



CITY OF VANCOUVER
REGULAR COUNCIL MEETING MINUTES

JULY 19, 2005

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, July 19, 2005, at 2:00 p.m., in the Council Chamber, Third Floor, City Hall.

PRESENT: Councillor Jim Green, Acting Mayor
Councillor Fred Bass
Councillor David Cadman
*Councillor Peter Ladner
*Councillor Raymond Louie
Councillor Tim Louis
Councillor Anne Roberts
*Councillor Tim Stevenson
Councillor Sam Sullivan
Councillor Ellen Woodsworth

ABSENT: Mayor Larry Campbell (Leave of Absence - Civic Business)

CITY MANAGER'S OFFICE: Judy Rogers, City Manager

CITY CLERK'S OFFICE: Syd Baxter, City Clerk
Tarja Tuominen, Meeting Coordinator

*Denotes absence for a portion of the meeting.

PRAYER

The proceedings in the Council Chamber were opened with a prayer read by the City Clerk.

PRESENTATION - JACQUIE O'KEEFFE (File 1051)

Council welcomed Jacquie O'Keeffe who performed a comedy act.

"IN CAMERA" MEETING

MOVED by Councillor Cadman
SECONDED by Councillor Louie

THAT Council will go into a meeting later this day which is closed to the public, pursuant to Section 165.2(1) of the Vancouver Charter, to discuss matters related to paragraphs):

(a) personal information about an identifiable individual who holds or is being

considered for a position as an officer, employee or agent of the city or another position appointed by the city;

- (e) the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure might reasonably be expected to harm the interests of the city;
- (k) negotiations and related discussions respecting the proposed provision of an activity, work or facility that are at their preliminary stages and that, in the view of the Council, could reasonably be expected to harm the interests of the city if they were held in public.

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

1. Regular Council (Transportation and Traffic) - June 28, 2005

MOVED by Councillor Bass
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

2. Special Council ((Vancouver and UBC Transit Plan) - June 29, 2005

MOVED by Councillor Cadman
SECONDED by Councillor Louie

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

3. Regular Council (City Services and Budgets) - June 30, 2005

MOVED by Councillor Louis
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved with the following amendment:

THAT Councillor Louie be substituted for Councillor Roberts as the Mover for agenda item 5 in the Report to Council of the Standing Committee of Council on City Services and Budgets meeting.

CARRIED UNANIMOUSLY
(Councillor Ladner absent for the vote)

4. Regular Council (Planning and Environment) - June 30, 2005

MOVED by Councillor Roberts
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY
(Councillor Stevenson absent for the vote)

5. Regular Council - July 12, 2005

MOVED by Councillor Louie
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY
(Councillor Stevenson absent for the vote)

6. Special Council (Public Hearing) - June 16, 30/July 12, 2005

MOVED by Councillor Woodsworth
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

COMMITTEE OF THE WHOLE

MOVED by Councillor Louie
SECONDED by Councillor Cadman

THAT this Council resolve itself into Committee of the Whole, Acting Mayor Green in the Chair.

CARRIED UNANIMOUSLY

MATTERS ADOPTED ON CONSENT

MOVED by Councillor Roberts

THAT Council adopt Administrative Reports A1 to A4, A6 to A13, A15, A17, and A21, and Policy Reports P1, P3, P4, and P9, on consent.

CARRIED UNANIMOUSLY

REPORT REFERENCE

1. City Creative Task Force Planning Process & Allocation of Increase to 2005 Cultural Grants Budget (File 4001/2051)

Sue Harvey, Managing Director of Cultural Services, presented a Report Reference on the Administrative Report *City Creative Task Force Planning Process & Allocation of Increase to 2005 Cultural Grants Budget* dated July 5, 2005. She outlined the Task Force membership, mandate, policies, procedures and process for public consultation to review the City's future role in arts and culture. She also reported on the Task Force's initial consultation process and recommendations for the allocation of the \$1 million increase to the 2005 cultural grants budget.

MOVED by Councillor Woodsworth

- A. THAT Council receive for information the terms of reference and public consultation plan for the City Creative Task Force as outlined in the Administrative Report *City Creative Task Force Planning Process & Allocation of Increase to 2005 Cultural Grants Budget* dated July 5, 2005; and
- B. THAT Council approve funding allocations of the \$1 million increase to the 2005 cultural grants budget as follows:
 - a. Up to \$50,000 increase to the Diversity Initiatives grants program;
 - b. Up to \$75,000 for a third fall deadline for Project Grants for new projects and as supplemental grants to rebalance funding levels for 2005 Project Grant recipients;
 - c. Up to \$50,000 towards the cost of administering these new programs including outreach, evaluation and advisory panel costs;
 - d. The balance of funds, approximately \$825,000, to be allocated as supplemental grants to rebalance funding levels to 2005 Operating Grant recipients generally as outlined in the Administrative Report *City Creative Task Force Planning Process & Allocation of Increase to 2005 Cultural Grants Budget* dated July 5, 2005, with reports on specific grant allocations at the conclusion of the grant review process; source of funds to be the 2005 Cultural Grants Operating Budget; and
- C. THAT Council approve the re-allocation of \$75,000 from the unallocated 2005 Grants Equal to Theatre Rental Grant program within the 2005 Cultural Grants Budget to fund a new grants equal to theatre rental program for occasional, new and diverse non-profit arts and cultural organizations for the use of the Vancouver Civic Theatres and as outlined in the Administrative Report *City Creative Task Force Planning Process & Allocation of Increase to 2005 Cultural Grants Budget* dated July 5, 2005.

CARRIED UNANIMOUSLY

UNFINISHED BUSINESS

At 3:00 p.m., Councillor Woodsworth declared Conflict of Interest for the Unfinished Business item on Rezoning: 2950 Celtic Avenue, as she had attended a meeting with some of

the petitioners regarding this decision. Councillor Woodsworth left the Council Chamber and did not return until the conclusion of the vote on the matter.

1. Rezoning: 2950 Celtic Avenue (File 1401-83)

At the reconvened Public Hearing on July 12, 2005, Council heard from 28 speakers regarding the proposed rezoning of 2950 Celtic Avenue.

The Public Hearing on this application was concluded and Council agreed to refer the staff summation, Council discussion and decision on this matter to the next Regular Council meeting on July 19, 2005.

Council had before them the following materials:

- Public Hearing Agenda (Item 8 - 2950 Celtic Avenue);
- Policy Report dated April 28, 2005
- Memorandum dated June 3, 2005, from the Deputy City Engineer
- Memorandum dated June 14, 2005, and attached Design Guidelines from the Assistant Director, Current Planning
- Memorandum dated July 19, 2005, from the Director of Current Planning.

Rob Jenkins, Assistant Director of Current Planning, presented the staff summation and referenced the memorandum, dated July 19, 2005 from the Director of Current Planning responding to Council's requests for further information on Fraser River flood levels and a heritage evaluation of the subject site.

MOVED by Councillor Roberts

A. THAT the application by Progressive Construction Ltd. to rezone 2950-3190 Celtic Avenue [Lots 1-10, Block 16, DL 194, Plan 2242: Part of Lot B (Amended Ref Plan 1624), DL 194 lying east of the production southerly of the west boundary of Lot 1, Block 16, DL 194, Plan 2242; and Lot D, Block 8, DL 194, Plan 11178] from RA-1 to CD-1, to permit the site's legal parcels to be reconfigured for single-family residential development, generally as outlined in Appendix A to the City Manager's report entitled "CD-1 Rezoning - 2950 - 3190 Celtic Avenue" dated April 28, 2005, be approved, subject to the following conditions:

- A) THAT schematic plans illustrating the proposed form of development for a parcel be approved by Council before any development permit for that parcel is issued.
- B) THAT, prior to approval by Council of the form of development for each parcel, the applicant and/or property owner(s) shall obtain approval of a development application for each parcel by the Director of Planning.

