THE CORPORATION OF THE DISTRICT OF SURREY

Municipal Hall,
14245 - 56th Avenue,
Surrey, B.C.
Time: 7:00 p.m.

Minutes of a Special Council meeting held in the Council Chamber on Monday, May 17th, 1976, at 7:00 p.m.
All the members were present except Mayor McKitka and Alderman O'Brien-Bell who are on a delegation to Ottawa on Municipal business. Alderman Beale was Acting Mayor and in the Chair. Also present were the Assistant Manager and Municipal Clerk.

A. ADOPTION OF MINUTES:

1. In connection with the minutes of the Regular Council meeting of May 10th the Clerk reported that in regard to Resolution H-826 the mover of the motion should be Alderman Jones instead of Alderman Beale as indicated in the minutes.

   In regard to Resolution H-902, Alderman Beale stated he had not seconded this motion, he indicated it was Alderman Moore who had done so.

   It was Moved by Alderman Jones
   Seconded by Alderman Schrenk
   That the minutes be adopted with the
   above corrections.

   RES.NO.H931 Carried

2. It was
   Moved by Alderman Millar
   Seconded by Alderman Jones
   That the minutes of the Regular Council meeting of May 12th be adopted.

   RES.NO.H932 Carried

B. DELEGATIONS:

1. Mr. H.G. Spring of 3724 - 201A Street, Langley, was present concerning a proposed commercial building on 88th Avenue east of 120 Street.

   Mr. Spring stated that he had planned to move his tire shop from Delta into Surrey. He purchased this property last fall and he had checked before purchasing with the Planning Department because the property was zoned residential with a house on it. He planned to use the existing building, with additions to it for his tire shop and use the septic tank on the property. He had been advised by Engineering that sewers were planned for the fall of 1976 and he would undoubtedly get permission to use
the septic tank on a temporary basis. He then made application for a land use contract to utilize the property for his tire shop. He has now been advised by the Engineering Department that he must connect to the sewer which is 1,800 feet away. This he cannot afford to do.

He planned to have his phase 1 use the septic tank. He stated if he cannot use the property for the tire shop he will rent the house and there will be more sewage from his house than from his business going into the septic tank.

He understands that Council policy is that any commercial use within an Urban Growth Area must connect to the sewer. In this case he is requesting a relaxation of this requirement.

2. J. Gouk of 13660 - 24th Avenue was present concerning a drainage problem in the 13600 Block on 24th Avenue.

A brief on this matter was read by Mr. Gouk for Council's information. He stated that in the 13600 Block of 24th Avenue, water comes from the east, west and from the south leaving only a mild north slope to clear the water from these three sources.

The Municipal ditches run on the south side of the road. The north drainage is then taken across 24th Avenue and goes through 13660 - 24th Avenue which is his property. The south side ditches on 24th Avenue are four to five feet deep and run to full capacity only after one day of winter rain. This causes problems of erosion, is a danger to school children walking on 24th Avenue, road flooding, driveway culvert damage, and flooding of private property.

He stated there is a natural watercourse going from south to north which arrives at 24th Avenue approximately thirty feet east of the western boundary of 13660 - 24th Avenue.

The Municipality directs the water to flow from the south side of 24th Avenue into this natural watercourse. He stated that the amount of flow coming from east, west and south are taken by two 2' culverts under 24th Avenue into this watercourse. These two 2' culverts are totally inadequate for the amount of water.

He also stated that Surrey has refused to clean the watercourse north of the outlet of these two culverts and this has further complicated the drainage problem. He stated he had been advised that the natural watercourse cannot be cleaned out without the approval of the Fisheries Department but on contacting the Fisheries Department they had indicated they had nothing to do with it.

He is requesting that the watercourse north of 24th Avenue be cleaned and maintained, that the twin 2' culverts under 24th
Avenue be changed to 3' culverts, and an additional under street culverts should be installed east and west of the junction point to reduce the problem created by the three ditches merging at one location in a high volume of water.

3. Mrs. Susan Fahlman of Apt. 305, 13485 - 71st Avenue, was to be present concerning the sale of certain articles in stores. She did not appear.

4. Mr. and Mrs. L. Chenier of 234B, 9520 - 122 Street, had been advised of a proposed resolution under Section 873 concerning dilapidated buildings at 10187 - 161 Street.

No one appeared in this regard.

It was Moved by Alderman Fomich
Seconded by Alderman Vogel
That the Council of The Corporation of the District of Surrey hereby declares that the dilapidated dwelling and garage located on Lot 26, Section 26, B5N, RW, Plan 1670 are in so dilapidated and uncleanly a condition as to be offensive to the community. It is hereby ordered that the said buildings be demolished by the owners or agent of the owners within thirty (30) days of service of this order upon them. It is further ordered that should the owner or agent of the owner fail to comply with the aforesaid order within the said period of thirty (30) days, the Engineering Department, by their workmen or contractors, may be instructed to enter on the land and demolish the buildings at the expense of the owner, and the charges for so doing, if unpaid by the owner on the 31st day of December of any year, shall be added to and form part of the taxes payable in respect of that land as taxes in arrears.

