



# THE DISTRICT OF NORTH VANCOUVER

## BUSINESS LICENCE BYLAW

### BYLAW 4567

Effective Date – October 15, 1974

#### CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of the bylaws below. The amending bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaw on this subject.

<b>Original Bylaw</b>	<b>Date of Adoption</b>
Bylaw 4567	October 15, 1974
<b>Amending Bylaw</b>	<b>Date of Adoption</b>
Bylaw 4851	September 13, 1976
Bylaw 4931	April 25, 1977
Bylaw 5029	February 13, 1978
Bylaw 5335	December 8, 1980
Bylaw 5511	November 29, 1982
Bylaw 5651	November 28, 1983
Bylaw 5794	August 26, 1985
Bylaw 6097	October 17, 1988
Bylaw 6115	December 12, 1988
Bylaw 6280	August 27, 1990
Bylaw 6377	July 2, 1991
Bylaw 6389	September 28, 1992
Bylaw 6493	December 14, 1992
Bylaw 6541	September 7, 1993
Bylaw 6615	December 20, 1993

Bylaw 6700	November 14, 1994
Bylaw 6704	November 14, 1994
Bylaw 6737	January 30, 1995
Bylaw 6758	August 28, 1995
Bylaw 6726	October 10, 1995
Bylaw 6807	December 18, 1995
Bylaw 6865	September 9, 1996
Bylaw 6897	December 9, 1996
Bylaw 6908	December 9, 1996
Bylaw 6947	June 2, 1997
Bylaw 6984	January 12, 1998
Bylaw 7045	December 21, 1998
Bylaw 7134	November 29, 1999
Bylaw 7074	March 27, 2000
Bylaw 7273	December 17, 2001
Bylaw 7364	December 16, 2002
Bylaw 7430	December 8, 2003
Bylaw 7445	February 2, 2004
Bylaw 7588	December 19, 2005
Bylaw 7636	December 4, 2006
Bylaw 7694	December 17, 2007
Bylaw 7704	February 4, 2008
Bylaw 7750	December 15, 2008
Bylaw 7764	February 2, 2009
Bylaw 7797	September 28, 2009
Bylaw 7960	December 12, 2012
Bylaw 8283	March 12, 2018
Bylaw 8341	December 2, 2019
Bylaw 8559	May 30, 2022

The bylaw numbers in the margin of this consolidation refer to the bylaws that amended the principal bylaw (Business License Bylaw – Bylaw 4567). The number of any amending bylaw that has been repealed is not referred to in this consolidation.

## BUSINESS LICENCE BYLAW

A bylaw for the granting of licences and the regulation of certain trades, occupations and businesses in the Municipality of the District of North Vancouver

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The Council for The Corporation of the District of North Vancouver enacts the following:

### PART 1 - INDEX

101 For purposes of convenience only, this Bylaw is divided into the following parts:

<u>Part</u>	<u>Title</u>	
1	Index	101-199
2	Title	201-299
3	Interpretations	301-399
4	Licenses	401-499
5	General Regulations	501-599
1A	Business License Application Form	1301-1399
1B	Business License Form	1401-1499"

(7797)

### PART 2 - TITLE

201 This Bylaw may be cited for all purposes as "**BUSINESS LICENCE BYLAW 1974**".

### PART 3 - INTERPRETATION

301 In the construction and interpretation of this Bylaw the following words and terms shall have the meanings hereby assigned to them unless repugnant to the text hereof or to the Municipal Act.

302 **Act** Repealed.

303 **Adult Publication** "Adult Publication" means any book, pamphlet, magazine or printed matter howsoever produced which contains a visual image or representation of a person or portion of the human body depicting nudity, sexual activity or sadomasochistic behaviour.

303A **Agent** "Agent" shall mean any person who, either on his behalf or as agent for another, sells or solicits or takes orders for the sale by retail, of goods, wares or merchandise to be supplied by any person not carrying on a resident business within the Municipality.

304 **Apartment House** "Apartment House" means any building, or portion thereof (not being a lodging house, or a hotel), which is occupied, or intended to be occupied, or capable of occupation, by two or more families living independently of each other.

Provided, however, that:

- (1) A Building, or portion thereof, which is the home or resident of only two families, one of which is that of the Owner himself, shall not be deemed to be an Apartment House;

- (2) A Building owned by a Corporation where:
- (2.1) such Corporation operates on a non-profit basis, and
  - (2.2) The Memorandum of Association of such Corporation stipulates that such building shall be owned and operated for the benefit of occupant shareholders only, and
  - (2.3) The regulations of such Corporation prohibit the occupation of accommodation in such building by any person who has not subscribed for shares in the Corporation approximately equivalent in par value to the capital cost of the accommodation occupied or who is not the husband or wife, father or mother, son or daughter, brother or sister of such a shareholder,

shall not be deemed to be an Apartment House so long as such building is occupied only in compliance with the provisions set out in Clauses 2.1, 2.2 and 2.3 of this section. For the purpose of ascertaining whether or not such building is an Apartment House the Inspector shall be furnished as and when he may require with proof of the facts by statutory declaration of an officer of the Corporation filed with him.

- 305     **Applicant**     "Applicant" shall mean any person who makes an application for a licence under the provisions of the Bylaw.
- 306     **Auto Camp**     "Auto Camp" shall mean any area of land on which any building, hut, cabin, trailer or house-car or other structure is placed or intended to be placed and which is used or intended to be used as a temporary residence or habitation for automobile tourists.
- 307     **Beauty Parlour**     "Beauty Parlour" shall mean any building, room or place where the business of hairdressing, scalp treatment, manicuring or face treatment is carried on.
- 307A    **Billiard Hall**     "Billiard Hall" includes a place where any number of billiard or pool tables are kept for hire or for the use or entertainment of any person on the premises.     **(6737)**
- 307B    **Billiard Hall Operator**     "Billiard Hall Operator" includes any person who is a proprietor, lessee, manager, employee or any person who otherwise carries on the business of keeping a billiard hall.     **(6737)**
- 308     **Book Agent**     "Book Agent" shall mean any person who sells or offers for sale, books, magazines or other periodicals, not being Bibles or religious tracts, by canvassing from house to house or place to place within the Municipality.
- 309     **Booming Grounds**     "Booming Grounds" shall mean an area used for the storing of logs or for the purpose of shipping therefrom.
- 310     **Broker**     "Broker" shall mean any person who holds himself out as an agent, factor or commission merchant for the purposes of buying or selling on account of other persons, and who charges or receives a commission for doing, or who transacts any business for any person and charges or receives a commission for such transaction, and shall include customs brokers.

- 311 **Building Inspector** "Building Inspector" shall mean the person so appointed from time to time by bylaw or resolution of the Council and shall include any acting or assistant Building Inspector.
- 312 **Business** "Business" means the carrying-on of a commercial or industrial undertaking of any kind or nature or the providing of professional, personal, or other services for the purpose of gain or profit.
- 313 **Resident Business** "Resident Business" means a business carried on, in or from premises within the Municipality.
- 314 **Non-Resident Business** "Non-Resident Business" means a business, other than a resident business, carried on within the Municipality or with respect to which any work or service is performed within the Municipality.
- 315 **Cabaret** "Cabaret" shall mean and include any place in which refreshments or foods of any kind are served, where music and dancing or any form of entertainment is permitted.
- 316 **Canvasser** "Canvasser" shall mean every person who canvasses or solicits business within the Municipality, from cards or samples or in any other manner whatsoever, for the sale of any goods, wares or merchandise or any article or thing for immediate or future delivery or for the purpose of promoting any business.
- 317 **Chief of Police** "Chief of Police" shall mean the Chief of Police of the Municipality and shall include any acting or Deputy Chief of Police and the Officer in Charge of the R.C.M.P. Detachment in the District.
- 318 **Coin-Operated Laundromat or Dry-Clean** "Coin-Operated Laundromat or Dry-Clean" shall mean any premises wherein any laundering or dry-cleaning of garments or other things is done by a coin-operated machine.
- 319 **Child Care Facility** means any premises used for group day care, family day care, kindergarten, preschool, out of school care, or child minding". **(6726)**
- 320 **Collector** "Collector" shall mean the Collector for the Municipality and shall include any acting or Deputy Collector.
- 321 **Contractor** "Contractor" shall mean any person, corporation, company, firm or organization performing or engaged to perform either for his or its own use or benefit, or for that of another and with or without remuneration or gain, any work within the Municipality whether such work is undertaken on an hourly, daily, weekly, or monthly basis, labour basis, contract basis or cost plus basis, or otherwise, with respect to the classes of contractors defined in the Schedule "E" of the District of North Vancouver Fees and Charges Bylaw 6481. **(7797 7960)**
- 322 **Council** "Council" shall mean the Council of The Corporation of the District of North Vancouver.
- 323 **Dance Hall** "Dance Hall" shall mean any building, room or place where public or private dances are held or permitted for hire or profit.
- 324 **Dancing** "Dancing" shall mean and include dancing to the accompaniment of music.

