



FONVCA AGENDA THURSDAY June 17th 2004

Place: DNV Hall 355 W. Queens Rd V7N 2K6

Time: 7:00-9:00pm

Chair: Maureen Bragg Save Lynn Canyon Park /
Lynn Valley Community Association – 604-985-7272
m.bragg@shaw.ca

1. Order/content of Agenda

2. Adoption of Minutes of May 20th

3. Old Business

3.1 Northlands – Update on court proceedings.

3.2 Citizens Assembly –letter requesting additional meeting on North Shore sent.

3.3 Recycling Tender – letter sent requesting full contract details – John Hunter to review

3.4 Capilano Suspension Bridge Liability Issues – letter sent and response obtained.

4. Correspondence Issues

4.1 Business arising from regular emails -

attached lists ~44 new letters submitted –

May 17/2004 – June 13/2004 contained in a complete list of last 28 months but only for those subjects with recent entries.

- recreation (de)commission
- harassment/censure of councilor issue
- private liquor stores
- taxes

4.2 Non-Posted letters

5. New Business

Council and other District issues.

5.1 Liquor Stores / May 31 Council Mtg.

There are a number of powers made available through the Community Charter. See for example the article by Roy Millen at

<http://www.blakes.com/english/publications/belb/jan2004/belbjan04.asp#community>

5.2 BC Sprawl Report – Smart Growth

(<http://www.smartgrowth.bc.ca>)

rates community livability –

<http://r.vresp.com/?SmartGrowthBC/2c42ae6906/198513/a50234c65d/4eb86ac>

5.3 Council (2003) Reporting Requirements

5.4 Chaos Theory of Transportation –

thought provoking report of Linda Baker

5.5 Should Mayor Bell have resigned?

- Mayor Glen Murray resigns to run federally

5.6 Appointment of District Auditors for 2004

- Grant Thornton still doing 2004?
- Management representation letter to McPherson
- Weaknesses still exist
-

6. Any Other Business

6.1 - Legal issues to think about-

Despite the Community Charter requirement to have 8 councillors when the municipality population exceeds 50,000, since Delta voters defeated increasing the size of their councils in 1972 and 1979 (the last time was 25 years ago!) “It is the ministry’s view that...the Corporation of Delta can continue with a council consisting of a mayor and six councillors”

7. Chairperson & Date of next meeting.

July 15th /2004

Attachments

*List of Email to FONVCA of last 30 months - **BUT ONLY FOR SUBJECTS WITH NEW ENTRIES**

OUTSTANDING FUTURE FONVCA ITEMS

- Council: Cat Regulation Bylaw
- Council: Snow removal for single family homes bylaw
- Council: Securing of vehicle load bylaw
- Council: Review of Zoning Bylaw
- Council: Taxicab regulations bylaw
- Council: District-wide OCP
- Council: Street-ends opening to Waterfront

Correspondence Ordered by Subject

* means since new emails
17 May 2004 →
13 June 2004

Only subjects with new
entries are listed - ordered ~
by volume since 17 Sep/2001

Recreation Commission / Shared Services Agreement

Ernie_Crist_23sep2001.pdf
Dave_Sadler_8oct2001b.pdf
Ernie_Crist_10oct2001.pdf
Ernie_Crist_12nov2001b.pdf
Ernie_Crist_12nov2001d.pdf
Margaret_Fraser_12nov2001.pdf
Margaret_Fraser_12nov2001b.pdf
Corrie_Kost_12nov2001.pdf
David_Potter_12nov2001.pdf
Corrie_Kost_12nov2001b.pdf
David_Potter_12nov2001b.pdf
David_Potter_12nov2001c.pdf
Ernie_Crist_1dec2001.pdf
Ernie_Crist_7dec2001.pdf
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Ernie_Crist_11apr2002.pdf
Ernie_Crist_11apr2002c.pdf
Wayne_Hunter_12apr2002.pdf
Ernie_Crist_5may2002.pdf
Ernie_Crist_8may2002.pdf
Doug_Mackay-
Dunn_9may2002b.pdf
Ernie_Crist_10may2002.pdf
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Ernie_Crist_2nov2003.pdf
Corrie_Kost_16ov2003.pdf
John_Harvey_16nov2003.pdf
John_Harvey_16nov2003b.pdf
Brian_Platts_28mar2004.pdf
* Ernie_Crist_21may2004c.pdf
* Brian_Platts_10jun2004.pdf
* Ernie_Crist_10jun2004a.pdf
* Ernie_Crist_10jun2004.pdf
* Ernie_Crist_10jun2004b.pdf