RES.NO.H933 Carried

5. Donald Stewart & W. Swanson of 129 East Durham St., New Westminster, had been advised to be present concerning an order under Section 873 concerning a dilapidated building and debris at 8038 - 120th Street.

No one appeared in this regard.

It was Moved by Alderman Schrenk
Seconded by Alderman Fomich
That the Council of The Corporation of the District of Surrey hereby declares that the dilapidated building and debris located on Lot 1, Block 10, SW1/4, Section 30, Township 2, Plan 14290, being 8038 - 120th Street are in so dilapidated and uncleanly a condition as to be offensive to the community. It is hereby ordered that the said building be demolished by the owners or agent of the owners within thirty (30) days of service of this order upon them. It is further ordered that should the owner or agent of the owner fail to comply with the aforesaid order within the said
period of thirty (30) days, the Engineering Department, by their workmen or contractors, may be instructed to enter on the land and demolish the building at the expense of the owner, and the charges for so doing, if unpaid by the owner on the 31st day of December of any year, shall be added to and form part of the taxes payable in respect of that land as taxes in arrears.

RES.NO.H934

Carried

6. Alderman Vogel stated that Mr. Bryan was present and wished to be heard in regard to Meadow Creek Farm horse racing.

It was

Moved by Alderman Vogel
Seconded by Alderman Millar
That Mr. Bryan be heard.

Carried

RES.NO.H935

Mr. Bryan stated that along with himself there would be Mr. Forbes and Mr. Campbell who wished to speak on Council's action last week in regard to approving of Meadow Creek Farm's application for a temporary license to conduct quarterhorse racing at Meadow Creek Farms this year.

Mr. W. Forbes of 1905 - 184th Street, read a brief for Council's information. He stated that Meadow Creek Farms had been built as a thoroughbred race horse training stable which was a proper agricultural use within the Zoning By-law. However, the use of the property for a public racetrack for quarter horses, complete with a bar and pari-mutuel betting is not within the zoning for this area. He was not granted a business license or a building permit. He stated that Captain Terry had gone ahead in defiance of the by-laws and had even started construction of a permanent stadium. He stated there were various reasons why a racetrack should not be allowed in this area and all of these were brought out at the Land Commission hearing. The reasons include noise pollution, well water supply problems, and many other considerations. He stated they have to protect the investments they have in their homes in this area. He stated it now appears that Captain Terry is going to plead guilty to last year's charges in return for being allowed to operate on a temporary basis again this year. He requested Council that the Zoning, Noise and other applicable by-laws be fully and properly enforced. This is far more than a trivial matter as far as they are concerned.

Mr. C. Campbell of 12259 Gilley Road, Surrey, who is also the Chairman of the Crescent Action Group, read a brief for Council's information regarding Meadow Creek Farms. He stated his delegation served to remind Council that the integrity of the Hazelmere Valley extended beyond the confines of the Valley itself. He stated that the granting of a temporary permit to allow racing in the Hazelmere Valley appears to contravene the specifications for the A-1 zoning of the area. He also stated that to establish zoning of any kind under the "Municipal Act"
requires consideration to be given to the promotion of health, safety, convenience and welfare of the public, the overcrowding of land, and the preservation of the amenities, particularly to other zones and other requirements. He also outlined what was to be given due regard if you proceed under Section 702A. He stated that the Regional District had advised Council a year ago that the rural use in the Official Regional Plan does not allow for horse racing. The Planning Committee of the G.V.R.D. last week rejected Surrey's application to have the Official Regional Plan amended to change the Meadow Creek site from Rural to Urban. He stated any further procedures to accommodate Meadow Creek Farms will require a public hearing, the approval of two-thirds majority of Council, and an Official Regional Plan amendment.

In view of the action to date it seems fruitless for Council to proceed further on this matter. He requested that the matter be disposed of by Council this evening.

It was then Moved by Alderman Jones
Seconded by Alderman Millar
That the Council do now adjourn for
a public hearing on several by-laws.
Carried

The meeting adjourned at 7:35 p.m. and reconvened at 8:05 p.m.

Mr. Bryan of 1184 - 184th Street was present and read a brief for Council's information in regard to the Meadow Creek Farms. He referred to the costs involved for this quarterhorse racing to be taken care of in this area. He understood that the cost to put the roads in the proper condition to handle the traffic would be at least $.5 M. The matter of water supply would cost $2 M. There is no estimate as to the cost to bring sewer service to the area. On top of that there has been no study made of the ecological impact upon the area. He stated that the taxpayers will end up paying these costs for water, road and sewage, as Meadow Creek Farms cannot afford to pay these kind of costs. He stated that Meadow Creek Farms have not received the approval of the Federal Department of Fisheries for quarter horse racing in this area. He stated they will be taking millions of gallons of water each summer from the river. He stated they have not received Boundary Health Unit approval for a septic tank disposal system. The capacity proposed with the racing is beyond the capacity that the local Boundary Health Unit can approve. He stated that the permanent footings have been put down for a grandstand without a building permit. He stated that allowing a temporary permit for operation this summer will eventually lead to a permanent quarter horse facility at the Meadow Creek Farms. He stated it will ruin the spawning grounds in the river, it will cause wells to go dry in the area, and it will create noise and traffic congestion in the Hazelmere Valley. He suggested Council reconsider their decision and rescind the approval for the temporary permit granted by Council last week.
C. REPORTS OF VARIOUS COMMITTEES:

1. FINANCE COMMITTEE:

(a) It was Moved by Alderman Millar
    Seconded by Alderman Fomich
    That the minutes of the meeting of
    May 12th be received.