AGREEMENTS

- C) THAT, prior to enactment of the CD-1 By-law, the registered owner shall at no cost to the City:

Community Amenity Contribution (CAC)

- (i) Make arrangements to the satisfaction of the Director of Current Planning, and Director of Legal Services for the delivery of the \$1,280,000 Community Amenity Contribution (CAC) offered by the applicant/property owner to be used for the purpose of riverfront trail development and equestrian boulevard trail development in Southlands;

Agricultural Land Revenue

- (ii) Secure a decision by the Agricultural Land Commission approving the landowner's application to the Agricultural Land Commission to subdivide the land in the Agricultural Land Reserve at 2950 - 3190 Celtic Avenue and in the form which is compatible with the subject rezoning application;

Soils Remediation

- (iii) Obtain and submit to the City copies of all soils studies and the consequential Remediation Plan(s), approved by the Ministry of Water, Land and Air Protection. Enter into or cause to be entered into agreements satisfactory to the Director of Legal Services, providing for the remediation of any contaminated soils in accordance with a Remediation Plan(s) approved by the Ministry of Water, Land and Air Protection and acceptable to the City, providing security satisfactory to the Director of Legal Services for the completion of remediation and indemnifying the City and the Approving Officer against any liability or costs which may be incurred as a result of the presence of contaminated soils;

Soils Remediation (Road)

- (iv) Submit to the City a remediation plan(s) for all newly dedicated road and utility rights-of-way required to served the subject site, including utility construction plans compatible with the accepted remediation plan(s), together with any agreements deemed necessary by the General Manager of Engineering Services providing for the construction and installation of remedial works, including monitoring systems for, among other things, water discharges and ground water flows and other remedial works or systems required by the General Manager of Engineering Services all to the satisfaction of the General Manager of Engineering Services and the Director of Legal Services;

Note: Certificate of Compliance in respect of lands to be dedicated, transferred or leased to the City must be provided by the Ministry of Water, Land and Air Protection prior to the completion and transfer of these areas to the City.

Indemnity Agreement

- (v) Execute an Indemnity Agreement, satisfactory to the Director of Legal Services, providing security to the satisfaction of the Director of Legal Services, protecting the City and the Approving Officer from all liability or damages arising out of or related to the presence of contaminated soils on the lands comprising the subject site, howsoever occurring, arising during the period commencing immediately following the Public Hearing until such time as the Ministry of Water, Land and Air Protection issues an approval, in a form satisfactory to the Director of Legal Services and the General Manager of Engineering Services, certifying that the subject site, including all roads, utility corridors and open spaces contained therein, have been remediated to Provincial Standards as defined in such approval;

Soils Vancouver Charter

- (vi) Shall, as required by the General Manager of Engineering Services and the Director of Legal Services in their discretion, do all things and/or enter into such agreements deemed necessary to fulfill the requirements of Section 571(B) of the Vancouver Charter; and

Occupancy

- (vii) Execute a Section 219 Covenant, satisfactory to the Director of Legal Services, that there will be no occupancy of any buildings or improvements on the site constructed pursuant to this rezoning, until Certificates of Compliance have been provided to the City by the Ministry of Water, Land and Air Protection.

Other Arrangements Prior to Enactment

- (viii) Make arrangements to the satisfaction of the General Manager of Engineering Services, the Director of Legal Services and the Approving Officer for the following:
 - a) Registration of a compatible subdivision plan generally as depicted in Figure 2, Appendix A of this report, following enactment of the CD-1 By-law;
 - b) Execution of a Section 219 Covenant:
 - requiring the Owner to undertake and complete after enactment of the CD-1 By-law the matters set out in Section (D) of Appendix B of this report; and
 - prohibiting the use or occupation of the site and construction on the site and separate transfer of the parcels until the Owner has fulfilled all rezoning conditions including those to be fulfilled after rezoning;
 - c) Execution of a Section 219 Covenant:
 - prohibiting conventional subdivision except as contemplated in the subject rezoning;
 - prohibiting subdivision by bare land strata title subdivision plan;

- prohibiting strata title subdivision of a one family dwelling with secondary suite such that the secondary suite becomes a separate strata lot;
- prohibiting subdivision by way of lease; and
- prohibiting the deposition or extraction of material to alter the configuration of the land without the approval of the Director of Planning in consultation with the General Manager of Engineering Services and in granting such approval the Director of Planning may set terms, conditions and deadlines.

Post Enactment Arrangements

- D) THAT subsequent to enactment of the CD-1 Bylaw, the registered owner shall, at no cost to the City, and to the satisfaction of the General Manager of Engineering Services and the Director of Legal Services and, where applicable, the Approving Officer, arrange for:
- (i) Dedication as road of a 33 ft. wide portion of lot D, to extend Carnarvon Street to the water for pedestrian access;
 - (ii) Closure of a 34 ft. wide portion of McCleery Street adjacent the site (Council approval will be required and will be the subject of a separate report from the General Manager of Engineering Services);
 - (iii) Dedication as road, or other arrangements to the satisfaction of the General Manager of Engineering Services and the Director of Legal Services, of a portion of the site adjacent the water to accommodate a walkway (10 meters wide, minimum). The 10 m width to be level, free, and clear for pathway use and landscape buffers. No portion of the shoreline protection is to be included in the free and clear area. (Note: the resulting dedication shall be to a width of 10 m or greater to ensure all areas lying southerly of the new lot boundaries are included within the dedication area);
 - (iv) Confirmation of the southerly limit of the shoreline works (i.e., new high water mark) and all title limits, once the process of all legal acts to return to the Crown all land covered by water and to fill other lands covered by water, has been completed;
 - (v) Provision of shoreline protection works relevant to the subject site which includes a waterfront walkway (multi-use pathway) adjacent the site from Balaclava Street and Celtic Avenue to McCleery Street and Celtic Avenue via the waterfront, and from Celtic Avenue to the waterfront on the extension of Carnarvon Street. The walkway is to be constructed in conformance with Engineering "Greenways" standards, all at no cost to the City;
 - (vi) Provision of a connection, including legal arrangements, from the proposed walkway to Balaclava Street across the westerly lot or lots. (Note: The connection will provide public access to the waterfront walkway until further development to the west allows for extension of the walkway adjacent the river);
 - (vii) Provision of appropriate agreements to indemnify the City from flooding (flood plain covenant) and any resulting floodwater damage, failure of

- the shoreline works or walkway, damage due to seismic events and to acknowledge that the shoreline works need not provide support for the uplands;
- (viii) Provision of the completed Fraser River Estuary Management Program (FREMP) project review;
 - (ix) Provision of a report on the constructed fish habitat including detailed plans and sections and recommended maintenance practices;
 - (x) Provision of a sanitary force main to serve the development;
 - (xi) Provision of a stormwater management plan and implementation of the recommendations thereof;
 - (xii) Provision of street trees adjacent the site where space permits, and in keeping with RA-1 guidelines;
 - (xiii) Under grounding of all new BC Hydro and Telus services from the closest existing suitable service point, including a review of any new cabling necessary to serve the development to determine impacts on the neighbourhood;

Where the Director of Legal Services deems appropriate, the preceding agreements are to be drawn, not only as personal covenants of the property owner, but also as Covenants pursuant to Section 219 of the Land Title Act.