On Council Motions / Procedures / Freedom of Speech / Ombudsman

Ernie_crist_18oct2001.pdf
Pat_Munroe_17mar2002.pdf
Ernie_Crist_20mar2002e.pdf
Ernie_Crist_28may2002.pdf
Ernie_Crist_6jun2002.pdf
Ernie_Crist_6jun2002b.pdf
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Elizabeth_James_17jun2003.pdf
Alan_Nixon_9jul2003.pdf
Alan_Nixon_10jul2003.pdf
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Agnes_Hilsen_24dec2003.pdf
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Ernie_Crist_29dec2003b.pdf
Don_Bell_30dec2003.pdf
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Elizabeth_James_22jan2004.pdf
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Elizabeth_James_23jan2004.pdf
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James_Ridge_23jan2004.pdf
Corrie_Kost_24jan2004.pdf
Ernie_Crist_26jan2004b.pdf
Ernie_Crist_26jan2004c.pdf
Elizabeth_James_27jan2004.pdf
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Ernie_Crist_25feb2004d.pdf
Agnes_Hilsen_25feb2004.pdf
Ernie_Crist_26feb2004b.pdf
Ernie_Crist_5mar2004.pdf
* Agnes_Hilsen_19may2004.pdf

Lynn Valley Plan / Bicycle Lanes / Roads / Referendum

Ernie_Crist_21sep2001.pdf
Ernie_Crist_27sep2001.pdf
Dave_Sadler_21oct2001.pdf
Dave_Sadler_5nov2001.pdf
Ernie_Crist_12nov2001.pdf
Elizabeth_James_13nov2001.pdf
Ernie_Crist_6dec2001.pdf
Ernie_Crist_21jan2002.pdf
Dave_Sadler_22jan2002.pdf
John_Fair_22jan2002.pdf
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Gord_Howie_17jul2002.pdf
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Ernie_Crist_29sep2003.pdf
Ernie_Crist_25nov2003c.pdf
Ernie_Crist_1may2004b.pdf
* Ernie_Crist_7jun2004.pdf

Northlands Golf Course / Affair

Ernie_Crist_31dec2001b.pdf
Ernie_Crist_12may2002.pdf
John_Hunter_13may2002.pdf
Ernie_Crist_26nov2002b.pdf
Ernie_Crist_5dec2002.pdf
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Bill_Tracey_12jan2003.pdf
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* Ernie_Crist_30may2004.pdf

TRANSLINK / Transportation / RAV / Fuel Taxes / GVRD

Dave_Sadler_4oct2001.pdf
Dave_Sadler_21nov2001.pdf
Ernie_Crist_21nov2001.pdf
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Allan_Orr_28feb2004.pdf
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Elizabeth_James_26mar2004b.pdf
Elizabeth_James_18apr2004.pdf
Elizabeth_James_27apr2004b.pdf
* Elizabeth_James_18may2004.pdf

Mountain biking/Parking issue

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Ernie_Crist_24jun2003.pdf
Ernie_Crist_26jun2003c.pdf
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Ernie_Crist_7mar2004.pdf
David_Cook_30mar2004.pdf
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Stuart_Louwen_26mar2004.pdf
Ernie_Crist_29mar2004.pdf
Ernie_Crist_29mar2004b.pdf
Elizabeth_James_31mar2004.pdf
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Ernie_Crist_12may2004.pdf
Monica_Craver_5may2004.pdf
Elizabeth_James_7may2004.pdf
* Monica_Craver_13may2004.pdf
* Ernie_Crist_19may2004.pdf
* Ernie_Crist_22may2004.pdf
* Ernie_Crist_24may2004.pdf
* Ernie_Crist_9jun2004b.pdf