RES.NO.H937 Carried

D. REPORTS OF VARIOUS BOARDS:

1. ADVISORY DESIGN PANEL:

(a) It was Moved by Alderman Fomich
    Seconded by Alderman Moore
    That the minutes of the meeting of
    the Design Panel of April 28th be received.

RES.NO.H938 Carried

2. GREATER VANCOUVER REGIONAL DISTRICT:

The following minutes were submitted to Council from the
Regional District:

(a) The minutes of the Board of Directors meeting of April
    28th.
(b) The minutes of the Hospital Board of Directors meeting
    of April 28th.
(c) The minutes of the Water District Board meeting of April
    28th.
(d) The minutes of the Sewerage & Drainage Board meeting of
    April 28th.

It was Moved by Alderman Fomich
    Seconded by Alderman Vogel
    That the above minutes be received.

RES.NO.H939 Carried

In regard to Item (a), it was stated that on Page 6
of these minutes, Item 4.3.1. referred to property in
Surrey at the corner of 193A Avenue and 122nd Street,
and this should read at 103A Avenue and 122nd Street.

Alderman Beale also questioned Application GV 76-3 of
Surrey dealing with designating one acre in the Bridgeview
area to industrial. The Regional District had stated
that any further applications in the Bridgeview area
should be accompanied by an Official Community Plan for
that area. They had then amended the words "Official
Community Plan" to a "Comprehensive Community Plan" and
the Acting Mayor questioned what was the difference
between "Comprehensive" and "Official".
3. **FRASER VALLEY REGIONAL LIBRARY:**

   (a) It was Moved by Alderman Schrenk
       Seconded by Alderman Fomich
       That the Annual Report for 1975 be
       received. **Carried**

   (b) It was Moved by Alderman Schrenk
       Seconded by Alderman Moore
       That the Circulation Report for April
       be received. **Carried**

   (c) It was Moved by Alderman Moore
       Seconded by Alderman Schrenk
       That the minutes of the Fraser Valley
       Regional Library Board of April 28th be received. **Carried**

The Acting Mayor then reported that Council had met this afternoon with Alderman Perry, Chairman of the Fraser Valley Regional Library Building Committee, and Mr. Overend, Director of the Regional Library. He stated the Council had been trying to get the Regional Library Board to establish policy on the matter of withdrawal from the Library Board so that should Surrey in the future withdraw from the Regional Library Board, or should the Library Commission request that Surrey become part of the Greater Vancouver Regional District library setup, there would be a definite policy in regard thereto. He stated they have been unable to get this policy at this time although the Regional Library Board has established a committee to look into the matter of setting policy for withdrawal of a municipality from the Fraser Valley Library Board.

Alderman Perry was requesting Council approval of a contribution towards a new Headquarters Building in Abbotsford which they wish to proceed with to construct this year and they want a commitment from this year's Council in this regard.

A motion in this regard which was moved by Alderman Fomich and seconded by Alderman Moore was withdrawn so that the previous motion of Council dealing with this matter could be rescinded.

Alderman Fomich then made the same motion after the motion to rescind had been dealt with.

It was then Moved by Alderman Jones
Seconded by Alderman Millar
That Resolution H-580 of April 26th dealing with the recommendations of the Library Facilities and Extension Committee minutes of April 20th be amended to delete the recommendation in the last paragraph under "C" thereof in which Council had approved in principle and recommended to the 1977 Council, payment of the sum of $40,828.00 as its contribution towards the construction of the new Headquarters Building in Abbotsford when satisfactory procedures for withdrawal from the Fraser Valley Regional Library had been arranged.

RES.NO.H943

Carried

It was then Moved by Alderman Fomich
Seconded by Alderman Moore
That Surrey adjust the 1976 Budget to provide for Surrey's share of the Fraser Valley Regional Library Headquarters Building in Abbotsford in the amount of $40,828.00, subject to the Fraser Valley Regional Library Board receiving the necessary grants towards this building from the Library Development Commission and the Provincial Recreational Grant Fund.

RES.NO.H944

Carried

Alderman Vogel stated he was concerned over the position in the future of Surrey in regard to book stock for Surrey libraries should Surrey withdraw from the Regional Library and he felt that the Regional Library Board had not taken our request for a policy statement on withdrawal by a member municipality seriously.