325	<b>Dining Lounge</b>	Repealed.	(5335)
326	<b>Dining Room</b>	Repealed.	(5335)
327	<b>Electrical Inspector</b>	"Electrical Inspector" shall mean the person so appointed from time to time by bylaw or resolution of the Council and shall include any acting or assistant Electrical Inspector.	
328	<b>Entertainment</b>	"Entertainment" shall mean and include Vaudeville Acts, Stage Dancing, Conjuring, Singing, Instrumental or Orchestral Music.	
328A	<b>Exterior Storage Areas</b>	"Exterior Storage Areas" means any outdoor area adjacent to or forming part of any business premises, but shall not include that portion of any area set aside for free parking facilities provided by the owner or operator of the business for the exclusive accommodation of customers."	(7704)
329	<b>Figure Salon</b>	"Figure Salon" shall mean any building, room or place where the business of figure grooming, exercise, weight control, and mechanical massage is carried on.	
329A	<b>Food Primary Establishment</b>	"Food Primary Establishment" means a licensed beverage establishment that is primarily oriented to the service of food and includes a restaurant, retail food services and café.	(7430)
330	<b>Fuel Dealer</b>	"Fuel Dealer" shall mean a person who carries on a business of soliciting or taking orders for the delivery of wood, sawdust, propane gas, rock gas, gasoline, or fuel oil or for delivery of wood, sawdust, propane gas, rock gas, gasoline or fuel oil to commercial or residential premises within the Municipality.	
330A	<b>Hair Salon</b>	"Hair Salon" means any premises where the business of hairdressing, scalp treatment, manicuring or face treatment is provided for members of both sexes.	(5335)
330B	<b>Hobby Beer and Wine-Making Establishment</b>	"Hobby Beer and Wine Making Establishment" means a business providing equipment, raw materials and technical advice, where a person can brew and package beer or make wine for personal or family consumption or to be given away without charge and not sold for commercial use.	(7430)
331	<b>Hotel or Rooming House</b>	"Hotel or Lodging House" means any building containing three or more rented rooms used or intended to be used as temporary or permanent residential accommodation and does not include a "Bed and Breakfast".	(6947)
331A	<b>Bed and Breakfast</b>	"Bed and Breakfast" has the same meaning as in the District of North Vancouver Zoning Bylaw, 1965."	(6947)
332	<b>Inspector</b>	"Inspector" shall mean the person appointed from time to time by bylaw or resolution of the Council as Licence Inspector of the Municipality for the purpose of enforcing and carrying out the provisions of this Bylaw and shall include any acting or assistant Licence Inspector.	
332A	<b>Inter Municipal Business Licence</b>	"Inter Municipal Business Licence" means a business licence which allows the holder of the licence to carry out business within the Municipality and one or more of the Member Municipalities subject to the terms and conditions of the respective Business Licence Bylaws of the Municipality and the Member Municipalities within their respective jurisdictions";	(7273)



- 345 **Person** (a) "Person" shall in addition to its ordinary meaning mean and include a firm or partnership, association, company, or corporation and the singular shall be held to mean and include the plural.
- (b) "Persons Engaged in the Business" shall mean and include the owner, or proprietor, assistants, employees, including part-time and casual help employees.
- 346 **Pest Control Services** (a) Every person carrying on a business or occupation involving the use or application of pesticides shall hold a subsisting pest-control service licence.
- (b) "Pesticide" shall mean any agricultural pesticide as defined in regulations made pursuant to the Pharmacists Act. **(5335)**
- (c) "Pest Control Service Licence" means a licence granted under the Pharmacists Act to advertise or provide services involving the use or application of pesticides. **(5335)**
- 346 A **Picture ID** "Picture identification" means a:
- i. valid drivers licence;
  - ii. provincial identity card;
  - iii. valid passport;
  - iv. certificate of Indian status issued by the Government of Canada;
  - v. certificate of Canadian Citizenship issued by the Government of Canada;
  - vi. conditional release card issued by Correctional Services Canada. **(7045)**
- 347 **Private Dance Hall** "Private Dance Hall" shall mean a dance hall where invitation dances only are held which are not open to the Public generally.
- 347A **Post Box** "Post Box" means a box or other receptacle suitable for collecting postal mail. **(6758)**
- 347B **Post Box Rental Agency** "Post Box Rental Agency" means any premises containing one or more post boxes made available for rent, lease, sale or possession to a person who is not normally an occupant of the premises but does not include Canada Post. **(6758)**
- 348 **Private Dining Room** Repealed. **(5335)**
- 349 **Private Patrol Agency** "Private Patrol Agency" shall mean every person who by contract or agreement undertakes to watch or patrol the premises of more than one person for the purpose of guarding or protecting persons or property against robbery, theft, burglary, or other hazards.
- 350 **Professions** "Professions" shall include the carrying on of a business of a personal service to the public that requires as a condition precedent to carrying on the service, a licence or other statutory authorization; and includes service by accredited public accountants, certified general accountants, chartered accountants, industrial accountants, agrologists, architects, barristers and solicitors, chiropractors, dental surgeons, dental technicians, dentists, foresters, notaries public, optometrists,



orthodontists, osteopaths, physicians and surgeons, radiologists, psychiatrists, registered psychiatric nurses, naturopathic physicians, chartered physiotherapists, registered physiotherapists, podiatrists, veterinarians, ecologists, engineers:- chemical, civil, consulting, electrical, geological, industrial, mechanical, metallurgical, mining, professional and structural; financial consultants, psychologists and surveyors.

- 350A **Property Rentals** "Property Rentals" shall mean the leasing of any space for commercial purposes. No person shall be required to pay a property rental licence fee for premises occupied for the purpose of his business provided that person is licensed for other than a property rental business. **(4931)**
- 351 **Public Dance Hall** "Public Dance Hall" shall mean and include a dance hall and a cabaret where the public generally are invited or permitted to attend.
- 352 **Public House** Repealed **(5335)**
- 352A **Registered Society** "Registered Society" means a not-for-profit society that is in good standing and Registered with the Registrar of Companies under the *Society Act*, R.S.B.C. 1996, c.433. **(7636)**
- 353 **Restaurant** "Restaurant" means a business that provides food and beverages for on-site consumption with a seating capacity of more than 10 persons and does not include Retail Food Services. **(7430)**
- 353A **Retail Food Services** "Retail Food Services" means a business that provides prepared foods and beverages for either on or off-site consumption with a seating capacity of not more than 10 persons. **(7430)**
- 353B **Seats** "Seats" means, in the case of a liquor licensed establishment, the patron capacity as licensed by the Liquor Control and Licensing Branch. **(7430)**
- 354 **Second-Hand Dealer** "Second-Hand Dealer" shall mean and include every person who keeps a second-hand store or shop or who carries on the trade or business of a dealer in second-hand goods, wares, merchandise, furniture, or effects of any description.
- 355 **Solicitor** "Solicitor" shall mean the Solicitor duly appointed for the Municipality.
- 356 **Soliciting for Charity** "Soliciting for Charity" means the business of collecting or receiving money or property, goods or articles of any kind or description, and the disposal or sale thereof, and the sale of any ticket for any form of entertainment or bazaar, or the drawing or other disposition of any prize or premium, the proceeds of which either directly or indirectly are to be, or are intended to be used or disposed of for any charity, relief, or benefit or for any philanthropic or patriotic purpose, where a portion of the proceeds is retained for the purpose of carrying on the business.
- 358 **Swim School** "Swim School" means any premises containing a swimming pool and is used to provide lessons in swimming, diving or other watersports.
- 359 **Travel Agency** "Travel Agency" shall mean any person who acts as an agent for any railway, bus, airline, or steamship company.
- 360 **Vending Machines**

(1) "Vending Machine" means any machine or device operated mechanically or otherwise by inserting a coin, token or slug, or operated by credit or debit card, for the sole purpose of selling or dispensing of any goods, wares, merchandise, or providing music, and includes machines or devices dispensing refreshments, confections and food, tobacco products, detergents, and machines or devices or providing a service, but does not include clothes washers/dryers. For the purpose of this section, a kiddie ride and free newspaper boxes are defined as a vending machine." (7704)

(2) Group 1.