The preceding agreements are to be registered in the appropriate Land Title Office, with priority over such other liens, charges and encumbrances affecting the subject site as is considered advisable by the Director of Legal Services, and otherwise to the satisfaction of the Director of Legal Services prior to enactment of the by-law; provided however the Director of Legal Services may, in her sole discretion and on terms she considers advisable, accept tendering of the preceding agreements for registration in the appropriate Land Title Office, to the satisfaction of the Director of Legal Services, prior to enactment of the by-law.

The preceding agreements shall provide security to the City including indemnities, warranties, equitable charges, letters of credit and withholding of permits, as deemed necessary by and in a form satisfactory to the Director of Legal Services. The timing of all required payments, if any, shall be determined by the appropriate City official having responsibility for each particular agreement, who may consult other City officials and City Council.

- B. THAT Section 14.4 in the proposed CD-1 by-law be corrected as follows. **Bold** indicates correction, ~~strike-out~~ indicates deletion.

14.4 In each of the sub-areas **2, 4, 6, 8, 10 and 12**, ~~1, 3, 5, 7, 9 and 11~~, the setback of the west edge of the driveway must be 1.5 m from the west boundary of the sub-area for a distance of 25 m measured from the Celtic Avenue property line to a point 25 m south of that property line.

- C. THAT the developer commit to an environmentally-sensitive "green" development and during the detailed design stages explore approaches to minimize water and energy consumption, reduce solid waste, treat storm water effectively and develop a high-quality indoor environment for the future occupants.

CARRIED
(Councillor Bass opposed)
(Councillor Cadman excused from voting)
(Councillor Woodsworth not present for the vote)

At 3:20 p.m., Councillor Woodsworth returned to the Council Chamber.

ADMINISTRATIVE REPORTS

1. **2003 Real Property Tax Sale Manifest Error Refunds
June 9, 2005 (File 1552)**
 - A. That Council approve a refund of the upset price (\$5,152.34) plus six percent interest (approximately \$520.03) in accordance with Section 445 of the *Vancouver Charter* to the purchasers of Legal Lot # SL 90 DL 393 PLAN LMS 2835 (2238 Kingsway) and Legal Lot # SL 16 DL 393 PLAN LMS 2835 (2238 Kingsway) due to a manifest error in the 2003 Property Tax Sale. Source of funding for the interest will come from the 2005 Operating Budget.
 - B. That the property taxes as they appeared on the real-property tax roll prior to the sale be restored to the roll.

ADOPTED ON CONSENT

2. **Continuation of Light Duty Brand Standardization Agreements
June 27, 2005 (File 1203)**
 - A. THAT Council authorize the extension of the current light duty vehicle purchasing agreement with Ford Motor Company of Canada Ltd for a two (2) year period for the supply of light duty vehicles, and that Council authorize the extension of the current agreement with Coastal Ford Sales Ltd for a two (2) year period for the supply and delivery of Ford light duty vehicles and related services, until June 30, 2007, subject to such agreements being satisfactory to the Director of Legal Services.
 - B. THAT the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement A above.
 - C. THAT all such legal documents be on terms and conditions satisfactory to the General Manager of Engineering Services, Manager of Materials Management and the Director of Legal Services.
 - D. THAT no legal rights or obligations will be created by Council's adoption of A, B and C above unless and until such legal documents are executed and delivered by the Director of Legal Services.

ADOPTED ON CONSENT

**3. Tax Instalment Prepayment Plan (TIPP) Interest
July 5, 2005 (File 1552)**

THAT Council set an annual interest rate of 1.25% for 2006 real property tax payments paid in advance through the City's Tax Instalment Prepayment Plan (TIPP program) to be effective for the period August 1, 2005 to July 31, 2006.

ADOPTED ON CONSENT

**4. 3338 Granville Street - Request for Extension of Building Permit Nos. BU427500
and BU429020
June 22, 2005 (File 2605)**

THAT City Council approve extensions of Building Permit Nos. BU427500 and BU429020 for 3338 Granville Street until January 3, 2006.

ADOPTED ON CONSENT

**5. Local Improvement Reballot from June 8, 2005
June 30, 2005 (File 5804-24)**

MOVED by Councillor Ladner

- A. THAT Court #619, Item #012, not be approved for lane pavement on the lane south of 24th Avenue from Crown Street to Wallace Street.
- B. THAT Court #619, Item #027, not be approved for a traffic circle located at the intersection of John Street and 28th Avenue.
- C. THAT the traffic circle located at the intersection of John Street and 28th Avenue be brought forward as a project by initiative for the next Court of Revision process.

CARRIED UNANIMOUSLY

**6. Form of Development: 3355 East 5th Avenue
July 4, 2005 (File 2605)**

THAT the form of development for this portion of the CD-1 zoned site known as 2001 - 2075 Cassiar Street (3355 East 5th Avenue being the application address) be approved generally as illustrated in the Development Application Number DE408630, prepared by The Hulbert Group Architecture Planning Communication and stamped "Received, Community Service Group, Development Services May 11, 2005", provided that the Director of Planning may impose conditions and approve design changes which would

not adversely affect either the development character of this site or adjacent properties.

ADOPTED ON CONSENT

**7. Business License Hearing Panels for September 2005
July 7, 2005 (File 2711-1)**

THAT Council delegate the holding of the Business License Hearings presently scheduled for September 13 and 14, 2005, from 9:30 a.m. to 12:30 p.m., and September 22, 2005, from 7:30 p.m. to 10:30 p.m., to a panel of three Council Members, pursuant to Section 277.1 of the Vancouver Charter, as follows:

The Business License Hearings pursuant to Section 275 of the Vancouver Charter regarding referrals to Council by the Chief License Inspector for the year 2005 business licenses and the power to make a Council decision in relation to those hearings be delegated to:

September 13, 2005 - 9:30 a.m.
Councillor Sam Sullivan, Chair
Councillor Tim Stevenson
Councillor Ellen Woodsworth
Councillor David Cadman, Alternate

September 14, 2005 - 9:30 a.m.
Councillor Tim Louis, Chair
Councillor Anne Roberts
Councillor Fred Bass
Councillor Jim Green, Alternate

September 22, 2005 - 7:30 p.m.
Councillor Raymond Louie, Chair
Councillor Peter Ladner
Councillor Tim Stevenson
Councillor Ellen Woodsworth, Alternate

Should any of the above Members of Council be unable to attend the hearings, the hearings and the power to make a Council decision in relation to those hearings be delegated to the remaining two Councillors and alternate Councillors.

ADOPTED ON CONSENT

**8. 2005/06 Theatre Rental Grants
June 30, 2005 (File 2055)**

A. THAT Council confirm its previous approval in principle of rental grants to 13 organizations for use of the Civic Theatres in Spring 2005, including adjustments to four grants to reflect reduced actual use, for a total of

\$903,910, as listed in Table 1 of the Administrative Report *2005/06 Theatre Rental Grants* dated June 30, 2005; source of funds to be the 2005 Theatre Rental Grants budget.