E. MAYOR'S REPORT:

1. The Acting Mayor stated that Mayor McKitka, Alderman O'Brien-Bell, the Municipal Manager, and the Municipal Engineer were presently in Ottawa in an effort to get some commitment for funds for projects in Surrey. He stated a brief was being presented to the Honorable Jean Marchand, Minister of Environment, concerning the dyking and drainage for the Bridgeview/South Westminster area of Surrey.

He stated they were also presenting a brief to the Honorable Otto Lang, Minister of Transport, concerning taxation on land and improvements owned by the Fraser River Harbor Commission in Surrey which are presently tax free.

A brief was also being presented to the Honorable Marcel Lessard, Minister of Regional Economic Expansion, and the Honorable Eugene Whelan, Minister of Agriculture, concerning dyking and drainage problems in the Serpentine and Nicomekl River Valleys in Surrey and requesting funds in regard thereto.

2. The Acting Mayor stated that copies of the Procedure By-law No. 4155 had been supplied to members of Council. He stated
it appeared that Council has been lax in observing Sections 10, 19 and 22 thereof. He suggested that these sections be adhered to and that Council members review all sections of the by-law.

3. The Acting Mayor reported that the official opening of the Cloverdale By-Pass which is to be named in honor of R.C.M.P. Constable Roger Pierlet who was killed while on duty in 1975, will be held at the north end of the overpass on Wednesday at 2:00 p.m. He requested as many members of Council as possible to be present.

4. The Acting Mayor stated an invitation had been received from the Royal Canadian Legion concerning the Crescent Beach May Day Parade being held on Monday, May 24th. The parade leaves the parking lot at 16th Avenue and 128th Street at 11:00 a.m. and the invitation asked the Mayor to ride in the parade and speak at the program.

5. The Acting Mayor reminded Council of the Cloverdale Rodeo and the Cloverdale Rodeo Parade which will take place this Saturday at 10:00 a.m.

6. At this point Alderman Vogel referred to the letter that had been received from DAON concerning the Sunmeadows Land Use Contract which is covered by By-law No. 4804.

   The letter outlined the project being proposed under By-law No. 4804 and requested Council to give third reading to the by-law.

   The Acting Mayor stated that this matter would be dealt with under the By-laws as the by-law is on the Agenda for third reading.

   It was Moved by Alderman Vogel
   Seconded by Alderman Millar
   That the letter be received.
   Carried

   The Assistant Manager then stated that a report on the Revenue Cost Analysis of the DAON housing project had been compiled by the Manager as requested by the Mayor. Copies had been supplied to members of Council this evening.

   The Acting Mayor stated Council had not had any time to study the report but it was received for information.

F. BY-LAWS:

   The Acting Mayor stated that in regard to by-laws, because only seven members of Council were present and some of the by-laws require two-thirds majority of all members of Council which is six members, the Clerk will indicate which by-laws require a two-thirds majority and if there is any possibility of the
by-law not being approved at this time, it should be tabled to
the next meeting.

1. "Surrey General and Special Rates Levy By-law, 1976, No. 4821" was read and reconsidered.

   It was Moved by Alderman Jones
   Seconded by Alderman Millar
   That "Surrey General and Special Rates
   Levy By-law, 1976, No. 4821" be finally adopted, signed by the
   Mayor and Clerk, and sealed with the Corporate Seal.

   RES.NO.H946

   Carried

2. "Sanitary Sewer and Drainage Right-of-Way Expropriation By-law, 1976, No. 4825" was read and reconsidered.

   It was Moved by Alderman Millar
   Seconded by Alderman Fomich
   That "Sanitary Sewer and Drainage
   Right-of-Way Expropriation By-law, 1976, No. 4825" be finally
   adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

   RES.NO.H947

   Carried

3. "Surrey Zoning By-law, 1964, No. 2265, Amendment and No. 35
   Development Area Designation By-law, 1976, No. 4826" was read
   and reconsidered.

   It was Moved by Alderman Fomich
   Seconded by Alderman Vogel
   That "Surrey Zoning By-law, 1964, No.
   2265, Amendment and No. 35 Development Area Designation By-law,
   1976, No. 4826" be tabled until the next Council meeting.

   RES.NO.H948

   Carried
   with Alderman Moore against.

4. "Townline Riders Land Leasing By-law, 1976, No. 4827" was read
   and reconsidered.

   It was Moved by Alderman Millar
   Seconded by Alderman Schrenk
   That "Townline Riders Land Leasing
   By-law, 1976, No. 4827" be finally adopted, signed by the
   Mayor and Clerk, and sealed with the Corporate Seal.

   RES.NO.H949

   Carried

   4830" was introduced and read for the first time.

   It was Moved by Alderman Fomich
   Seconded by Alderman Moore
   That "Sanitary Sewer Right-of-Way
   Expropriation By-law, 1976, No. 4830" pass its first reading.

   RES.NO.H950

   Carried
   with Alderman Schrenk against.
The said by-law was then read for the second time.