Misleading/Unclear or Missing Advertising/Improper

Notification/ Communications Policies by District

Ernie_Crist_30nov2001d.pdf
Dave_Sadler_1dec2001.pdf
Ernie_Crist_1dec2001c.pdf
Corrie_Kost_8dec2001.pdf
Dave_Sadler_17mar2002b.pdf
Dave_Sadler_26mar2002b.pdf
Dave_Sadler_6apr2002.pdf
Dave_Sadler_18apr2002b.pdf
Agnes_Hilsen_26apr2002.pdf
Cathy_Adams_12jan2004.pdf
Ernie_Crist_2feb2004.pdf
* Ernie_Crist_19may2004d.pdf

District Taxes /BC Assessment Authority / Home Owners

Grant

Ernie_Crist_14jul2002.pdf
Ernie_Crist_27jul2002.pdf
Corrie_Kost_23aug2002.pdf
Elizabeth_James_23aug2002.pdf
John_Hunter_23aug2002.pdf
Ernie_Crist_7jan2003.pdf
Ernie_Crist_1jul2003.pdf
Ernie_Crist_21jul2003.pdf
Corrie_Kost_8nov2003.pdf
Brian_Platts_10jan2004.pdf
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Ernie_Crist_1may2004c.pdf
* Ernie_Crist_31may2004b.pdf

* Ernie_Crist_9jun2004.pdf
* Ernie_Crist_12jun2004c.pdf

Censure of Councillors

Dave_Sadler_20sep2001.pdf
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Ernie_Crist_17jul2003.pdf
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* Elizabeth_James_19may2004.pdf
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* Ernie_Crist_21may2004.pdf
* Ernie_Crist_21may2004b.pdf
* Ernie_Crist_25may2004.pdf
* Ernie_Crist_12jun2004b.pdf

Bylaw Enforcement / Confidentiality

Brian_Platts_17sep2001.pdf
Ernie_Crist_18sep2001.pdf
Ernie_Crist_20sep2001.pdf
Ernie_Crist_2oct2001.pdf
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Ernie_Crist_15jan2003.pdf
Corrie_Kost_15feb2003.pdf
Ernie_Crist_2aug2003.pdf
Ernie_Crist_28oct2003.pdf
Ernie_Crist_28oct2003c.pdf
* Ernie_Crist_26may2004.pdf

New Lynn Valley Library / 1996 Referendum

Dave_Sadler_1aug2002.pdf
Dave_Sadler_30jul2002.pdf
Ernie_Crist_25jul2002.pdf
Ernie_Crist_29jul2002b.pdf
Ernie_Crist_5sep2003c.pdf
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Ernie_Crist_30apr2004.pdf
Ernie_Crist_5may2004b.pdf
Elizabeth_James_6may2004.pdf
* Elizabeth_James_21may2004.pdf
* Ernie_Crist_23may2004.pdf

Liquor Stores / License Legislation

Ernie_Crist_23mar2002.pdf
* Ernie_Crist_17may2004c.pdf
* Ernie_Crist_27may2004.pdf
* Ernie_Crist_31may2004.pdf
* Ernie_Crist_13jun2004.pdf

Ambulance Service in Maplewood / East of Seymour / General Maplewood

Dave_Sadler_4nov2001.pdf
Ernie_Crist_24feb2003b.pdf
Ernie_Crist_7mar2003.pdf
Allan_Orr_19mar2003.pdf
Ernie_Crist_4aug2003.pdf
* Ernie_Crist_9jun2004c.pdf

Local Transportation Issues

Ernie_Crist_9jun2002d.pdf
John_Fair_25apr2003.pdf
John_Harvey_15jun2003b.pdf
John_Harvey_15jun2003c.pdf
* Elizabeth_James_9jun2004.pdf