Shall include stamp, gum, matches, weighing, fortune, confectionery and other vending machines into which the sum of five cents or less must be deposited in order to operate the said vending machines.

(3) Group 2.

Shall include confectionery, soft drinks, coffee, hobby rides, milk, photo, photostat, soaps, detergents, and other vending machines into which the sum of six cents to twenty-five cents must be deposited in order to operate the said vending machines.

(4) Group 3.

Shall include tobacco, cigarettes, stationery, photo, photostat, and other vending machines into which the sum of twenty-six cents to ninety-nine cents must be deposited in order to operate the said vending machines.

(5) Group 4.

Shall include food, clothing, medical supplies, and other vending machines into which the sum of One Dollar or more must be deposited in order to operate the said vending machines.

(6) Group 5.

Shall include vending machines or devices operated by the insertion of a slug or coin, or operated mechanically for the purpose of providing music.

(5511)

(7) Group 6.

Amusement Machine

"Amusement Machine" shall include any entertainment or amusement surface in the form of electronic and mechanical machines which provide an onsite amusement or recreation facility.

361 **Warehousing** "Warehousing" shall mean the storage of goods by any person for reward.

362 **Wholesale Dealer** "Wholesale Dealer" shall mean any person who carries on the business of dealing in any commodity by selling such commodity to retail dealers or to other wholesale dealers or to contractors or to manufacturers for resale or for use in their business.

363 **Licensed** "Licensed Beverage Establishment" means an establishment licensed under the

	<b>Beverage Establishment</b>	Liquor Control and Licensing Act, RSBC 1996 Chapter 267 and any amendments thereto and does not include a hobby beer and wine-making establishment or retail liquors.	<b>(6097 7430)</b>
364	<b>Cannabis</b>	“Cannabis” has the meaning given to it in the Cannabis Act, as amended or replaced.	<b>(8341)</b>
365	<b>Cannabis Accessory</b>	“Cannabis accessory” has the meaning given to it in the Cannabis Act, as amended or replaced.	<b>(8341)</b>
366	<b>Cannabis Retail Store</b>	“Cannabis Retail Store” means a business for the retail sale of non-medical cannabis for off-site consumption and cannabis accessories and does not permit a warehouse use.	<b>(8341)</b>
367	<b>Non-Medical Cannabis</b>	“Non-medical cannabis” means cannabis for which no medical document has been issued;	<b>(8341)</b>
368	<b>Cannabis Warehouse</b>	“Cannabis Warehouse” means a warehouse for the storage and distribution of cannabis and cannabis accessories established in accordance with the Cannabis Distribution Act, as amended or replaced, and does not permit the retail sale of non-medical cannabis;	<b>(8341)</b>

## **PART 4 LICENCES**

### 401 **LICENCE TO OPERATE NECESSARY**

Subject to Section 498 of the Municipal Act no person shall carry on, within the Municipality, any business unless he is the holder of a valid and subsisting licence issued to him under this Bylaw by the Inspector and shall have paid in advance therefor, to the Inspector, the sum specified in Parts 6 to 12 inclusive of this Bylaw and attached hereto and it shall be incumbent upon each person to renew such licence prior to the beginning of each licensing period as long as such business is being carried on. **(5335, 7273)**

### 402 **NOTIFICATION WHERE CHANGES AFFECT LICENCE**

Where the licence fee for any business, trade, occupation or calling licensed under this Bylaw is based on the number of persons engaged in the business, the number of chairs, seats, tables, apartments, suites, units, rooms or the capacity of accommodation available, or in whatsoever manner the licence fee is based; no person shall change the number of persons engaged in the business, the number of chairs, seats, tables, apartments, suites, units, rooms or the capacity or accommodation available or any other condition upon which the said licence is based without having first notified the Inspector and paid any additional licence fee which may be payable under this Bylaw as a result of such change.

### 403 **LICENCE TO BE POSTED**

Every licence issued under this Bylaw shall where possible, be posted in a conspicuous place on the premises or on the thing or article in respect of which the licence is issued; anyone failing to post, and keep the same posted as aforesaid, shall be guilty of an infraction of this Bylaw and liable to the penalties hereof.

### 404 **RIGHTS OF INSPECTOR TO GRANT**

The Inspector shall have power to grant, issue or transfer licences hereinafter provided and subject to the provisions of Section 513 of the Municipal Act. **(5335)**

### 405 **APPLICATION TO BE MADE TO INSPECTOR**

The application for a licence for the first time, or a transfer of a licence shall be in the form of Part 1A of this Bylaw and shall be signed by the owner of the business or his duly authorized agent, provided that in the case of partnerships or multiple owners any one of such owners or partners may apply and such owner or partner applying shall be deemed to be the duly authorized agent of all the owners or of the partnership.

### 406 **FEE** **(7134)**

- (1) The application form, together with the fee prescribed in Schedule "E" of the District of North Vancouver Fees and Charges Bylaw 6481, shall be delivered to the Inspector. Despite Section 414, this fee shall include a non-refundable processing fee of \$20.00 for a non-resident business or a resident business operated from a dwelling unit and \$75.00 for any other resident business. If the business licence is not issued, the remaining balance after deduction of the non-refundable processing fee shall be refunded.
- (2) Every person, who operates more than one store, branch, premises, or place of business in the Municipality, shall take out a separate business licence for each separate store, branch, premises, unit or place of business.

- (3) In no case shall a licence fee be reduced below \$20.00, except for “registered society” where licence fee is \$0.00.
- (4) An applicant must pay the non-refundable fee set out in Schedule “E” of the District of North Vancouver Fees and Charges Bylaw 6481 for a second and subsequent re-inspection where it has been determined by the Chief Building Official that due to non-compliance with the provisions of this bylaw or other enactments respecting safety or due to non-complying workmanship, more than two inspections are required for each type of inspection.  
(7134, 7273, 7445, 7636 7797 7960)

407 **ALL BUSINESS PREMISES TO BE APPROVED**

All premises in or upon which the applicant proposes to carry on or conduct any business, trade, profession or other occupation in respect of which he is required to hold a licence pursuant to the provisions of this Bylaw; shall first be approved by the Inspector before any such licence is granted, and the Applicant shall, upon request, produce certificates or letters of approval as may be required by federal, provincial or municipal authorities.

408 **POWERS OF INSPECTOR**

The Inspector shall have the power to grant, issue or transfer licences as hereinafter provided, where he is satisfied that the applicant therefor has complied with the requirements of the bylaws of the Municipality regulating building, zoning, health, sanitation and business and shall also have the power to suspend for such period as he may determine any licence if the holder of the licence:

- (i) is convicted of an offence indictable in Canada.
- (ii) is convicted of an offence under any municipal bylaw or statute of the Province in respect of the business for which he is licensed or with respect to the premises named in his licence.
- (iii) has, in the opinion of such official, been guilty of such gross misconduct in respect of the business or in with respect of the premises named in his licence as to warrant the suspension of his licence.
- (iv) has ceased to meet the lawful requirements to carry on the business for which he is licensed or with respect to the business premises named in his licence.
- (v) has, in the opinion of such official,
  - (a) conducted his business in a manner; or
  - (b) performed a service in a manner; or
  - (c) sold, offered for sale, displayed for sale, or distributed to a person actually or apparently under the age of sixteen years anything that may be harmful or dangerous to the health or safety of a person actually or apparently under the age of sixteen years.

408A **LICENCE CONDITIONS**

The Inspector may impose terms and conditions that must be met for obtaining, continuing to hold, or renewing a licence respecting the following matters:

- (1) prevention of nuisances, including but not limited to conditions intended to reduce noise, odours, and patron misconduct on or about the licensed premises;

- (2) Reducing, eliminating, preventing, or mitigating actual or potential negative impacts on the public, the neighbourhood or other businesses in the vicinity, that, in the opinion of the Inspector, may be associated with the licenced business, including, without limitation, conditions respecting:
  - i. employee and patron behaviour at the business premises;
  - ii. types of entertainment that may be provided in or on the business premises;
- (3) employee, patron and public health, safety and security at the business premises;
- (4) physical condition of the business premises;
- (5) hours of operation; and
- (6) effective period of any licence.