- B. THAT Council approve 11 rental grants totalling \$744,690 for uses of the Civic Theatres in Fall 2005, within base levels or reserve uses, as listed in Table 2 of the Administrative Report *2005/06 Theatre Rental Grants* dated June 30, 2005; source of funds to be the 2005 Theatre Rental Grants budget and that subject to approval of the 2005/06 Theatre Rental Rates Report, an additional \$51,525 be provided in grants to offset the cost of the increase rental rates; source of funds to be the 2005 Theatre Rental Grants budget.
- C. THAT Council approve, in principle, 12 rental grants totalling \$1,067,763 for uses of Civic Theatres in Spring 2006, within base levels or reserve uses, as listed in Table 2 of the Administrative Report *2005/06 Theatre Rental Grants* dated June 30, 2005, subject to the 2006 Operating Budget Review process.
- D. THAT Council approve a grant of \$100,000 to the Vancouver Symphony Society to offset the rent payable under the lease with Civic Theatres for the period of January 1 to December 31, 2005; source of funds to be the 2005 Theatre Rental Grants budget.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

**9. 2005 Diversity Initiatives Grants: First Deadline
June 30, 2005 (File 2051)**

THAT Council approve six Diversity Initiatives grants totaling \$50,000, subject to the conditions contained in Appendix A of the Administrative Report *2005 Diversity Initiatives Grants: First Deadline* dated June 30, 2005; source of funds to be the 2005 Cultural Grants budget.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

**10. 2005 Project Grants: Second Deadline
June 30, 2005 (File 2051)**

THAT Council approve 20 Project Grants totalling \$47,600 as listed in Appendix A of the Administrative Report *2005 Project Grants: Second Deadline* dated June 30, 2005, source of funds to be the 2005 Cultural Grants budget.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

11. 2005 Partners in Organizational Development Grant - Spring Cycle

July 5, 2005 (File 2151)

THAT Council approve one Partners in Organizational Development grant of \$15,000 to the Centre for Sustainability for subsequent distribution to four community services organizations in the amounts listed in Appendix A of the Administrative Report *2005 Partners in Organizational Development Grant - Spring Cycle* dated July 5, 2005; source of funds to be the 2005 Community Services Grants budget.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

**12. Mountain View Cemetery - Field of Honour Improvements
June 30, 2005 (File 5127)**

- A. THAT Council approve the implementation of the "Field of Honour" Veterans' Area improvements at Mountain View Cemetery as outlined in the Administrative Report *Mountain View Cemetery - Field of Honour Improvements* dated June 30, 2005, and as shown on the plans attached to the Administrative Report, at an estimated cost of \$2.80 million with project financing to be provided as a loan from the Capital Financing Fund to be repaid on terms acceptable to the Director of Finance from the net income resulting from the renovated and reopened military sections.
- B. THAT Council approve the extension of the contract with the consulting firm of Lees & Associates to undertake the detailed design and costing of the landscape and interment improvements proposed for the three Fields of Honour within Mountain View Cemetery at a cost of \$134,400 (plus applicable taxes), the contract to be to the satisfaction of the Mountain View Cemetery Committee and the Directors of Legal Services and Facilities Design and Management; source of funds to be the project budget.

ADOPTED ON CONSENT

**13. Replacement of Existing City Precast Plant
July 2, 2005 (File 1805)**

- A. THAT, subject to the conditions set out in C, D and E below, Council authorize the General Manager of Engineering Services to execute a contract with Scott Designbuild Ltd. for the construction of the new Precast and Ready Mix Concrete Plant at a price not to exceed \$2,644,000, not including GST, with funding to be derived from the sources as described in the Administrative Report *Replacement of Existing City Precast Plant* dated July 2, 2005;
- B. THAT Council approve additional funding of \$750,000 for the project as detailed in the Administrative Report *Replacement of Existing City Precast Plant* dated July 2, 2005, with financing to be provided from the Capital Financing Fund on terms acceptable to the Director of Finance;

- C. THAT all legal documentation be in a form which is satisfactory to the Director of Legal Services and the General Manager of Engineering Services;
- D. THAT no legal rights or obligations shall arise hereby, and none shall arise or be granted hereafter unless and until all contemplated legal documentation has been executed and delivered by all parties; and
- E. THAT Council exercise its option to reject all tenders submitted in response to Invitation to Tender Precast and Ready Mix Concrete Plant - 900 East Kent Avenue South, and that the General Manager of Engineering Services be authorized to formally notify each of the bidders that their respective bids have been rejected, as of right and as being in excess of the approved budget for the project (and as being non-compliant, if applicable).

ADOPTED ON CONSENT

**14. Idle Free Awareness Program Funding Agreement and Contract Award
July 5, 2005 (File 3752)**

MOVED by Councillor Ladner

- A. THAT Council authorize the General Manager of Engineering Services to enter into a contribution agreement with Natural Resources Canada (NRCan) for the development and delivery of an idle free program aimed at local and regional idle free education and awareness programs and initiatives.
- B. THAT Council approve waiving the public tendering procedure and authorize the General Manager of Engineering Services to enter into a contract with Better Environmentally Sound Transportation (B.E.S.T.) for the provision of consulting services to deliver portions of the education and awareness program outlined in the idle free program proposal with NRCan, at an estimated cost of \$116,850. Funding for the contract shall be provided from the NRCan contribution agreement payments in 2005 and 2006 (\$93,200), and from the Community Climate Change Action Plan program budgets from the 2005 (\$9200) and 2006 (\$14,450) Operating Budgets.
- C. THAT the General Manager of Engineering Services be authorized to execute and deliver the agreements with NRCan and B.E.S.T. on behalf of Council once the agreements are in a form which is satisfactory to the Director of Legal Services.
- D. THAT no legal rights are hereby created and none shall arise unless and until the agreements with NRCan and B.E.S.T. are approved as to form by the Director of Legal Services and executed and delivered by the General Manager of Engineering Services.
- E. THAT the City of Vancouver thank the Greater Vancouver Regional District (GVRD) for the draft sample anti-idling By-law and request the GVRD to promote and initiate this activity in the other GVRD municipalities.

CARRIED UNANIMOUSLY

MOVED by Councillor Cadman

- F. THAT a copy of the Administrative Report *Idle Free Awareness Program Funding Agreement and Contract Award* dated July 5, 2005 be sent to all member GVRD municipalities and to the Union of BC Municipalities.

FURTHER THAT the GVRD municipalities be requested to participate in the program on their own or through the GVRD.

CARRIED UNANIMOUSLY

**15. Participation in Research
July 4, 2005 (File 5551)**

THAT Council approve participation in two research projects as described in the Administrative Report *Participation in Research* dated July 4, 2005, at a total cost of \$10,000, to be funded from existing budgets.

ADOPTED ON CONSENT

**16. Future Planning in Non-Vision Communities
July 5, 2005 (File 5340)**

At the request of staff, the Administrative Report *Future Planning in Non-Vision Communities* dated July 5, 2005, was withdrawn.

**17. Southeast False Creek and Olympic Village - Award of Contract for Integrated Site Servicing Design
July 8, 2005 (File 8206)**

- A. THAT, subject to the conditions set out in B, C and D below, the City Manager be authorized to enter into a contract with Stantec Consulting Ltd. ("Stantec") for integrated site servicing and public infrastructure design for the Olympic Village and Southeast False Creek Official Development Plan area at a maximum total cost of \$1,625,000 plus GST, with the funding to be provided by the Property Endowment Fund: Southeast False Creek Development.
- B. THAT the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement A above.
- C. THAT all such legal documents be on terms and conditions satisfactory to the City Manager and the Director of Legal Services.

- D. THAT no legal rights or obligations will be created or arise by Council's adoption of A, B and C above unless and until such legal documents are executed and delivered by the Director of Legal Services.