Federal Politics

* Ernie_Crist_12jun2004.pdf

Emergency Preparedness

Eric_Andersen_7may2002.pdf
* Carolanne_Reynolds_19may2004.pdf
* Elizabeth_James_19may2004b.pdf
* James_Ridge_19may2004.pdf
* Elizabeth_James_19may2004c.pdf
* Jody_Sydor_19may2004.pdf

FONVCA

Minutes of May 20th 2004

Attendees:

David Knee(chair)	Norgate Park C.A.
Dan Ellis	Lynn Valley C.A.
Maureen Bragg	Save Lynn Canyon Park
John Miller	Lower Capilano R.A.
Brian Platts	Edgemont C.A.
Diana Belhouse	Delbrook C.A.
Ron Polly	Hamilton/Fell C.A.
Corrie Kost	Edgemont C.A.
Hugh Murray	Lower Capilano C.A.

Guest:

John Hunter

Meeting started 7:08pm

1. ORDER/CONTENT OF AGENDA

6.2 Jim Pattison development of old Dave Buck site - Ron Polly

6.3 100 blk of W. Queens and W.29th development - Diana

2. ADOPTION OF MINUTES

Moved/seconded by Diana Bellhouse / John Miller and carried that the minutes of April 15th 2004 be adopted.

3. OLD BUSINESS

3.1 Northlands: Brian updated the group that the sentencing had been delayed till next month as the psychiatric assessment was not setup after the last hearing.

3.2 Citizen's Assembly Meetings:

Citizens Assembly Meeting at the Quay Hotel fully booked. **Brian will send a letter** requesting another meeting on the North Shore.

4. CORRESPONDENCE ISSUES

4.1 Business arising from regular emails –

59 new e-mails to May 16th.

The following issues were discussed

a. Mountain biking

b. Lynn Valley Library

c. Recycling tender - **Brian will enquire** as to the conditions for the \$500,000 performance bond.

d. Censure of Councillor Crist, select committee may not be able to handle this matter as it requires a Council member and this would seem to add bias to committee.

e. District Taxes - Corrie handed out tax comparison sheet –discussion followed.

f. Capilano Suspension Bridge canopy walkway - No mention of initial lack of permits in some News media releases.

Brian will write a letter to ask District on what measures they have taken to absolve themselves of any liability in the event of any accidents on the

structure in the future as they have approved the structure.

g. Stray shopping carts – some suggestions:

- raising deposit to loonie or toonie
- get private contractor to pick up stray carts and charge stores for recovery.
- Carts should not be removed from lots.

4.2 Non-posted e-mails – None

5. NEW BUSINESS

5.1 Liquor Stores

District did not follow through promptly with bylaws for zoning liquor stores (requested by council March 2003). When, in November 2003, the Province allowed transfer of license within a municipality (or 5km of original pub), the 7 day delay between passing the bylaw and final reading allowed four applications to be submitted before the bylaw came into force.

Maplewood Pub – to Edgemont

Black Bear Pub – to Parkgate

1066 Hastings – to 1433 Marine Drive

1795 Beach – to 1246 Marine Drive

5.2 DNV Taxes – dealt with in 4.1 e

5.3 \$28.5m Plan for Lynn Valley - hoping to see a breakdown of costs for project from Council - Major discussion on this project followed.

5.4 Alpine Recreational Strategic Study – Corrie, Maureen, and Diana attended some of the meetings and felt it was too little too late. So far only motherhood principles are on the table. The really hard decisions are yet to come.

5.5 Municipalities Enabling and Validating act -

Provincial government overruled Supreme Court judgment with retroactive legislation that municipalities cannot give zoning changes for amenities but can increase density for amenities (Whistler case).

6. ANY OTHER BUSINESS

6.1 “Under Legal Issues to think about” Corrie gave handout on health issues with pesticides as explained by law firm Staples McDannold Steward.