(8341)

409 **FAILURE TO GIVE TRUE INFORMATION AN INFRACTION**

Any person making application for a licence under the provisions of this Bylaw shall, at the time of making such application for such licence, make a true and correct statement in writing disclosing the nature and character of such business to be carried on by the applicant, the address of such business, the number of persons engaged or occupied in such business and any other information which the Inspector may require at the time of application and from time to time during the currency of the licence and any persons failing to do so, or any person guilty of concealing any material fact, which under the provisions of this Bylaw should be disclosed as hereinbefore set forth, shall be guilty of an infraction of this Bylaw and shall be liable to the penalties hereby imposed.

409A **COMPLIANCE**

- (1) The applicant for and any holder of a licence under this bylaw must be in compliance with all applicable federal and provincial regulatory requirements and all applicable District bylaws.
- (2) The holder of a licence under this bylaw to which terms and conditions have been attached in accordance with section 408A must comply with such terms and conditions at all times.

(8341)

410 **FORM OF LICENCE**

Every licence granted pursuant to this Bylaw shall be in the form shown in Part 1B of this Bylaw.

411 **LICENCE TRANSFERS**

No person to whom a licence has been issued under this Bylaw shall change the location of the premises in which he carries on his business, trade, profession or other occupation without first having applied to the Inspector to have his licence altered; and the powers, conditions, requirements and procedure relating to the granting or refusal of licences and appeals thereon, shall apply to all such applications.

412 **LICENCE TRANSFER FEES**

The fee payable in respect of any transfer of a license shall be as set out in Schedule "E" of the District of North Vancouver Fees and Charges Bylaw 6481." (7273 7797 7960)

413 **ALL FEES TO BE PAID TO COLLECTOR**

All fees shall be paid to the Collector of the Municipality who shall deal with them in the manner provided in the Act.

414 **PERIOD OF LICENCES**

Except as hereinbefore provided, licences shall be issued so as to terminate on the 31st day of December, and provide that the licence fee prescribed may be reduced by one-half in respect of a person who becomes liable to be licensed after the 31st day of July in any year. (4931)

415 **LICENCE PERIODS OF LESS THAN SIX MONTHS**

(1) Subject to Section 506(2) of the Municipal Act the period for a licence in respect of a theatre, including drive-in theatre, amusement hall, concert hall, music hall, opera house, rink, amusement park, or other place of amusement, entertainment, or exhibition may be six months, three months, one month or one day, and the period requested shall be by written application, under the signature of the applicant. (5335)

(2) Subject to Section 506(3) of the Municipal Act the period for a licence with respect to a circus, horse show, dog or pony show, exhibition or other itinerant show or entertainment, when held elsewhere in a licensed theatre or other licensed place, shall be one day. (5335)

(3) The period for a licence in respect of horse racing shall be one day.

416 **LICENSEE TO DO BUSINESS LAWFULLY**

Every licence granted pursuant to this Bylaw shall state that the holder is licensed to carry on the business stipulated therein in a lawful manner for the period specified at the place therein stated.

417 **APPEALS FROM LICENCE SUSPENSION**

(1) Any person whose licence has been suspended by the Inspector and who proposes to appeal such suspension to Council shall within ten (10) days from the date of suspension, give to the Municipal Clerk notice in writing of his intention to appeal the said suspension.

(2) The notice of Intention to Appeal shall state in concise fashion the several grounds upon which the appeal is based.

(3) The Municipal Clerk shall thereupon refer the matter to Council in order to appoint a time and place for the hearing of the appeal.

418 **OBSERVANCE OF SUSPENSION**

No person shall carry on a business for which a licence is required by this Bylaw during the period of suspension of such licence pursuant to the provisions of the Act.

**PART 5 GENERAL REGULATIONS**

501 **AUCTIONEERS**

- (1) An Auctioneer's licence shall be issued only to a person who offers satisfactory proof to the Inspector that immediately prior to the date of his application for such licence he has been a bona fide resident of the Province of British Columbia for a continuous period of not less than one year.
- (2) No Auctioneer's licence shall be granted in the name of more than one person, nor in the name of any firm, company or corporation; and no licence shall be used except by the person to whom it has been issued.
- (3) Every Auctioneer shall, whenever goods are put into his hands for sale, give a receipt containing an itemized statement of all such goods. When such goods, or any of them, are sold the Auctioneer shall, on demand, strictly account to the person entrusting the goods to him.
- (4) Every Auctioneer shall keep proper books of account of the business transacted by him as such Auctioneer, whether in a Public Auction Room or elsewhere. The said books shall record
  - (a) the names and addresses of persons entrusting goods to him, for sale, and
  - (b) an itemized list of all such goods, and
  - (c) the names and addresses of the persons purchasing any goods from him.
- (5) No person conducting an auction sale shall employ any person to make any noise or public outcry in or near any auction room or place where any auction is taking place for the purpose of attracting the attention of the public, nor shall he install or use or permit the use or installation of any automatic or electric alarm, bell or loudspeaker in or near any auction sale. Provided, however, that nothing herein shall prevent the Auctioneer from using a microphone and loudspeaker within a public auction room if such loudspeaker cannot be heard outside the auction room.
- (6) No Auctioneer shall directly or indirectly bid or employ any other person to bid on the goods offered for sale at any auction sale.
- (7) No Auctioneer conducting an auction sale shall offer for sale any watch, plate or jewellery unless, before proceeding to sell the same, he announces in a loud voice to the persons present, whether the same be gold or gold plate, silver or silver plate, or base metal; and in the case of a watch offered for sale he shall announce the maker's name, the number of jewels contained in the said watch, and whether the jewels be diamonds, rubies, sapphires or glass as the case may be.
- (8) A purchaser at any auction sale shall have the right to return the goods to the auctioneer at any time within three (3) days of the date of sale if they be not of the quality or value represented to him, and the Auctioneer shall return the price of the goods to the purchaser.
- (9) No person shall sell at public auction any prize packages or dispose of any goods in any form without disclosing the nature of the goods in question. Provided, however, that this subsection shall not apply to the public auction of goods pursuant to statute.
- (10) No person shall conduct, carry on or suffer or permit to be conducted or carried on any mock auction without having first obtained a permit from the Inspector.



- (11) No person shall sell or offer for sale by auction any new jewellery, watches, clocks, binoculars, optical instruments, cameras, luggage, leather goods, plastic goods, imitation leather goods, cigarette cases, compacts, mechanical pencils, mechanical pens, precious stones, semi-precious stones, gold, silver, platinum or plated ware, or any of them, without first having obtained a permit for such sale from the Council.
- (12) Application for the permit referred to in sub-section (10) and (11) shall be made in writing to the Inspector and any such application shall include an inventory of the goods to be sold showing the cost to the applicant. Such inventory shall be verified by statutory declaration.
- (13) No person shall erect, display or exhibit any signs or advertising of any nature using the word or words "auction", "action", "auction sale", "action sale" or any other word or words similar to the word "auction" in connection with any sale other than a bona fide auction sale conducted by a licensed Auctioneer.

502 **AUTO PARKING LOTS**

It shall be a condition of the granting of a licence to any person to carry on the business of an auto parking lot that he shall post on the parking lot one sign at each entrance and one sign at each exit of such parking lot, stating in wording clearly legible by day or night to the satisfaction of the Inspector, the circumstances under which a vehicle may be removed from the lot and the address of the place to which it will be removed.

503 **AUTO CAMP LICENCES**

- (1) Every application for a licence to carry on the business of an auto camp shall contain the following information:
  - (1) - 1. The name, occupation, and address of the applicant;
  - (1) - 2. The legal description of the lands and premises intended to be used as an auto camp;
  - (1) - 3. The number of cabins;
  - (1) - 4. The number of rooms to each cabin;
- (2) No licence shall be issued to any person to carry on the business of an auto camp until the lands and premises intended to be used in its operation have been inspected and a satisfactory report made thereon in writing by the Medical Health Officer and the Building Inspector, and filed with the Inspector.
- (3) No person other than those actually engaged in the operation of an auto camp, and their servants or workmen or employees, shall at any time occupy any auto camp or any portion thereof as a dwelling place for more than ninety days at any one time;

- (4) Every person holding a licence to carry on the business of an auto camp shall whenever any child apparently under the age of sixteen years unaccompanied by a parent or guardian become a guest to such auto camp, forthwith make and furnish to the Chief of Police a report showing the Christian name and surname, the registered address of such child, and a complete description of the said child.
- (5) Every person holding a licence to carry on the business of an auto camp shall, once in every twenty-four hours, satisfy himself that every guest in his auto camp is alive and able to call for medical aid if required, and shall immediately report to the Medical Health Officer should he become aware of any case of infectious or contagious disease therein or suspect any guest within the said premises to be suffering from an infectious or contagious disease. In making such report the licensee shall state the name and address of the person having, or believed to have such disease, the name of the disease if known to him, and his own name and address.