ADOPTED ON CONSENT

**18. Supply and Delivery of Bulk Diesel, Gasoline, Furnace Oil and Biodiesel Products
July 5, 2005 (File 1805)**

- A. THAT subject to the conditions set out in C, D and E below, Council authorize the General Manager of Engineering Services and the Manager of Materials Management to enter into a contract with Chevron Texaco for the supply of all bulk gasoline, diesel, and furnace oil to the City for a period of two (2) years, at an estimated cost of \$12,163,265 plus GST with subsequent renewal options for (3) three additional one (1) year extensions.
- B. THAT subject to the conditions set out in C, D, and E below, Council authorize the General Manager of Engineering Services and the Manager of Materials Management to enter into a contract with Mini-Tankers/Topia Energy for the supply and delivery of biodiesel in mixture to the City of Vancouver fuelling locations for a period of two (2) years, at an estimated cost of \$668,166.00 plus GST with subsequent renewal options for (3) three additional one (1) year extensions.
- C. THAT the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement A and B above.
- D. THAT all such legal documents be on terms and conditions satisfactory to the General Manager of Engineering Services, Manager of Materials Management and the Director of Legal Services.
- E. THAT no legal rights or obligations will be created by Council's adoption of A, B, C, and D above unless and until such legal documents are executed and delivered by the Director of Legal Services.
- F. THAT funding for the purchase of fuel products net of GST rebates received in the current year will be provided from the existing Capital and Operating Budgets throughout the City. Funding for future years will be subject to the regular budget review process.

CARRIED UNANIMOUSLY
(Councillor Stevenson absent for the vote)

**19. Status of Accessible/Inclusive Cities and Communities Project (formerly "2010
Vision for Persons with Disabilities")
July 11, 2005 (File 4209)**

MOVED by Councillor Louis

- A. THAT the Administrative Report *Status of Accessible/Inclusive Cities and Communities Project (formerly "2010 Vision for Persons with Disabilities")* dated July 11, 2005 be received for information.
- B. THAT the City of Vancouver present the ratings instrument to the Union of BC Municipalities in September of this year, to the World Urban Forum and to the Federation of Canadian Municipalities.

CARRIED UNANIMOUSLY
(Councillor Stevenson absent for the vote)

MOVED by Councillor Sullivan

- C. THAT staff investigate opportunities to identify \$50,000 to initiate Phase II.

CARRIED UNANIMOUSLY
(Councillor Stevenson absent for the vote)

**20. Mount Pleasant Civic Centre, 1 Kingsway: Budget Adjustment and Award of Construction Contract
July 8, 2005 (File 1805)**

MOVED by Councillor Ladner

THAT staff report back on other funding options for the Mount Pleasant Civic Centre, including the possibility of scaling back the proposed community centre in Southeast False Creek to the original proposal.

Withdrawn

Councillor Ladner rose on a point of order and requested the Acting Mayor to step down if he wished to participate in the discussion.

At 3:45 p.m. the Acting Mayor stepped down, and Councillor Bass assumed the Chair.

Councillor Stevenson rose on a point of order and requested the City Clerk to advise on when the Chair should step down.

At 3:50 p.m. the Acting Mayor resumed the Chair.

POSTPONEMENT MOVED by Councillor Sullivan

THAT consideration of the Administrative Report *Mount Pleasant Civic Centre, 1 Kingsway: Budget Adjustment and Award of Construction Contract* dated July 8, 2005 be postponed pending the receipt of additional information on rezoning the property and other sources of funding.

LOST

(Councillors Bass, Cadman, Green, Ladner, Louie, Louis, Roberts, Stevenson, and Woodsworth opposed)

MOVED by Councillor Louis

- A. THAT Council vary the use of \$2.36 million of borrowing authority from the \$20 million approved by the electorate for the city share of projects that receive cost sharing from external sources to the 1 Kingsway project.
- B. THAT Council approve a budget for the 1 Kingsway project of \$50.3 million, including additional funding of \$4.329 million allocated to the civic component of the facility as detailed in the Administrative Report *Mount Pleasant Civic Centre, 1 Kingsway: Budget Adjustment and Award of Construction Contract* dated July 8, 2005, source of funding to be:
 - \$15.31 million of borrowing authority approved in the 2000-2002 and 2003 - 2005 Capital Plans for the civic portion of the project;
 - \$2.66 million of Capital from Revenue approved in the 2003 - 2005 Capital Plan for the civic portion of the project;
 - \$3.2 million of City-Wide DCLs for the Childcare component;
 - \$2.778 million of Community Amenity Contributions from International Village, Southeast False Creek and 950 Main Street; and
 - \$26.4 million for the market housing component from the Property Endowment Fund.
- C. THAT Council authorize the Director of Finance to provide interim financing for the component of CACs due from the private lands in the Southeast False Creek ODP area (\$925,000), to be repaid from future development of the those lands.
- D. THAT the construction contract for the Mount Pleasant Civic Centre, 1 Kingsway be awarded to Vanbots Construction Inc. in the amount of \$35,984,596 plus GST; source of funding to the project budget.

CARRIED, BY THE REQUIRED MAJORITY FOR A
(Councillor Sullivan opposed)

**21. Development Permit Board Alternate for Co-Director of Planning
July 13, 3005 (File 3104)**

- A. THAT Council amend Section 8(c) of the Development Permit Board and Advisory Panel By-law No. 5869, to create a second alternate (other than a Co-

Director of Planning) to the Co-Director of Planning who is the regular Board member, that alternate being an Assistant Director of Planning;

FURTHER THAT the Director of Legal Services be instructed to prepare the amending by-law for enactment.

- B. THAT Trish French, Assistant Director of Planning, be appointed an alternate to Larry Beasley, the Co-Director of Planning who is the regular Board member, acknowledging that Ann McAfee, the other Co-Director of Planning, is already an alternate, this appointment to take effect upon amendment of the Development Permit Board and Advisory Panel By-law No. 5869, which enables this appointment.

ADOPTED ON CONSENT

POLICY REPORTS

1. CD-1 Rezoning - 749 West 33rd Avenue (St. Vincent's Heather Site)
July 5, 2005 (File 5308)

THAT the application by Tony Gill, IBI Group/Henriquez, to amend CD-1 By-law No. 4671 for 749 West 33rd Avenue (Block 1170, DL 526, Plan 14699) to permit a four storey assisted living project, be referred to a Public Hearing, together with:

- (i) revised plans received May 24, 2005;
- (ii) draft CD-1 amending by-law provisions, generally as presented in Appendix A of the Policy Report *CD-1 Rezoning - 749 West 33rd Avenue (St. Vincent's Heather Site)* dated July 5, 2005; and
- (iii) the recommendation of the Director of Current Planning to approve, subject to conditions contained in Appendix B of the Policy Report *CD-1 Rezoning - 749 West 33rd Avenue (St. Vincent's Heather Site)* dated July 5, 2005.

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 amending by-law generally in accordance with Appendix A of the Policy Report for consideration at the Public Hearing.

ADOPTED ON CONSENT

2. CD-1 Rezoning - 1835 West 75th Avenue (South half of 1850 S.W. Marine Drive)
July 5, 2005 (File 5307)

At 4:50 p.m., the Acting Mayor stepped down, and Councillor Bass assumed the Chair. At 4:53 p.m., the Acting Mayor resumed the Chair.