6.2 Jim Pattison development of old Dave Buck site - Ron updated us on the application for change of zoning for residential/commercial/retail North Van City **OCP 2003 has 40 ft height restriction** for Commercial/retail/possible residential use on Marine Drive. Now **propose heights 100-200ft range!** City population cap raised to 48,000. Project, if approved, could impact all of Marine Dr.

6.3 100 blk of W. Queens and w.29th development - Diana updated us on the development

7. CHAIR AND DATE OF NEXT MEETING

Chair will be Maureen Bragg – Save Lynn Canyon Park Association. 7:00 p.m. Thursday June 17th 2004 at District Hall

Meeting adjourned approximately 10:10pm.

Subject: Re: Citizens Assembly and NV Chamber of Commerce

Date: Tue, 08 Jun 2004 19:39:07 -0700

From: Brian Platts <bplatts@shaw.ca>

To: Gene Quan <ejquan@telus.net>

CC: kost@triumf.ca

Dear Gene,

At the May meeting of the *Federation of North Vancouver Community Associations* (FONVCA) it was noted that the scheduled June 2nd Public Hearing at Lonsdale Quay Hotel was completely booked to capacity well in advance. Clearly this indicates a great deal of interest in the work of the Citizens' Assembly by North Shore residents. People obviously have a strong desire to be involved in the public input process. In this regard, FONVCA respectfully suggests that a second Public Hearing be scheduled to provide North Shore residents with a full opportunity to express their ideas and opinions on the subject of Electoral Reform. If meeting rooms are difficult to book, we suggest one of the three North Shore municipal Council Chambers, preferably NV District's, or even the Centennial Theatre as a suitable location.

Sincerely,

Brian Platts.

Federation of NV Community Associations

Ph. 604-985-5104

Fax: 604-988-5594

Brian Platts wrote:

Gene - thanks for the info.

-Brian

Gene Quan wrote:

Brian, Korrie and Allan:

Some feedback for you and your Federation members:

For anyone seeking to make a presentation at the Citizens Assembly Public Hearing scheduled for June 2 at Lonsdale Quay Hotel, it is already booked to capacity. If there are more persons seeking to make presentations, we will need to consider a second venue - as predicted at our meeting with you.

The NV Chamber of Commerce is holding a special breakfast meeting on the Citizens Assembly for Electoral Reform next Thursday, May 13th at 7:15 AM. Your other members, who likely chose the Canucks game over our meeting, might want to consider attending the Chamber of Commerce meeting. You might want to let your members know of this venue. Contact is: 604 987 4488 - ask for Wayne McIntyre. It's at Cheers' restaurant.

Regards,

Gene Quan

Community Charter

Division 5 -- Reporting

Annual municipal report

98 (1) Before June 30 in each year, a council must

- (a) prepare an annual report,
- (b) make the report available for public inspection under section 97, and
- (c) have the report available for public inspection at the meeting required under section 99.

(2) The annual report must include the following:

- (a) the audited annual financial statements referred to in section 167 (4) for the previous year;
- (b) for each tax exemption provided by a council under Division 7 [Permissive Tax Exemptions] of Part 7 [Municipal Revenue], the amount of property taxes that would have been imposed on the property in the previous year if it were not exempt for that year;
- (c) a report respecting municipal services and operations for the previous year;
- (d) a progress report respecting the previous year in relation to the objectives and measures established for that year under paragraph (f);
- (e) any declarations of disqualification made under section 111 [application to court for declaration of disqualification] in the previous year, including identification of the council member or former council member involved and the nature of the disqualification;
- (f) a statement of municipal objectives, and the measures that will be used to determine progress respecting those objectives, for the current and next year;
- (g) any other information the council considers advisable.

Annual meeting on report

99 (1) The council must annually consider, at a council meeting or other public meeting,

- (a) the annual report prepared under section 98, and
- (b) submissions and questions from the public.

(2) The annual meeting must occur at least 14 days after the annual report is made available for public inspection under section 97.