It was Moved by Alderman Fomich 
Seconded by Alderman Moore 
That "Sanitary Sewer Right-of-Way Expropriation By-law, 1976, No. 4830" pass its second reading. Carried 
with Alderman Schrenk against.

The said by-law was then read for the third time.

It was Moved by Alderman Fomich 
Seconded by Alderman Millar 
That "Sanitary Sewer Right-of-Way Expropriation By-law, 1976, No. 4830" pass its third reading. Carried 
with Alderman Schrenk against.

6. "Whalley Official Community Plan By-law, 1969, No. 3059, Amendment By-law, 1976, No. 4758" was read and reconsidered.

It was Moved by Alderman Schrenk 
Seconded by Alderman Fomich 
That "Whalley Official Community Plan By-law, 1969, No. 3059, Amendment By-law, 1976, No. 4758" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal. Carried

7. "Norrie Land Leasing By-law, 1976, No. 4831" was introduced and read for the first time.

It was Moved by Alderman Schrenk 
Seconded by Alderman Fomich 
That "Norrie Land Leasing By-law, 1976, No. 4831" pass its first reading. Carried

The said by-law was then read for the second time.

It was Moved by Alderman Schrenk 
Seconded by Alderman Fomich 
That "Norrie Land Leasing By-law, 1976, No. 4831" pass its second reading. Carried

The said by-law was then read for the third time.

It was Moved by Alderman Schrenk 
Seconded by Alderman Fomich 
That "Norrie Land Leasing By-law, 1976, No. 4831" pass its third reading. Carried
8. "Surrey Electrical Inspection By-law, 1976, No. 4832" was introduced and read for the first time.

It was Moved by Alderman Fomich
Seconded by Alderman Moore
That "Surrey Electrical Inspection
By-law, 1976, No. 4832" pass its first reading.

RES.NO.H957

The said by-law was then read for the second time.

It was Moved by Alderman Moore
Seconded by Alderman Fomich
That "Surrey Electrical Inspection
By-law, 1976, No. 4832" pass its second reading.

RES.NO.H958

The said by-law was then read for the third time.

It was Moved by Alderman Fomich
Seconded by Alderman Moore
That "Surrey Electrical Inspection
By-law, 1976, No. 4832" pass its third reading.

RES.NO.H959

9. "Surrey Zoning By-law, 1964, No. 2265, Amendment By-law, 1976, No. 4807" was to public hearing earlier this evening and it was now read for the third time.

It was Moved by Alderman Vogel
Seconded by Alderman Fomich
That "Surrey Zoning By-law, 1964, No.
2265, Amendment By-law, 1976, No. 4807" pass its third reading.

RES.NO.H960

10. "Surrey Zoning By-law, 1964, No. 2265, Amendment By-law, 1976, No. 4808" was to public hearing earlier this evening and it was now read for the third time.

It was Moved by Alderman Millar
Seconded by Alderman Fomich
That "Surrey Zoning By-law, 1964, No.
2265, Amendment By-law, 1976, No. 4808" pass its third reading.

RES.NO.H961

11. "Surrey Zoning By-law, 1964, No. 2265, Amendment By-law, 1976, No. 4809" was to public hearing earlier this evening and it was now read for the third time.

It was Moved by Alderman Jones
Seconded by Alderman Moore
That "Surrey Zoning By-law, 1964, No.
2265, Amendment By-law, 1976, No. 4809" pass its third reading.

RES.NO.H962
12. It was Moved by Alderman Vogel
Seconded by Alderman Moore
That "Surrey Land Use Contract No. 187, Authorization By-law, 1976, No. 4811" be tabled until the next Council meeting.
RES.NO.H963 Carried
with Alderman Fomich against.

13. It was Moved by Alderman Millar
Seconded by Alderman Moore
That "Surrey Land Use Contract No. 215, Authorization By-law, 1976, No. 4813" be approved in principle, such approval to be valid for six months from this date.
RES.NO.H964 Carried

14. "Surrey Zoning By-law, 1964, No. 2265, Amendment By-law, 1976, No. 4800" was read and reconsidered.

It was Moved by Alderman Fomich
Seconded by Alderman Jones
That "Surrey Zoning By-law, 1964, No. 2265, Amendment By-law, 1976, No. 4800" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.
RES.NO.H965 Carried

15. "Surrey Land Use Contract No. 173, Authorization By-law, 1976, No. 4696" was now read for the third time.

It was Moved by Alderman Schrenk
Seconded by Alderman Millar
RES.NO.H966 Carried

16. "Surrey Land Use Contract No. 192, Authorization By-law, 1976, No. 4804" was now read for the third time.

It was Moved by Alderman Fomich
Seconded by Alderman Vogel
RES.NO.H967 Carried
with Alderman Schrenk against.

A motion by Alderman Schrenk that the above motion for third reading be tabled, received no seconder.

17. "Surrey Land Use Contract No. 199, Authorization By-law, 1976, No. 4833" was introduced and read for the first time.
It was Moved by Alderman Millar
Seconded by Alderman Jones
RES.NO.H968 Carried

The said by-law was then read for the second time.