MOVED by Councillor Sullivan

- A. THAT the application by Robert Barrs, Holland Barrs Planning Group, to rezone 1835 West 75th Avenue (Lot C, Block 15, DL 317, Group 1, New Westminster District, Plan 5726) from RA-1 to CD-1, to permit four one-family dwellings, be referred to a Public Hearing, together with:
- i. revised plans received May 6, 2005;
 - ii. draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report *CD-1 Rezoning - 1835 West 75th Avenue (South half of 1850 S.W. Marine Drive)* dated July 5, 2005; and
 - iii. the recommendation of the Director of Current Planning to approve, subject to conditions contained in Appendix B of the Policy Report *CD-1 Rezoning - 1835 West 75th Avenue (South half of 1850 S.W. Marine Drive)* dated July 5, 2005.

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-law to amend CD-1 By-law No. 6063, generally in accordance with Appendix A of the Policy Report, and to rezone 1835 West 75th Avenue to this CD-1 for consideration at the Public Hearing.

- B. THAT if the rezoning is approved, at the time of enactment the Angus West CD-1 Design Guidelines be amended to add a new Sub-area 7, being 1835 West 75th Avenue.
- C. THAT if the rezoning is approved, the application submitted on behalf of the property owner in accordance with the Agricultural Land Commission Act to exclude 1835 West 75th Avenue from the Agricultural Land Reserve be forwarded to the Agricultural Land Commission with a recommendation of support.

CARRIED UNANIMOUSLY
(Councillor Stevenson absent for the vote)

**3. CD-1 Rezoning - 6650 Arbutus Street
July 5, 2005 (File 5303)**

- A. THAT the application by Andrew Rozen of Polygon Development 108 Ltd., to rezone 6650 Arbutus Street (Lot 6 of 9, Block 2 South, District Lot 526, Plan 5310) from RS-5 (One-Family Dwelling District) to CD 1 (Comprehensive Development District), to permit 28, two and one-half storey townhouse units at a floor space ratio of 0.83, be referred to a Public Hearing, together with:
- (i) plans received March 24, 2005;
 - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report *CD-1 Rezoning - 6650 Arbutus Street* dated July 5, 2005; and

- (iii) the recommendation of the Director of Current Planning to approve, subject to conditions contained in Appendix C of the Policy Report *CD-1 Rezoning - 6650 Arbutus Street* dated July 5, 2005.

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 By-law generally in accordance with Appendix A of the Policy Report for consideration at Public Hearing.

- B. THAT, subject to approval of the rezoning at a Public Hearing, the Subdivision By-law be amended as set out in Appendix B of the Policy Report *CD-1 Rezoning - 6650 Arbutus Street* dated July 5, 2005; and

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Subdivision By-law at the time of enactment of the Zoning By-law.

ADOPTED ON CONSENT

**4. 1750 Davie Street: Rezoning from C-5 to CD-1
July 4, 2005 (File 5304)**

- A. THAT the application by Henriquez Partners Architects to rezone 1750 Davie Street (Lot G, Block 62, DL 185, Plan LMP 20051) from C-5 Commercial District to CD-1 Comprehensive Development District for a one-storey commercial addition up to the street property line of an existing 12-storey commercial/residential building be referred to a Public Hearing, together with:
 - i. plans received January 12, 2005;
 - ii. draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report *1750 Davie Street: Rezoning from C-5 to CD-1* dated July 4, 2005; and
 - iii. the recommendation of the Director of Current Planning to approve, subject to conditions contained in Appendix B of the Policy Report *1750 Davie Street: Rezoning from C-5 to CD-1* dated July 4, 2005.

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 By-law generally in accordance with Appendix A of the Policy Report for consideration at the Public Hearing, including a consequential amendment to the Sign By-law to establish regulations for this CD-1 in accordance with Schedule B (C-5) as set out in Appendix C of the Policy Report *1750 Davie Street: Rezoning from C-5 to CD-1* dated July 4, 2005.

- B. THAT, subject to approval of the rezoning at a Public Hearing, the Noise Control By-law be amended to include this CD-1 in Schedule A as set out in Appendix C of the Policy Report; and

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendments to the Noise Control By-law at the time of enactment of the CD-1 By-law.

ADOPTED ON CONSENT

**5. Special Needs Residential Facilities in the DEOD
July 11, 2005 (File 4653)**

Councillor Roberts rose on a point of order requesting clarification on what issues should be left for debate at the Public Hearing.

MOVED by Councillor Woodsworth

THAT the Director of Current Planning be instructed to make application to amend the Downtown-Eastside/Oppenheimer District (DEOD) Official Development Plan (ODP), with changes as set out in Appendix A of the Policy Report *Special Needs Residential Facilities in the DEOD* dated July 11, 2005, to allow Special Needs Residential Facilities, and that the application be referred to a Public Hearing.

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amending by-law, generally in accordance with Appendix A of the Policy Report, for consideration at the Public Hearing.

CARRIED
(Councillor Ladner opposed)
(Councillor Stevenson absent for the vote)

**6. 1120 West Georgia Street: CD-1 Text Amendment (Height and Density)
July 7, 2005 (File 5304)**

MOVED by Councillor Bass

- A. THAT the application by James KM Cheng Architects Ltd. to amend CD-1 By-law No. 8943 (# 426) for the site at 1120 West Georgia Street (Lot G, Blk 18, Plan LMP 1597, DL 36), to increase the maximum floor space ratio and maximum building height, be referred to a Public Hearing, together with:
- i. draft CD-1 By-law amendments, generally as presented in Appendix A of the Policy Report *1120 West Georgia Street: CD-1 Text Amendment (Height and Density)* dated July 7, 2005;
 - ii. plans prepared by James KM Cheng Architects Ltd. received June 30, 2005, represented in Appendix E of the Policy Report *1120 West Georgia Street: CD-1 Text Amendment (Height and Density)* dated July 7, 2005; and
 - iii. the recommendation of the Director of Current Planning to approve the application, subject to approval of conditions contained in Appendix B

of the Policy Report *1120 West Georgia Street: CD-1 Text Amendment (Height and Density)* dated July 7, 2005;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amending by-law for consideration at Public Hearing, including a consequential amendment to the Sign By-law to include a provision that a fascia sign above a height of 137 m above grade will not be permitted.

- B. THAT the application by James KM Cheng Architects Ltd. to amend the CD-1 By-law for the site at 1120 West Georgia Street be referred to the Urban Design Panel for further advice prior to Public Hearing regarding proposed alterations to the roof form and proposed tower lighting and signage.
- C. THAT staff, in consultation with James KM Cheng Architects Ltd., bring to the Public Hearing several alternatives for providing public access to a viewing area on the roof and alternatives for similar access to the roof for those who live in the building.