(3) The council must give notice of the date, time and place of the annual meeting in accordance with section 94 [public notice].

Subject: [Fwd: Contract With Waste Management Services]

Date: Sun, 13 Jun 2004 14:16:16 -0700

From: Brian Platts <bplatts@shaw.ca>

To: Corrie Kost <kost@triumf.ca>

Hi Corrie - attached is the third letter re: the recycling contract. Rather than specify the half million performance bond I asked for a copy of the whole contact. John Hunter said that he'd gladly review it.

-Brian

Subject: Contract With Waste Management Services

Date: Fri, 11 Jun 2004 13:38:54 -0700

From: Brian Platts <bplatts@shaw.ca>

To: Angila Bains <Angila_Bains@dnv.org>

Hello Angila - I would like to get a copy of the contract with Waste Management of Canada Corporation that all three North Shore municipalities recently approved (the District of NV on May 10th.). Please advise if it necessary for me to apply through the Freedom of Information & Protection of Privacy Act to obtain this contract. Thank you.

Brian Platts

Subject: District Liability Re: Capilano Suspension Bridge Canopy Walkway Project

Date: Thu, 10 Jun 2004 18:07:41 -0700

From: Brian Platts <bplatts@shaw.ca>

To: James Ridge <James_Ridge@dnv.org>

CC: Corrie Kost <kost@triumf.ca>

Dear Mr. Ridge,

In the wake of Council's approval of the "Canopy Walkway" project at the Capilano Suspension Bridge, the Federation of NV Community Associations is concerned about potential liability that may accrue to the municipality should an accident and injuries occur on these untested walkway structures. Has the District taken any specific measures to protect itself from possible legal action in the event of an unfortunate accident on the walkways?

Sincerely,

Brian Platts

Federation of NV Community Associations

Subject: [Fwd: Re: District Liability Re: Capilano Suspension Bridge Canopy Walkway Project]

Date: Fri, 11 Jun 2004 14:22:51 -0700

From: Brian Platts <bplatts@shaw.ca>

To: Corrie Kost <kost@triumf.ca>

Subject: Re: District Liability Re: Capilano Suspension Bridge Canopy Walkway Project

Date: Fri, 11 Jun 2004 14:22:15 -0700

From: Brian Platts <bplatts@shaw.ca>

To: Brian Bydwell <Brian_Bydwell@dnv.org>

CC: James Ridge <James_Ridge@dnv.org>, Richard Zerr <Richard_Zerr@dnv.org>

Brian - thank you for the detailed reply. I will be certain to distribute your e-mail to members of the Federation of NV Community Associations for their information.

Regards,
Brian Platts

Brian Bydwell wrote:

Brian:

James Ridge has asked that I reply directly to your question as to whether or not the District has taken steps to protect itself from possible legal action in the event of an accident involving the elevated walkway.

One of our principle goals in the review of building permit applications is the health and safety of the public. If we are successful in achieving that goal we will have also succeeded in protecting the District from possible legal action. In that regard there was an extensive pre-issuance process including receipt and review of arborist reports and engineering design and documentation. We required (and received) a structural concept review by an independent third party reviewer. We required the structural engineer of record to review and take responsibility for the entire design including capacity of soils (geotechnical), competency of the support trees as well as the structure itself. The contractor pre-loaded the structure to confirm that deflections were within predicted and acceptable allowances. We are in receipt of the professional Letters of Assurance with respect to the structural aspects of the work. The letters confirm both design compliance with code requirements and that the work has been installed and inspected per the issued plans.

The District has completed its compliance monitoring process and is satisfied that the Building Bylaw requirements have been satisfied.

With respect to protecting the District's interests, the District's liability insurance provided through the Municipal Insurance Association would protect it from any possible legal action. Our primary goal, however, is to protect the health and safety of the public and I am satisfied that the review and monitoring process have achieved that objective.

Brian, feel free to call me directly if you have any further questions.

Brian Bydwell
Chief Building Official
604 990-2247