It was Moved by Alderman Moore
Seconded by Alderman Fomich
RES.NO.H969 Carried

It was then Moved by Alderman Vogel
Seconded by Alderman Jones
That the public hearing for "Surrey Land Use Contract No. 199, Authorization By-law, 1976, No. 4833" be held at the Municipal Hall on Monday, June 7th at 7:30 p.m.
RES.NO.H970 Carried

18. "Surrey Land Use Contract No. 153, Authorization By-law, 1976, No. 4834" was introduced and read for the first time.

It was Moved by Alderman Millar
Seconded by Alderman Moore
RES.NO.H971 Carried

The said by-law was then read for the second time.

It was Moved by Alderman Moore
Seconded by Alderman Millar
RES.NO.H972 Carried

It was then Moved by Alderman Moore
Seconded by Alderman Millar
That the public hearing for "Surrey Land Use Contract No. 153, Authorization By-law, 1976, No. 4834" be held at the Municipal Hall on Monday, May 31st, 1976, at 7:30 p.m.
RES.NO.H973 Carried

In connection with this by-law, Alderman Vogel raised the question of density which is over 14 units per acre and the property is small, only being 1.96 acres. He stated the density should not be more than 12 units on such a small parcel and this matter will be considered after the public hearing.
19. "Surrey Zoning By-law, 1964, No. 2265, Amendment By-law, 1970, No. 3140, Amendment By-law, 1976, No. 4835" was introduced and read for the first time.

It was **Moved by Alderman Millar**

**Seconded by Alderman Moore**


**Carried** with Alderman Jones against.

The said by-law was then read for the second time.

It was **Moved by Alderman Moore**

**Seconded by Alderman Millar**


**Carried** with Alderman Jones against.

It was then **Moved by Alderman Vogel**

**Seconded by Alderman Moore**

That the public hearing on "Surrey Zoning By-law, 1964, No. 2265, Amendment By-law, 1970, No. 3140, Amendment By-law, 1976, No. 4835" be held at the Municipal Hall on Monday, June 7th, 1976, at 7:30 p.m.

**Carried**

20. "Surrey Sewer Rates and Extension Regulation By-law, 1964, No. 2240, Amendment By-law, 1976, No. 4795" was read and reconsidered.

It was **Moved by Alderman Fomich**

**Seconded by Alderman Vogel**

That "Surrey Sewer Rates and Extension Regulation By-law, 1964, No. 2240, Amendment By-law, 1976, No. 4795" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

**Carried**

21. The Clerk reported he had now been advised by the Planning Department that Land Use Contract No. 155 was in order for final adoption.

"Surrey Land Use Contract No. 155, Authorization By-law, 1975, No. 4653" was read and reconsidered.

It was **Moved by Alderman Vogel**

**Seconded by Alderman Fomich**

That "Surrey Land Use Contract No. 155, Authorization By-law, 1975, No. 4653" be finally adopted, signed by the Mayor and Clerk, and sealed with the Corporate Seal.

**Carried**
22. The Clerk stated he had been advised by the Planning Department that the applicant under "Surrey Land Use Contract No. 141, Authorization By-law, 1976, No. 4803" was having difficulties with the Department of Highways in regard to approval of his Land Use Contract.

Council had set the public hearing for this by-law on May 31st and the Planning Department was now requesting the public hearing be delayed until this matter was resolved.

It was Moved by Alderman Millar
Seconded by Alderman Fomich
That Resolution H-868 of May 10th, 1976, setting the public hearing on By-law No. 4803 for Monday, May 31st, be rescinded.

RES.NO.H979 Carried

G. MANAGER'S REPORT:

1. The Assistant Manager stated he had the following items to report on:

(a) He submitted a report from the Engineer dealing with Contract MS-12-13-75 dealing with the sanitary sewer project 4151. Eight tenders had been received with the low bidder being Hellyer Cook Contracting Ltd. The Engineer reported that instead of a performance bond being provided, the bidder has provided a certified cheque totalling 50% of his bid price which is satisfactory.

It was Moved by Alderman Fomich
Seconded by Alderman Jones
That the requirement of a performance bond be waived for this contract, that Council accept Hellyer Cook Contracting Ltd.'s certified cheques in lieu thereof, that the contract be awarded for the installation of the sewers under this contract to Hellyer Cook Contracting Ltd. in the amount of $83,200.05, and the Mayor and Clerk be authorized to sign the contract.

RES.NO.H980 Carried

(b) The Assistant Manager submitted a report from the Engineer dealing with tenders received on Contract MS-12-9-75 being a sewer installation under Project 4248. The low tender is from Con-Tech Services Ltd. The Engineer stated the consultant on this project stated that Con-Tech Services wish to withdraw their tender as it is considerably lower than all others but the Municipality has received nothing in writing from them indicating they wish to withdraw their tender. The consultants recommend the tender be awarded to the second low bidder. The Engineer is recommending it be awarded to the low bidder, Con-Tech Services Ltd.
It was Moved by Alderman Jones
Seconded by Alderman Vogel
That the contract under MS-12-9-75 be awarded to Con-Tech Services Ltd. in the amount of $302,824.90 and the Mayor and Clerk be authorized to sign the contract.