CARRIED

(Councillors Green, Louie, Stevenson, and Sullivan opposed to C)
(Councillor Ladner absent for the vote)

7. **1133 West Georgia Street: Rezoning from DD to CD-1
July 8, 2005 (File 5304)**

MOVED by Councillor Bass

- A. THAT the application by Musson Cattell Mackey Partnership Architects on behalf of West Georgia Holdings Ltd. to rezone 1133 West Georgia St. (Lot F, Block 17, DL 185, PLAN LMP14977) from DD (Downtown District) to CD-1 (Comprehensive Development District) be referred to a Public Hearing, together with:
 - (i) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report *1133 West Georgia Street: Rezoning from DD to CD-1* dated July 8, 2005;
 - (ii) revised plans prepared by Musson Cattell Mackey Architects and received June 2, 2005, represented in Appendix F of the Policy Report *1133 West Georgia Street: Rezoning from DD to CD-1* dated July 8, 2005; and
 - (iii) the recommendation of the Director of Current Planning to approve the application, subject to approval of conditions contained in Appendix B of the Policy Report *1133 West Georgia Street: Rezoning from DD to CD-1* dated July 8, 2005;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-laws for consideration at the Public Hearing, including a consequential amendment to the Downtown Official Development Plan to remove the site from all map figures;

- B. THAT, if the application is referred to a public hearing, the applicant be advised to make application to amend the Sign By-law, to establish regulations for this CD-1 in accordance with Schedule E (assigned Schedule "B" (DD)), including a provision that a facia sign above a height of 137 m above grade will not be permitted, and that the application be referred to the same Public Hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-law for consideration at the Public Hearing;

- C. THAT, subject to approval of the rezoning at a Public Hearing, the Noise Control By-law be amended to include this CD-1 in Schedule A; and

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Noise Control By-law at the time of enactment of the CD-1 By-law;

- D. THAT A to C above be adopted on the following conditions:

- i) THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City; any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;
- ii) THAT any approval that may be granted following the public hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
- iii) THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

- E. THAT staff, in consultation with the proponents, bring to the Public Hearing several alternatives for providing public access to a viewing area on or near the roof and alternatives for similar access to the roof for those who live in the building.

CARRIED

(Councillors Green, Ladner and Sullivan opposed to E)

**8. Victory Square Concept Plan Adoption and Implementation
June 30, 2005 (File 8104)**

Also before Council was a memorandum dated July 18, 2005 from the Vancouver Heritage Commission in support of the staff recommendations contained in the Policy Report *Victory Square Concept Plan Adoption and Implementation* dated June 30, 2005.

MOVED by Councillor Ladner

THAT C(ii) in the Policy Report *Victory Square Concept Plan Adoption and Implementation* dated June 30, 2005 be amended by adding the following words after the words "Victory Square":

"including assessment of the impact of a \$5000 room levy for converting SRO rooms to other uses."

Withdrawn

MOVED by Councillor Woodsworth

- A. THAT Council adopt the Victory Square Concept Plan, as presented to Council in draft form on June 14, 2005, with the addition as presented in C below.
- B. THAT the Director of Planning, in consultation with the General Manager of Engineering Services and the Director of the Housing Centre, report back with Zoning By-law and Parking By-law amendments as well as policies and guidelines as recommended in the Concept Plan.
- C. THAT Council instruct the Director of the Housing Centre, in consultation with the Director of Planning, as part of the forthcoming Downtown Eastside Housing Plan, to address the following housing related issues as identified through the public consultation process:
 - i. Exploration of options for the long term future of heritage buildings that are now used as SRA hotels;
 - ii. Exploration of mechanisms to deliver more diverse and affordable market housing for the Downtown Eastside, including Victory Square.

FURTHER THAT the above two items be added to the Victory Square Concept Plan as presented to Council on June 14, 2005.

- D. THAT Council approve extending the Heritage Incentive Program to the remainder of Victory Square until the end of 2008 to encourage area revitalization. Program components and funding will be similar to those already in place for Chinatown, Gastown and Hastings Street, noting that an administrative report to Council on the status of the Heritage Incentive Program is forthcoming in September.

FURTHER THAT Council approve the creation of a Heritage Planner position for a five-year term at an annual cost of \$79,500 (prorated for 2005) with an associated one-time start up cost of \$10,000; source of funds for 2005 to be the existing CSG and Downtown Eastside budgets, and for 2006 to 2009, to be added to the CSG operating budget (without offset) in advance of the 2006 operating budget.

- E. THAT, if Council approves the extension of the Heritage Incentive Program, for the purpose of calculating a residual transferable density for heritage and character buildings that will be eligible for the Program under this extension, the amount be calculated as the difference between the existing density and 5.0 FSR, the maximum existing and proposed density for the Victory Square area.

CARRIED UNANIMOUSLY
(Councillor Louie absent for the vote)

9. **CD-1 Text Amendment: 505-600 Abbott Street (International Village)
June 27, 2005 (File 5303)**

THAT the Director of Current Planning be instructed to make application to:

1. Amend By-law No. 6747 (CD-1 #265) for 505-600 Abbott St. (International Village) to reduce the affordable housing required, increase the allowable residential density and tower height, and reconcile density allowances to reflect 'as-built' and projected development in accordance with the draft CD-1 By-law amendments generally as presented in Appendix A of the Policy Report *CD-1 Text Amendment: 505-600 Abbott Street (International Village)* dated June 27, 2005; and
2. Amend By-law No. 6650 (the False Creek North Official Development Plan) to reduce the percentage of affordable housing and the number of affordable family units required, generally as presented in Appendix B of the Policy Report *CD-1 Text Amendment: 505-600 Abbott Street (International Village)* dated June 27, 2005.

FURTHER THAT this application be referred directly to a Public Hearing, together with the recommendation of the Director of Current Planning, subject to conditions contained in Appendix C of the Policy Report *CD-1 Text Amendment: 505-600 Abbott Street (International Village)* dated June 27, 2005;

AND FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-laws generally in accordance with Appendices A and B of the Policy Report for consideration at the Public Hearing.

ADOPTED ON CONSENT

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Cadman

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Cadman
SECONDED by Councillor Louie

THAT the report of the Committee of the Whole be adopted.

CARRIED UNANIMOUSLY

BY-LAWS

MOVED by Councillor Louis
SECONDED by Councillor Stevenson

THAT Council, except for those members excused as noted in the agenda, enact the by-laws listed on the agenda for this meeting as numbers 4 to 22 inclusive, and authorize the Mayor and City Clerk to sign and seal the enacted by-laws.

CARRIED UNANIMOUSLY

1. **New Animal Control By-law - WITHDRAWN**
2. **A By-law to amend Noise Control By-law No. 6555 to amend the regulation of animal noise - WITHDRAWN**
3. **A By-law to amend License By-law No. 4450 regarding the use of security, guard, or patrol dogs - WITHDRAWN**
4. **A By-law to amend Solid Waste and Recycling By-law No. 8417 regarding container identification and fines (By-law No. 9072)**
5. **A By-law to adopt the South East False Creek Development Plan as an official development plan (By-law No. 9073)**
6. **A By-law to designate certain real property as protected heritage property (re 51 West Hastings Street) (By-law No. 9074)**
(Councillors Bass, Louie and Louis excused from voting on By-law No. 6)
7. **A By-law to amend CD-1 By-law No.'s 7835 and 8893 (By-law No. 9075)**
(Councillors Bass, Louie and Louis excused from voting on By-law No. 7)
8. **A By-law to amend Zoning and Development By-law No. 3575 (regarding secondary suites) (By-law No. 9076)**
(Councillors Bass, Louie and Louis excused from voting on By-law No. 8)
9. **A By-law to amend Zoning and Development By-law No. 3575 (regarding secondary suites mapping) (By-law No. 9077)**
(Councillors Bass, Louie and Louis excused from voting on By-law No. 6)