503A **BILLIARD HALLS**

- (1) No billiard hall operator shall suffer or permit any billiard or pool table to be used by any person between the hours of 1:00 a.m. and 6:00 a.m. on Monday through Friday or between the hours of 2:00 a.m. and 6:00 a.m. on Saturday and Sunday.
- (2) No person shall use any billiard or pool table in a billiard hall between the hours of 1:00 a.m. and 6:00 a.m. on Monday through Friday or between the hours of 2:00 a.m. and 6:00 a.m. Saturday and Sunday.
- (3) No billiard hall operator shall suffer or permit any person to be in charge of a billiard hall unless such person is 19 years of age or older. **(6737)**

504 **INSURANCE NECESSARY FOR CARNIVALS, ETC.**

Before a licence shall be granted to any person for the purpose of holding or exhibiting any circus or menagerie or holding any show or carnival using ferris wheels, merry-go-rounds and/or other similar devices in the Municipality, such person shall show proof of comprehensive general liability insurance on terms and in form and substance satisfactory to the Municipality. Such policy or policies will be written on a comprehensive basis with inclusive limits of not less than (\$5,000,000.00) per occurrence including (\$5,000,000.00) for bodily injury or death to one or more persons or for property damage, naming the Municipality as an insured, containing a cross liability clause and providing that the insurer will give the Municipality at least (30) days prior written notice of cancellation of, or material alteration to the policy. **(6700)**

505 **VENDING MACHINES**

- (1) Every person owning, keeping or maintaining any vending machine shall, when applying for a licence under this Bylaw, notify the Inspector in writing of the number of vending machines so owned, kept or maintained by him. In the event of any such person increasing the number of vending machines owned, kept or maintained by him during the current period of the licence, he shall forthwith notify the Inspector in writing of such increase in number.
- (2) No person shall own, keep or maintain any vending machine unless there be affixed or attached in some conspicuous place thereon a certificate or plate supplied by the Inspector indicating that the owner or operator thereof has procured a licence under this Bylaw for the current licence period.

- (3) No person other than the Inspector shall alter, remove, damage, deface or destroy any such certificate or plate so affixed or attached to any vending machine.

505A **AMUSEMENT MACHINES**

Except for premises forming part of a fair while in progress, and any premises in respect of which there is a subsisting licence issued pursuant to the Liquor Control and Licensing Act, no person who operates either a business for which a business licence is required under the provisions of any bylaw, or any amusement establishment, shall place, have, suffer, or keep on the premises of such business or amusement establishment more than two amusement machines that are not pinball machines, and two pinball machines. (5511)

506 **SECOND-HAND DEALERS AND JUNK DEALERS**

- (1) Every second-hand dealer and every junk dealer shall keep and maintain a record of all goods, articles or other things purchased or received, which record shall:
- a) be written legibly in ink in the English language;
  - b) be recorded in a book kept and maintained solely for this purpose, to be known as the "dealer's register";
  - c) be made at the time of purchase or receipt;
  - d) include a complete description, including the make, model and serial number, and any descriptive name or mark, of the good, article or thing;
  - e) include a price paid for the good, article or thing;
  - f) include the precise date and hour of purchase or receipt of the good, article or thing;
  - g) include the name, residential address and description of the person from whom the good, article or thing was purchased or received;
  - h) include confirmation of the identity, including name and residential address, of the person from whom the good, article or thing was purchased or received, by way of picture identification including a complete description of the type of picture identification and the name of the issuing authority; and
  - i) include the make, model and description, including provincial licence number, of any motor vehicle used by the person from whom the good, article or thing was purchased or received for the purpose of delivering the good, article or thing.
- (2) Every second-hand dealer and junk dealer shall, at all reasonable times upon request, produce the dealer's register for inspection by any member of the police force of the Municipality, or any other person authorized to conduct such an inspection by the Chief of Police, which person may remove at any time the dealer's register for inspection and photocopying, and for use as evidence in Court. Immediately upon return of the dealer's register to the second-hand dealer or junk dealer, that person shall enter into the dealer's register, in proper sequence, each and every transaction which has taken place during the absence of the dealer's register.

- (3) Every second-hand dealer and junk dealer shall keep on the premises where the business or trade is carried on, all dealer's registers that contain an entry that is less than two years old.
- (4) Every second-hand dealer and every junk dealer shall, immediately after the sale or transfer of any good, article or thing by such dealer, enter into the dealer's register opposite to the entry of purchase or receipt relating to that good, article or thing, the following information:
  - a) the name, residential address and description of the person to whom the good, article or thing was sold; and
  - b) the date and hour of the sale of the good, article or thing.
- (5) No second-hand dealer or junk dealer shall permit any entry made in the dealer's register to be erased, obliterated or defaced, or permit any page or other portion of the dealer's register to be cut out or removed in any way.
- (6) No second-hand dealer or junk dealer shall purchase or receive any good, article or thing whatsoever from any person during those hours that such business is required to be closed in accordance with any enactment applicable in the Municipality.
- (7) Every second-hand dealer and junk dealer shall forthwith upon demand present for view and inspection by any member of the police force of the Municipality any and every good, article or thing in the possession of the second-hand dealer or junk dealer in the course of business.
- (8) No second-hand dealer or junk dealer shall alter, repair or in any manner dispose of any good, article or thing purchased or received in the course of business, nor allow any such good, article or thing to be removed from the business premises until after the expiration of thirty (30) clear days from the date of purchase or receipt, whichever is the later, exclusive of Sundays and statutory holidays, and until the expiration of said 30 clear days, such good, article or thing shall be kept separate and apart from all other goods, articles or things on the business premises.
- (9) Every second-hand dealer and junk dealer shall prepare, sign and deliver to the Chief of Police a complete report consisting of a legible and correct copy from the dealer's register of every good, article or thing purchased or received by the second-hand dealer or junk dealer during the immediately preceding 24 hour period, which report shall be delivered no later than 9:30 a.m. on each and every day,
  - a) except that no such report shall be required on a Sunday or a statutory holiday, provided that the report on any day following a Sunday or statutory holiday shall include the entire period following the submission of the last preceding report;
  - b) and shall be submitted on a form provided for that purpose by the Chief of Police, if any; and
  - c) which report may be submitted by facsimile to a facsimile number provided by the municipal police department". **(7045)**

- (1) Every Hawker, Huckster, and Pedlar, when plying his trade with a vehicle, shall have his name and address painted in a conspicuous place on both sides of every vehicle used by him for such trade.
- (2) Every Hawker, Huckster, and Pedlar, when plying his trade and selling or offering for sale to the Public any commodity which is sold by weight or measure shall have and use a lawful scale or measure capable of weighing or measuring accurately any commodity sold by him.
- (3) No person to whom a licence has been granted as a Hawker, Huckster or Pedlar shall either give, lend, rent, permit or allow any other person to use the same.
- (4) It shall be unlawful for any Hawker, Huckster, or Pedlar to stand on any street or lane in the Municipality for a longer period at any one time than may be required in making a sale or delivery of any commodity to a customer nor shall any Hawker, Huckster, or Pedlar be allowed to stand his vehicle for a longer time than five minutes at any one place on any street or land within the block bounded by intersecting streets for a longer period than ten minutes during any period of two hours while engaged in the carrying on of his business.
- (5) No hawker, huckster or pedlar shall carry on his trade on the highways in the District of North Vancouver before 8:00 a.m. local time and after sunset.

508 **HOUSE CALLS RESTRICTED**

No person in the Municipality shall call at any residence between the hours of 6:00 p.m. and 8:00 a.m. for the purpose of selling, soliciting or taking orders for goods, materials, publications or services of any kind unless previous appointment has been made for such call.