RES.NO.H981

Carried

(c) The Assistant Manager reported that he had received a report from the Acting Chief Inspector dealing with an application to convert the Mohawk Oil Service Gas Station at 12809 King George Highway to self-service. The Chief Inspector was asking if Council wished to withhold the permit under Section 707 because of the proposed change in the by-law requirements in this regard.

It was Moved by Alderman Fomich
Seconded by Alderman Moore
That Council withhold the building permit for the conversion of this service station at 12809 King George Highway to self-serve, pursuant to Section 707 of the "Municipal Act", for a period of thirty (30) days.

RES.NO.H982

Carried with Aldermen Jones, Vogel and Millar against.

2. Following motion tabled until Court case and matter of royalties on soil removal last year is settled. Soil removal application of J. Kerr at 14978 - 56th Avenue. Item 6883.

Moved by Alderman Beale
Seconded by Alderman Millar
That this application be sent to a public hearing.

2.

3. Item 6915 of April 26, 1976, dealing with 184 Street in the vicinity of the Nicomekl River and repairs in regard thereto was tabled to this meeting. Following motion to be dealt with:

Moved by Alderman Jones
Seconded by Alderman Beale
That Council approve of Alternative No. 2 which is to raise the road to form a permanent flood protection dyke at an additional cost to the Corporation of $49,000.00.

H. CLERK'S REPORT:

1. It was Moved by Alderman Schrenk
Seconded by Alderman Moore
That the minutes of the public hearing of May 10th be received.

RES.NO.H983

Carried
2. The Clerk stated that it was necessary to pass a resolution to apply for funds from the Provincial Government for recreational grant for various projects being undertaken by the Parks & Recreation Department this year.

Moved by Alderman Fomich
Seconded by Alderman Millar
That Council approve of the necessary applications being made under the Community Recreational Facilities Fund for the following projects:

1. Bakerview Park - Continued development of sportsfield, drainage, topsoil and seeding.
2. Bolivar Park - Adventure playground and blacktopping of play area.
3. Fleetwood Park - Construct parking lot and develop grounds including tennis courts.
4. Royal Heights Park - Construct restrooms.

RES.NO.H984 Carried

3. A letter from Mrs. Chaplin of 16045 - 88 Avenue was received concerning a trailer on her property together with the report of the Chief License Inspector thereon. It appeared now that the trailer is on the site but is only being stored there and no further fees will be charged in regard thereto.

It was
Moved by Alderman Schrenk
Seconded by Alderman Millar
That the letter and report be received.

RES.NO.H985 Carried

4. A letter from Mr. Thomas, Solicitor, was received concerning Council's request for an amendment to the by-law dealing with shopping carts and their removal from shopping centres. He stated that the request to pass a by-law to prohibit the removal of shopping carts from shopping centre parking lots, to compel owners of businesses to identify shopping carts with nameplates and to compel owners of businesses to display signs stating that it is an offence to remove shopping carts from the premises, are not within the power of the Municipal Council to do.

He stated the removal of the carts from Municipal highways when they are abandoned on highways would appear to be covered by Section 41 of the new Highway By-law.

It was
Moved by Alderman Fomich
Seconded by Alderman Jones
That the letter from the Solicitor be received.

RES.NO.H986 Carried

I. GENERAL CORRESPONDENCE:

1. Letter from Colebrook Dyking District received thanking Council for grant and expressing concern over development on West Panorama Ridge.
2. Letter from Public Access to Waters received re boat launching ramp at Crescent Beach.

3. Letter from F. Janssens of 4764 - 184 Street received re gravel on 184 Street north of Nicomekl Bridge.

4. Letter from L.B. Howard of 3080 McBride Avenue received re speed of traffic and noise on McBride Ave.

5. Letter from B.C. Hydro received advising of bus route changes in Surrey effective July 23.

6. Letter of appreciation received from D. Ormiston of 13478 - 79A Avenue for work done on ditch.

7. Letter of appreciation received from J. Hart of 13390 - 26 Avenue for proposed sidewalk on 24 Avenue.

8. Letter from M. Hynds of 1285 Lee Street, White Rock, received re Council's decision on horse racing.

9. Letter from Hazelmer Valley Golf Course Ltd. requesting Council to apply to Provincial Government to have 10 acres excluded from A.L.R.

10. Letter from 746 Optimist Squadron of the Air Cadets received requesting use of Hall parking lot for their annual inspection on June 7th and inviting Council to attend.

11. Further letter received from Mr. B. Hamilton of 13177 - 72 Avenue regarding nursery at 13176 - 72 Avenue.

12. Letter from L. Gustafson of R.R.#1 Chemainus received re art in Surrey.

13. Letter sent to Mrs. Schultz from Alderman Jones concerning the matter of a ditch crossing her property at 11270 - 128th Street.

