Director of Legal Services is hereby authorized, in her discretion, to commence a legal action or proceeding in relation to the premises located at 7811-7815 Fraser Street (Lot A of 4 & 5, Block 8 to 11, District Lot 326A, Plan 2212) and may, in her discretion, seek injunctive relief in that action or proceeding, in order to bring this building into compliance with City By-laws.

4. 7468 Inverness Street - Warning to Prospective Purchasers

- A. THAT the City Clerk be directed to file a 336D Notice against the title to the property at 7468 Inverness Street (Lot 27, Block 24, District Lot 200, Plan 2591, LD 36) in order to warn prospective purchasers that there are contraventions of the Zoning and Development and Vancouver Building By-laws related to this building.
- B. THAT the Director of Legal Services is hereby authorized, in her discretion, to commence a legal action or proceeding in relation to the premises located at 7468 Inverness Street (Lot 27, Block 24, District Lot 200, Plan 2591, LD 36) and may, in her discretion, seek injunctive relief in that action or proceeding, in order to bring this building into compliance with City By-laws.

5. 4704 Fleming Street - Warning to Prospective Purchasers

THAT the City Clerk be directed to file a 336D Notice against the title to the property at 4704 Fleming Street, Lot 1, Block 3, District Lot 705, Plan 2318, PID 006-407-374 in order to warn prospective purchasers that this building has been used as an illegal marijuana grow operation on two occasions and there are contraventions of the Vancouver Building and Electrical By-laws related to this unapproved use.

6. Nuisance and Dangerous Building at 1966 Prestwick Drive

- A. THAT Council declare that the building at 1966 Prestwick Drive, Lot 6, Block 13 Fraserview Plan 8393, PID 010-110-712 is a nuisance and dangerous to public safety pursuant to Section 324A of the Vancouver Charter.
- B. THAT Council approve the Resolution attached to the Administrative Report dated April 8, 2005, entitled "Nuisance and Dangerous Building at 1966 Prestwick Drive" and order the property owners to pull down and demolish the building and to provide a chain-link fence around the perimeter of the property within 30 days of a copy of the Resolution being served pursuant to Section 324A of the Vancouver Charter.
- C. THAT in the event that the owners fail to comply with this order of Council, Council further orders and hereby authorizes the City Building Inspector, in his discretion, to carry out the work outlined in B above pursuant to Section 324A(2) of the Vancouver Charter.
- D. THAT in the event of the failure of the owners to allow the City Building Inspector and/or his designate access to the site to carry out the work as outlined in B above, the Director of Legal Services is hereby authorized, in her discretion, to commence a legal action or proceeding in relation to the building located at 1966 Prestwick Drive, and may, in her discretion, seek injunctive

relief in that action or proceeding in order to bring the building and site into compliance with the City By-laws and Council's resolution.

- E. THAT the City Clerk be directed to file a 336D Notice against the Certificate of Title to the property at 1966 Prestwick Drive, in order to warn prospective purchasers that there are violations of the Vancouver Building, Standards of Maintenance and Untidy Premises By-laws related to this property and that there is an order of Council against the property.

7. Specific Rezoning and Development Application Fee Increases to Achieve Recovery of Costs

- A. THAT Council approve increases to specific rezoning and development application fees (reflected in column 2 in the fee schedules - Appendix A of the Administrative Report dated April 12, 2005, entitled "Specific Rezoning and Development Application Fee Increases to Achieve Recovery of Costs"), and to add new fee categories to increase recovery of real corporate City costs incurred in providing these services.
- B. THAT the Director of Legal Services bring forward for enactment the necessary by-law amendment to the Zoning and Development Fee By-law No. 5585, generally in accordance with Appendix A of the Administrative Report dated April 12, 2005, entitled "Specific Rezoning and Development Application Fee Increases to Achieve Recovery of Costs".
- C. THAT the Director of Development Services advise the development and building industry of these changes.

8. Carrall Street Greenway Concept Design

- A. THAT Council confirm the following objectives for the Carrall Street Greenway Project, in addition to the general greenway principles:
 - i. A greenway that connects Gastown, the Downtown Eastside and Chinatown and builds on the unique heritage character of these three neighbourhoods;
 - ii. A greenway that completes the downtown recreational seawall loop by linking False Creek to Burrard Inlet; and
 - iii. A greenway that encourages active ground floor uses and facilitates economic revitalization and community development.
- B. THAT Council approve the concept design for the Carrall Street Greenway as described in the Policy Report dated April 12, 2005, entitled "Carrall Street Greenway Concept Design" to enhance Carrall Street, and instruct staff to:

- i. proceed with the detailed design, in consultation with the community and property and business owners;
 - ii. report back with an implementation strategy that includes the entire heritage zone;
 - iii. continue to work with the senior governments through the Vancouver Agreement and other sources to develop strategies and leverage funding for implementation of the Carrall Street Greenway.
- C. THAT Council instruct staff to review the usage of the Carrall Street Greenway after its construction, including further consultation with the Bicycle Advisory Committee, and evaluate ways to move as quickly as possible toward the long-term vision as described in the Policy Report dated April 12, 2005, entitled "Carrall Street Greenway Concept Design".

9. 2005 Property Taxation: Distribution of the Property Tax Levy

- A. THAT Council reaffirm the use of the existing approach for distributing the general purposes property tax levy among the various property classes, in which Council sets a fixed share of the tax levy to be paid by each property class, as described in the Policy Report dated April 18, 2005, entitled "2005 Property Taxation: Distribution of the Property Tax Levy".
- B. THAT the City of Vancouver request the Provincial Government to review Class 6 in order to establish a new class or classes to promote fairer assessment for tax purposes, especially for small businesses including retail establishments; and

FURTHER THAT this motion be forwarded to the Lower Mainland Municipal Association and Union of BC Municipalities conventions.

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