509 **SELLING AND SOLICITING ON STREETS**

- (1) No person shall sell or offer for sale any book, magazine or other periodical, other than a newspaper, on any street in the Municipality. This subsection shall not apply to the operator of any news stand, the operation of which has been approved in writing by the Inspector on recommendation of the Chief of Police and subject to such conditions as may be contained in such written approval.
- (2) No person shall canvass or solicit business on any street in the Municipality from cards or samples or in any other manner whatsoever, for the sale of goods, wares or merchandise, or any article or thing for future delivery.

510 **GUARD PATROL AND PRIVATE INVESTIGATORS LICENSING**

- (1) Every person carrying on the business of watching, guarding or patrolling for the protection of persons or property, or as a Private Investigator shall be required to hold a licence as set forth in the "Private Investigators and Security Agencies Act" of the Province of British Columbia. **(7636)**
- (2) Every person carrying on the business of watching, guarding or patrolling for the protection of persons or property shall supply the Chief of Police with the name, age, address and description of all persons employed by him and such other information as the Chief of Police may require.
- (3) No person carrying on the business as described in subsection (2) hereof, shall adopt as an official uniform any form of suit, coat, uniform, or mode of dress, nor shall any person

wear such official uniform without having first obtained the written approval of the Chief of Police.

- (4) The operator of, and every person employed by a person carrying on business as described in subsection (2) hereof, shall secure at his own expense a civil identification card as issued by the Chief of Police. Such card shall be carried by such operator and employee at all times while performing any duties on behalf of himself or his employer.
- (5) No person in the employ of a person carrying on business as described in subsection (2) hereof, shall carry any gun, revolver or other firearms without a proper permit therefor issued by the Chief of Police under the Criminal Code of Canada.
- (6) All persons carrying on the business as described in subsection (2) hereof shall file with the Chief of Police a list of the owners or occupants of all premises which he has agreed to guard or patrol, and shall furnish a supplementary report each month of any additions to or deductions from such list. Such supplementary report shall be filed with the Chief of Police on or before the 10th day of the month following the month to which the supplementary report refers.
- (7) Every person carrying on business as described in subsection (2) hereof shall file with the Chief of Police a schedule of rates charged by such agency for patrolling or guarding any premises, and shall, on the request of the Chief of Police provide him with such further information as he may require with respect to the method and means adopted by such agency for the patrolling and guarding of premises.
- (8) No person carrying on the business as described in subsection (2) hereof or employee of the said business shall wear, carry or exhibit any form or badge or insignia which has not been approved by the Chief of Police.

#### 511 **COMMERCIAL VEHICLES**

The box or tank of every vehicle making delivery within the Municipality of wood, coal, or other fuel, or sand or gravel shall have clearly printed thereon the name and address of the owner together with the cubic or other carrying capacity thereof pertaining to the commodity being carried.

- (1) Every person licensed to do business within the Municipality shall, where he is operating a commercial vehicle in connection with his business, have displayed on both sides of the vehicle the licensee of the vehicle or alternatively the trade name and telephone number of the operator of the vehicle.
- (2) Every person licensed to do business within the Municipality shall, where he is operating a private vehicle in connection with his business, and having displayed thereon a municipal plate as required by the provisions of the Municipal Act, display a sign or show card in one window of said vehicle with the name and address of the licensee of the vehicle or alternatively the trade name and telephone number of the operator of the vehicle.

#### 512 **DANCE HALLS AND CABARETS**

It shall be the duty of the Inspector, Chief of Police or any Police Inspector or Constable duly authorized by him to inspect or supervise all dance halls or cabarets licensed or intended to be licensed under the provision of this Bylaw, and shall see that same are conducted properly and that all persons who are patrons, guests or customers of such dance hall or cabaret, or persons engaged in any dance or form of entertainment therein conduct themselves in a proper and orderly manner. Any person refusing any such officer admittance or preventing such inspection shall be guilty of an infraction of this Bylaw and it is further provided that no person shall conduct, operate or maintain, or allow to be conducted or maintained any dancing or entertainment in any dance hall or

cabaret between the hours of 12:00 o'clock midnight Saturday and 7:00 o'clock in the morning of the Monday next following; provided however, that the provisions of this paragraph shall not apply between the hours of 12:01 a.m. and 7:00 a.m. on the first day of January in any year.

513 **BUILDING CONTRACTORS**

Every person licensed as a "Building Contractor" shall on the written request of the Inspector provide the Inspector with a list of all sub-trades engaged on each specific job, on a form prescribed by the Inspector; failure, neglect or refusal to submit such list within two weeks of delivery of such written request shall be an infraction of this Bylaw and render such "Building Contractor" liable to the penalties hereby imposed.

514 **SHOOTING GALLERIES AND MOVIE/STILL PICTURE ARCADES**

- (1) No person holding or required to hold a licence under this Bylaw shall own or keep for hire or profit any instrument or mechanical device for recreation or amusement or any shooting gallery, shall permit any such instrument or device to be operated, or any customer, person or onlooker to remain in such shooting-gallery or any place where such an instrument or device as aforesaid is operated, between the hours of twelve (12) o'clock midnight and the hour of six (6) o'clock in the following morning; and no such person shall permit any person under the age of eighteen (18) years to enter or remain at any time in any room in which any such instrument or device is kept for hire or profit.
- (2) Every keeper of any arcade or exhibit or any place where machines are kept for hire, or profit for the purpose of showing pictures, whether stationary or moving, shall, before any such pictures are put in or put upon any such machine, first submit such pictures to the Inspector for his approval and no pictures shall be exhibited in or upon such machines which have not been approved by the Inspector, and any owner or operator of any such place or machine failing to submit all pictures which are exhibited as aforesaid to the Inspector shall be guilty of an infraction of the Bylaw.
- (3) Where any prize is offered in connection with the operation of any shooting-gallery no licence shall be granted to any person to carry on or operate such shooting-gallery unless the Chief of Police and the Inspector certify that in their opinion the method of awarding such prize is fair and equitable. **(5511)**

515 **BATH AND MASSAGE PARLOURS**

- (1) It shall be unlawful for any person owning, keeping, maintaining, conducting or carrying on a bath parlour, massage parlour or health studio, to allow or permit any person of the male sex to act therein as an attendant or employee in respect to any person, customer, or patron of the female sex; or allow or permit any person of the female sex to act as an attendant or employee therein in respect of any person, customer, or patron of the male sex, nor shall any person so owning, keeping, maintaining, or carrying on any bath parlour, massage parlour or health studio, attend, treat or serve any person, customer or patron thereof of the opposite sex to herself or himself.
- (2) Every person owning, keeping, maintaining, conducting or carrying on, any bath parlour, massage parlour, or health studio shall provide and keep therein a suitable register for the registration of all persons using the facilities of the said bath parlour, massage parlour or health studio and shall require every such person to enter his/her name and home address together with date and time of registration in such register.

- (3) It shall be unlawful for any person owning, keeping, maintaining, conducting or carrying on any bath parlour to allow persons of the opposite sex to occupy adjoining rooms with an intercommunicating door or which have doors opening into a common steam room.

516 **SOCIAL ESCORT SERVICE**

- (1) Every person carrying on the business of operating a Social escort service shall:
  - (a) supply the Inspector with the name, age, address and description of every person proposed to be employed or engaged in the said business together with such additional information as the Inspector may require.
  - (b) notify the Inspector within twenty-four hours of any change in the personnel employed or engaged in the said business.
  - (c) maintain to the satisfaction of the Inspector a written record of every request to provide or furnish an escort or partner giving the name and address of the person requesting the service together with the name of the escort or partner recommended and the function to be attended.

517 **SOLICITING FOR CHARITY**

- (1) No person shall carry on any soliciting for charity when such person is to receive either directly or indirectly any compensation or reward or withholds, or intends to withhold, any of the proceeds thereof as compensation or reward for any such soliciting, without first obtaining or being the holder of a licence for that purpose, and in addition, being the holder of a permit for the specific or particular object or purpose for which the soliciting is to be made.
- (2) Before any permit to solicit is issued by the Inspector, the applicant shall file with the Inspector for each specific or particular object or purpose for which soliciting is to be made, a statement setting out the name and address of the applicant, and the names and addresses of all other persons who may be engaged in such soliciting, the name and address and description of any organization on whose behalf, and the class of persons for whose benefit, such service is to be made; the total amount intended or expected to be raised, and the method or scheme to be employed in such soliciting; the estimated total amount of the percentage thereof to be expended or received as compensation or reward for such soliciting; the purpose or object for which the money or property derived or resulting from such soliciting is to be used and the method of distribution thereof, and the specific time within which such soliciting shall be carried on; all of which shall be verified by affidavit of the person or chief officer of the organization on whose behalf or for whose benefit such soliciting is to be made; and where such soliciting is to be on behalf of or for the benefit of some organization, authentication thereof shall be signed by a responsible official of such organization to accompany and be filed with such sworn statement.