It was received. Moved by Alderman Vogel
Seconded by Alderman Fomich
That the above correspondence be Carried

In regard to Item 3, it was

Moved by Alderman Jones
Seconded by Alderman Vogel
That this letter be referred to the meeting between the Dyking Commission and the Engineer for information. Carried

RES.NO.H987

RES.NO.H988
In regard to Item 4, it was

Moved by Alderman Vogel
Seconded by Alderman Fomich
That this letter be referred to the Traffic Committee for consideration.

Carried

In regard to Item 5, concern was expressed that in the letter it was indicated that due to poor patronage, the bus service on No. 10 Highway from Cloverdale to King George Highway was being discontinued. Service in other areas were being improved under the bus route changes.

It was

Moved by Alderman Jones
Seconded by Alderman Fomich
That the Clerk write the B.C. Hydro advising that Council is concerned over the elimination of service on No. 10 Highway and requested they keep it under advisement but to express our appreciation for the other changes being made.

Carried

In regard to Item 9, it was

Moved by Alderman Vogel
Seconded by Alderman Schrenk
That Council support this application and write the Provincial Ministers concerned appealing the decision of the Land Commission in regard to the Hazelmere Golf Course Ltd. application.

Carried

In regard to Item 10, it was

Moved by Alderman Millar
Seconded by Alderman Vogel
That the request for the use of the Hall parking lot for their annual inspection on June 7th be approved.

Carried

In regard to Item 11, it was

Moved by Alderman Fomich
Seconded by Alderman Millar
That this letter be referred to the Manager for appropriate action.

Carried with Alderman Vogel against.

In regard to Item 13, Alderman Jones stated he had received a report on this matter before writing Mrs. Schultz from the
Engineer which indicated that the bridge leading to her property was not blocking the flow of water in the ditch and there was no requirement to replace it. Under the Ditch Cleaning Program in Bridgeview the crossings were only replaced where it was necessary to restore the flow of water in the ditch.

It was moved by Alderman Vogel
Seconded by Alderman Millar
That the Engineer's report thereon be received.

RES.NO.H994

14. A letter from the Cloverdale Board of Trade was received requesting approval to hold a bed race in connection with the Cloverdale Rodeo on Friday, May 21st, at 4:00 p.m.

The participants would be the R.C.M.P., the Cloverdale Jaycees, the Cloverdale Board of Trade, and possibly the Surrey Co-Op and the Kinsmen.

It was moved by Alderman Vogel
Seconded by Alderman Millar
That the request to hold this bed race in the Cloverdale area be approved.

RES.NO.H995

15. The Clerk reported he had received a letter from the District of Burnaby advising that the Burnaby Justice Council was holding a general meeting on Wednesday, May 19th, at 7:30 p.m. to discuss the subject of juvenile remand and assessment with senior staff members from the Department of the Attorney-General. Members of the Justice Council and the Family Division Committees were invited to attend the meeting.

The Clerk stated he had advised the Family Court Committee of this meeting as well as members of Council, and the letter was ordered received.

J. ANY OTHER COMPETENT BUSINESS:

1. In regard to letter sent to Hjorth Road Community Association re claim for damages and Engineer's Report thereon, following motion tabled pending further report:

Moved by Alderman Vogel
Seconded by Alderman Beale
That the Council support the Manager's action on this matter.

The Assistant Manager stated that a report will be coming on this matter by next week.
2. Alderman Jones raised the question of the Library Development Commission and their grants towards libraries. It is understood that the grant that we had requested for the new Cloverdale Library had been drastically cut by the Commission and that we would be short of funds for furnishings as a result.

It was Moved by Alderman Jones
Seconded by Alderman Millar
That the matter of grants from the Library Development Commission be put on the Agenda for discussion at the meeting with the Local M.L.A.'s.

RES.NO.H996 Carried

3. Alderman Schrenk referred to an article in the Surrey News dealing with the proposed Venus Studios to be operated by Leonard Nemetz.

The press reported that in a recent interview with Mr. Nemetz, he stated he intends to open the exclusive men's club regardless of Council's decision. At the present time no license has been issued by the Municipality for this club.

It was Moved by Alderman Schrenk
Seconded by Alderman Millar
That this matter be referred to the Manager with the understanding that no license is to be issued until Council meets with Mr. Nemetz.

RES.NO.H997 Carried

4. Alderman Millar questioned whether any action was going to be taken by Council on the Meadow Creek Farms Ltd. and their request for a temporary license which had been approved by Council last week.

He cannot bring it back for reconsideration as he voted against the motion of approval.

No action was taken on the matter by the Council.

L. **ADJOURNMENT:**

It was Moved by Alderman Fomich
Seconded by Alderman Jones
That the Council meeting do now adjourn to a Regular Council meeting to be held on Monday, May 31st, at 7:00 p.m.

RES.NO.H998 Carried

The meeting adjourned at 9:45 p.m.

[Signature]

Acting Mayor

[Signature]

Clerk