10. A By-law to amend Parking By-law No. 6059 (regarding secondary suites) (By-law No. 9078)
11. A By-law to amend Building By-law No. 8057 regarding internal access in secondary suites (By-law No. 9079)
12. A By-law to amend Zoning and Development Fee By-law No. 5585 regarding secondary suites and fees (By-law No. 9080)
13. A By-law to amend Zoning and Development By-law No. 3575 to rezone an area to CD-1 (811-821 Cambie Street) (By-law No. 9081)
(Councillors Louie, Stevenson, Woodsworth and Mayor Campbell excused from voting on By-law No. 13)
14. A By-law to amend Downtown District Official Development Plan By-law No. 4912 (811-821 Cambie Street) (By-law No. 9082)
(Councillors Louie, Stevenson, Woodsworth and Mayor Campbell excused from voting on By-law No. 14)
15. A By-law to amend Sign By-law No. 6510 (811-821 Cambie Street) (By-law No. 9083)
(Councillors Louie, Stevenson, Woodsworth and Mayor Campbell excused from voting on By-law No. 15)
16. A By-law to amend CD-1 By-law No. 7230 (re 375 East Pender Street {485 Dunlevy}) (By-law No. 9084)
(Councillors Green, Louie and Louis excused from voting on By-law No. 16)
17. A By-law to amend CD-1 By-law No. 6962 (re 1630 West 15th Avenue {Vancouver Lawn Tennis Club}) (By-law No. 9085)
(Councillor Cadman excused from voting on By-law No. 17)
18. A By-law to amend Zoning and Development By-law No. 3575 to rezone an area to CD-1 (755 West 42nd Avenue) (By-law No. 9086)
(Councillors Louis, Woodsworth and Mayor Campbell excused from voting on By-law No. 18)
19. A By-law to amend License By-law No. 4450 regarding standard hours liquor establishments (By-law No. 9087)
20. A By-law to amend Zoning and Development By-law No. 3575 to rezone an area to CD-1 (950 Quebec Street) (By-law No. 9088)
(Councillors Cadman, Green, Louie and Roberts excused from voting on By-law No. 20)
21. A By-law to amend Development Permit Board and Advisory Panel By-law No. 5869 regarding alternate Board members (By-law No. 9089)
22. A By-law to amend Impounding By-law No. 3519 (By-law No. 9090)

MOTIONS

A. Administrative Motions

1. Approval of Form of Development: 755-765 West 42nd Avenue (File 2605)

MOVED by Councillor Louie

SECONDED by Councillor Stevenson

THAT the form of development for the CD-1 zoned site known as 755-765 West 42nd Avenue be approved generally as illustrated in Development Application No. DE409228 prepared by John Hollifield Inc., and stamped "Received, City of Vancouver Planning Department, June 21, 2005", provided that the Director of Planning may approve design changes which would not adversely affect either the development character and livability of this site or adjacent properties.

CARRIED UNANIMOUSLY

2. Approval of Form of Development: 811-821 Cambie Street (File 2604)

MOVED by Councillor Louie

SECONDED by Councillor Stevenson

THAT the form of development for the CD-1 zoned site known as 811-821 Cambie Street be approved generally as illustrated in Development Application No. DE409233 prepared by Eng & Wright, and stamped "Received, City of Vancouver Planning Department, March 3, 2005", provided that the Director of Planning may approve design changes which would not adversely affect either the development character and livability of this site or adjacent properties.

CARRIED UNANIMOUSLY

3. Guidelines for RS-7 (File 5301)

MOVED by Councillor Louie

SECONDED by Councillor Stevenson

THAT the documents entitled "RS Zones Impermeable Materials Site Coverage Guidelines for RS-1, RS-1A, RS-1B, RS-2, RS-3, RS-3A, RS-4, RS-5, RS-6 and RS-7S Zones"; "RS-2 and RS-7S Infill and Multiple Dwelling Guidelines"; "RS-7S Guidelines"; "RS-7S Explanatory Notes" and; "Strata Title Policies for RS-7S, and RT Zones" be amended by Council by striking out "RS-7S" and substituting "RS-7".

CARRIED UNANIMOUSLY

4. **Establishing Road on the west side of Knight Street, between East 55th Avenue and East 57th Avenue, adjacent to 7219 Knight Street (File 5753)**

MOVED by Councillor Woodsworth
SECONDED by Councillor Stevenson

THAT WHEREAS the registered owner will be conveying to the City of Vancouver for road purposes lands in the City of Vancouver, Province of British Columbia, more particularly known and described as follows:

All that portion of Lot 63, Except the East 7 feet, now road, Blocks 29 to 31, District Lot 200, Plan 1770, as shown heavy outlined on plan of survey completed June 9, 2005, attested to by Eric I. Kaardal, B.C.L.S. and marginally numbered LB832, a print of which is attached hereto.

AND WHEREAS it is deemed expedient and in the public interest to accept and allocate the said lands for road purposes.

BE IT RESOLVED that the above described lands to be conveyed are hereby accepted and allocated for road purposes and declared to form and to constitute a portion of a road.

CARRIED UNANIMOUSLY

B. Motions on Notice

1. **Recycling Depots (File 3758)**

MOVED by Councillor Ladner
SECONDED by Councillor Louie

WHEREAS industry-run recycling depots are an essential part of a city that recycles, accounting for around 85% of all containers recovered from consumers in B.C.

AND WHEREAS these depots are preferred by consumers over retail stores because they accept all recyclable containers in unlimited amounts at one location and eliminate the need for extra sorting;

AND WHEREAS these depots take pressure off liquor stores and grocery stores which don't encourage recycling because it conflicts with their primary business;

AND WHEREAS these depots provide entry-level employment opportunities;

AND WHEREAS non-returned recyclable containers end up in the landfill;

AND WHEREAS the City of Vancouver needs approximately 15 more depots to bring our recyclable return rate up to the provincial average;

AND WHEREAS residents and adjacent property owners are often opposed to having these depots in their neighbourhoods even though placing them throughout the city encourages recycling;

AND WHEREAS City policy is unclear on whether these depots must be in industrial zones or whether they are allowed in commercial zones and how much the approval should be based on neighbourhood input;

THEREFORE BE IT RESOLVED THAT City staff report back on a process to develop a policy that would assess the demand for and location of recycling depots and address neighbourhood concerns with recycling depots.

Referred

As a request to speak had been received, Council agreed to refer consideration of the Motion to the Standing Committee on City Services and Budgets meeting on July 21 to hear the speaker.

NEW BUSINESS

1. SRA Permit for 514 Homer Street (The Victorian Hotel) (File 4657)

MOVED by Councillor Green
SECONDED by Councillor Louie

THAT Council reconsider the following motion, approved on February 1, 2005, in order to allow the owners of the Hotel the opportunity to speak:

THAT Council approve a SRA permit for 514 Homer Street (The Victorian Hotel) to demolish 9 SRA-designated rooms and convert the remaining 47 SRA-designated rooms to tourist accommodation subject to the condition that prior to the issuance of the permit, the owner:

- i. obtain all necessary City Permits required for the alterations carried out without permits in the above building, and that the alterations be inspected and approved for occupancy by the Chief Building Official; and
- ii. submit to the City a payment in the amount of \$280,000 (\$5000 x 56 SRA rooms converted/demolished), to be deposited into the reserve fund earmarked for the provision of replacement accommodation.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

2. Parking Facilities in New Developments (File 5652)

Councillor Louie submitted the following motion. Councillor Ladner called Notice under Section 5.4(c) of the Procedure By-law. The Motion will be placed on the agenda of the Regular Council meeting on July 21, 2005 immediately following the Standing Committee on City Services and Budgets meeting.

THAT Council direct staff to consider adaptive reuse options for parking facilities when processing new developments.

Notice

ENQUIRIES AND OTHER MATTERS

1. Relocation of St. Paul's Hospital (File 4101/8111)

Councillor Ladner requested staff to provide a memorandum advising what opportunities there are for Council to be involved in the process related to the possible relocation of St. Paul's Hospital and how residents of the West End, through Council, can be involved in the process.

The Council adjourned at 6:00 p.m.

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