518 **FRUIT AND VEGETABLE VENDORS**

All vehicles and produce must be inspected by the North Shore Health Unit, and on special application form obtained from the Licence Department, all applicants must receive certification from the North Shore Health unit prior to a Business Licence being issued. All sites used for these sales are to conform to the provisions of the Zoning Bylaw.

518A **CANNABIS RETAIL STORE**



- (1) Only the registered owner of the land or lessee of premises on the land may hold a licence under this bylaw to operate a cannabis retail store on such land.
- (2) A licence to operate a cannabis retail store cannot be transferred.
- (3) A person must not:
  - (a) Operate any other business from the premises of a cannabis retail store;
  - (b) Open a cannabis retail store for business at any time other than between the hours of 9:00 a.m. and 9:00 p.m., seven days a week.

**(8341)**

519 **ENFORCEMENT**

It shall be the duty of the Inspector and his lawful assistants to enforce the provisions of this Bylaw and the applicable Provincial Statutes.

520 **INSPECTION OF PROPERTY**

Every owner or occupier of any real property in the Municipality shall give to the Inspector and to any member of his staff authorized by him for the purpose, such access at any reasonable hour to such real property and every part hereof and such information with respect thereto as may be reasonably required to enable necessary inspections and investigations to be made.

521 **SOLICITING FOR HOME REPAIRS**

No person shall enter upon any residential premises for the purpose of soliciting business in any way connected with the repair or alteration of such premises, unless the owner or occupier of same has, prior to such entry, expressly invited such persons to enter thereon for that purpose.

522 **CHIMNEY SWEEPS**

All persons licensed as chimney sweeps shall, when servicing or cleaning a chimney, clean out the chimney flu, ash pit and the smoke pipe of any heating appliance, such as the furnace heaters and stove, and shall clean out the chimney flu, throat and ash pit of the fireplace. Additionally, the customer shall be advised of any deficiencies respecting all heating, venting and ash pit requirements. Every chimney sweep shall comply with the lawful directions of the Fire Chief.

523 **OFFENCES AND PENALTIES**

- (a) A person who:
  - i. contravenes a provision of this bylaw;
  - ii. causes, consents to, allows or permits an act or thing to be done contrary to this bylaw;
  - iii. neglects or refrains from doing anything required by a provision of this bylaw; or
  - iv. fails to comply with any order, direction or notice given under this bylaw,

commits an offence and is subject to the penalties imposed by this bylaw and the *Offence Act*.
- (b) Each instance that a contravention of a provision of this bylaw occurs and each day that a contravention occurs or continues shall constitute a separate offence.

- (c) A person found guilty of an offence under this bylaw is subject to a fine of not less than \$1,000.00 and not more than \$50,000.00 for every instance that an offence occurs or each day that it occurs or continues, plus the costs of prosecution.

**(8559)**

523A **OBSTRUCTION**

A person must not interfere with, delay, obstruct or impede a Bylaw Enforcement Officer or designate or other person lawfully authorized to enforce this bylaw in the performance of duties under this bylaw.

**(8559)**

523B **DESIGNATION OF BYLAW**

This Bylaw is designated under section 264 of the *Community Charter, SBC 2003, c. 26* (the "*Community Charter*") as a bylaw that may be enforced by means of a ticket in the form prescribed.

**(8283)**

523C **DESIGNATION OF BYLAW ENFORCEMENT OFFICERS**

Bylaw Enforcement Officers and members of the Royal Canadian Mounted Police are designated to enforce this bylaw by means of a ticket under section 264 of the *Community Charter*.

**(8283)**

523D **TICKETING**

Pursuant to Sections 264(1)(c) and 265(1)(a) of the *Community Charter*, the table below sets out the designated expressions for offences under this bylaw with the corresponding bylaw section number and fine amount:

**(8283)**

<u>Designated expression</u>	<u>section</u>	<u>fine</u>
No business licence	401	\$100.00
Failure to notify of changes	402	50.00
Failure to post licence	403	50.00
Untrue information	409	100.00
Operating while suspended	418	100.00

**(6354)**

523 E **SEVERABILITY**

If any provision of this Bylaw is determined by a court of competent jurisdiction to be unlawful or unenforceable, that provision shall be severed from this Bylaw and shall not affect the validity of any remaining provisions of this Bylaw.

**(7045)**

524 **REPEAL CLAUSE**

Bylaw 3165, being "BUSINESS LICENCE BYLAW, 1964", and amendments thereto, is hereby repealed, but not so as to revive any provision not contained herein.

525 **ADULT PUBLICATIONS**

No person shall sell, offer to sell, or display for sale by retail or otherwise in any business premises any adult publication unless such publication is:

**(6280)**

- (a) located on shelf, the bottom edge of which is at least forty-seven inches (47") from the floor, and

- (b) placed behind a sheet of opaque plastic or other opaque substance which extends for the full length of the shelf on which such publications are placed and which extends vertically for at least eight inches from the bottom of the shelf.

526. **OUTDOOR CUSTOMER SERVICE AREA ON PRIVATE PROPERTY**

- 1. Before operating an Outdoor Customer Service Area on private property, a person must provide the Inspector with a written description of the proposed Outdoor Customer Service Area and include detailed site and building plans.
- 2. Outdoor Customer Service Areas must be contiguous to the Principal Premises. **(6389, 6897)**

527 **POST BOX RENTAL AGENCY1**

Every person carrying on the business of or operating a post box rental agency shall maintain a complete and accurate written record of the names and residential addresses of every person who rents, leases, owns or has possession of a post box on the premises and whether or not such persons will be using the post box for business purposes and shall immediately upon request make such written record available for inspection by the Licence Inspector or by a Peace Officer. **(6758)**

528 **SWIM SCHOOLS**

- (1) A business licence application to operate a swim school business in a residential zone shall be referred to Council for approval, in which case, a public meeting shall be held for the purpose of allowing the public to make representations to Council on matters respecting the application.
- (2) Council may order a public meeting prior to the annual renewal of a swim school business licence where:
  - (a) a written objection, endorsed by two or more owners or occupiers of properties located within 50m (164 ft.) or on the same cul-de-sac as the swim school, is submitted stating the nature of the objection; and where the stated objections could not be resolved informally by District staff to the satisfaction of the objecting property owners or occupiers;
  - (b) where a public meeting is to be held, notice of the meeting shall be mailed or otherwise delivered to:
    - (i) the business licence applicant;
    - (ii) all owners and occupiers of property located within 50m (164 ft.) of the proposed swim school;
    - (iii) where the swim school is located on a cul-de-sac, to all owners or occupiers of property in the cul-de-sac;
    - (iv) to the registered offices of a company and, if identified, to any prospective owners of property under development by the company whose property is located within 50m (164 ft.) of, or is on the same cul-de-sac as the proposed swim school;

- (c) The notice shall state:
  - (i) the time, date and place of the public meeting;
  - (ii) the address of the proposed swim school; and
  - (iii) the purpose of the public meeting
- (3) After a public meeting, and in accordance with section 508 of the Municipal Act, Council may:
  - (a) approve an application for a business licence or the renewal of an existing business licence, or;
  - (b) refuse to grant a business licence or approve the renewal of an existing business licence, but
    - (i) the licence must not be unreasonably refused,
    - (ii) and the council must give reasons for the refusal **(6865, 7273)**

529 **BED AND BREAKFAST**

- (1) Two classes of Bed and Breakfast businesses are established as follows:
  - Class 1
 

A Class 1 bed and breakfast shall not contain more than 3 bedrooms providing temporary rental accommodation and not more than 6 patrons in any single-family residential building;
  - Class 2
 

A Class 2 bed and breakfast may contain more than 3 bedrooms but not more than 6 bedrooms providing temporary rental accommodation and not more than 2 patrons in any bed and breakfast bedroom; **(7074)**
- (2) Every person proposing to carry on the business of a Bed and Breakfast shall be required to provide evidence satisfactory to the Inspector that they have successfully completed a recognized accredited training program relating to food preparation and handling; **(7074)**
- (3) A business licence application for a Class 2 Bed and Breakfast shall be referred to Council for approval, in which case, a public meeting shall be held for the purpose of allowing the public to make representations to Council on matters respecting the application; **(7074)**
- (4) Council may order a public meeting prior to the annual renewal of a Class 1 or Class 2 Bed and Breakfast business licence where
  - (a) a written objection, endorsed by two or more owners or occupiers of properties located within 50 metres or in the same Cul-de-sac as the Bed and Breakfast, is submitted to Council stating the nature of the objection; and
  - (b) the stated objections could not be resolved informally by District staff to the satisfaction of the objecting property owners and/or occupiers. **(7074)**
- (5) Where a public meeting is to be held, notice of the meeting shall be given in accordance with the following:
  - (a) The notice shall state
    - (i) the time, date and place of the public meeting;

- (ii) the address of the proposed Bed and Breakfast; and
  - (iii) the purpose of the public meeting.
- (b) Notices shall be mailed or otherwise delivered at least ten days before the public meeting
- (i) to the operator of the Bed and Breakfast;
  - (ii) to all owners and occupiers of property located within 50 metres of the proposed Bed and Breakfast and also, where the Bed and Breakfast is to be located in a cul-de-sac, to allow owners and occupiers of property in the cul-de-sac;
  - (iii) to the registered offices of a company and, if identified, to any prospective owners of property under development by the company whose property is located within 50 metres of, or is in the same cul-de-sac as the proposed Bed and Breakfast.
- (6) After a public meeting, and in accordance with section 508 of the *Municipal Act*, Council may
- (a) approve an application for a business licence or the renewal of an existing business licence; or
  - (b) refuse to grant a business licence or approve the renewal of an existing business licence, but
    - (i) the licence must not be unreasonably refused, and
    - (ii) the council must give reasons for the refusal” **(6947, 7273)**

530 **INTER MUNICIPAL BUSINESS LICENCE**

- (1) The Municipality may issue an Inter Municipal Business Licence to a person who carries out a business which is listed in Part 11 and who makes application for an Inter Municipal Business Licence for each of the premises of the business located within the Municipality.
- (2) The classes of businesses set out in Part 11 are the only classes of businesses, which are eligible to hold an Inter Municipal Business Licence.
- (3) A person may apply for an Inter Municipal Business Licence for each premises of a business located within the Municipality provided that the following criteria is met:
  - (a) The business complies with the applicable bylaws of the Municipality,
  - (b) The business complies with Provincial requirements, where applicable,
  - (c) The business is one of the classes of businesses listed in Part 11 of this Bylaw, and
  - (d) The person pays the applicable Inter-municipal Business License fee set out in Schedule “E” of the District of North Vancouver Fees and Charges Bylaw 6481. **(7797 7960)**
- (4) The term of the Inter Municipal Business Licence shall be the term for licences issued generally for that class of business.
- (5) During the term of the licence, the holder of an Inter Municipal Business Licence may carry on the business authorized by the Inter Municipal Business Licence”.

**PART 6 SCHEDULE OF LICENCE FEES A**

Deleted by Bylaw 7797

Please see Schedule “E” of the District of North  
Vancouver Fees and Charges Bylaw 6481.

(6541 6704 6807 6908 6984 7134 7364 7430 7694 7704 7750 7797 7960)

**PART 7 SCHEDULE OF LICENCE FEES B**

Deleted by Bylaw 7797

Please see Schedule “E” of the District of North  
Vancouver Fees and Charges Bylaw 6481.

(6704 6758 6807 6908 6947 6984 7134 7364 7430 7588 7694 7704 7750 7764 7797  
7960)

PART 8 SCHEDULE OF LICENCE FEES C

Deleted by Bylaw 7797

Please see Schedule “E” of the District of North  
Vancouver Fees and Charges Bylaw 6481.

(6704 6726 6807 6908 6984 7134 7364 7430 7694 7704 7750 7764 7797 7960)



**PART 9 SCHEDULE OF LICENCE FEES D**

Deleted by Bylaw 7797

Please see Schedule “E” of the District of North  
Vancouver Fees and Charges Bylaw 6481.

(6704 6807 6908 6984 7134 7364 7430 7694 7750 7764 7797 7960)

PART 10 SCHEDULE OF LICENCE FEES E

Deleted by Bylaw 7797

Please see Schedule “E” of the District of North  
Vancouver Fees and Charges Bylaw 6481.

(6704 6807 6904 6984 7134 7364 7430 7694 7750 7797 7960)

**(THERE IS NO SCHEDULE OF LICENCE FEES F)**

**Part 11 SCHEDULE OF LICENCE FEES G**

Deleted by Bylaw 7797

Please see Schedule “E” of the District of North  
Vancouver Fees and Charges Bylaw 6481.

(7273 7636 7797 7960)

Part 12 LICENCE TRANSFER FEES

Deleted by Bylaw 7797

Please see Schedule “E” of the District of North  
Vancouver Fees and Charges Bylaw 6481.

(6704, 6984, 7134, 7797 7960)

THE CORPORATION OF THE DISTRICT OF NORTH VANCOUVER

CERTIFICATE OF APPROVAL

IMPORTANT NOTICE - No Commercial or Industrial Premises may be occupied, nor any business or industry carried on therein, until such premises have been approved for the intended use by the Municipal Departments indicated below. The applicant for the Business Licence is responsible for obtaining the Municipal Approvals required.

THIS COMPLETED FORM MUST ACCOMPANY YOUR LICENCE APPLICATION.

To: THE BUSINESS LICENCE DEPARTMENT

LICENCE NUMBER:

THIS IS TO CERTIFY THAT THE USE OF THE PREMISES  
COMMONLY KNOWN AS:

\_\_\_\_\_  
(address of Premises)

North Vancouver, B.C.

and legally described as:

\_\_\_\_\_  
D.L.                      Block                      Lot                      Lot                      Lot                      Plan

and owned by: \_\_\_\_\_ (Name of the Owner of the Premises)

of: \_\_\_\_\_ (Address of the Owner of the premises)

by \_\_\_\_\_ (Name of the Applicant for the Licence)

carrying on the business of: \_\_\_\_\_ does not conflict with the provisions of the By-laws or Acts pertaining to the following Municipal Departments and are hereby approved for such stated use.

PROPERTY RECORDS:

Verify: Legal; Owner "

Supply: Roll No.; Area Code; Zoning Code;

\_\_\_\_\_  
(Property Records Clerk)                      Date

PLANNING DEPARTMENT:

Supply: S.I.C. Code:

\_\_\_\_\_  
(Planner)                      Date

BUILDING DEPARTMENT:

Verify: Zoning and Conformity "

Occupancy Permitted "

Supply:                      Area                      of                      Premises;                      No.                      Parking                      Slots

\_\_\_\_\_  
(Building Inspector)                      Date

HEALTH DEPARTMENT:

\_\_\_\_\_  
(Health & Sanitary Inspector)                      Date

FIRE DEPARTMENT:

\_\_\_\_\_  
(Fire Warden)                      Date

R.C.M.P.:

\_\_\_\_\_  
(Inspector)

Date

PLEASE PROCESS AND FORWARD WITH MINIMUM OF DELAY  
DEPARTMENTAL COMMENTS

**PART 1B**

**SECTION 1401**

**THE CORPORATION OF THE DISTRICT OF NORTH VANCOUVER**

Phone 990-2311

Pre-numbered  
Licence Number

Municipal Hall  
355 W. Queens Road  
North Vancouver, B.C.  
V7N 4N5

Name & Address of  
Licensee

Type	Licence Number	Receipt Number

Expiry Date		
Day	Month	Year

FEE

Type of Business:

Licensed as:

(Seal) This to state that the above named has paid the above licence fee and is entitled to carry on business as indicated above within the Municipality of the District of North Vancouver in a lawful manner, and this licence is issued subject to the provisions of all by-laws of the District of North Vancouver, now or hereinafter in force, and to all amendments that may hereafter be made to said bylaws.

This Licence is not transferable and expires on the date shown above. This licence must be displayed in a conspicuous place on the premises.

Chief Licence Inspector

BUSINESS LICENCE

**(4851)**