



**THE CORPORATION OF THE CITY OF NORTH VANCOUVER**

**“Business Licence Bylaw, 2018, No. 8640”**

**CONSOLIDATED FOR CONVENIENCE – MAY 6, 2024**

<b>Amendment #</b>	<b>Adoption Date</b>	<b>Subject</b>
8683	September 24, 2018	Fees for Liquor Primary Pubs
8691	November 26, 2018	Enactment Date
9023	May 6, 2024	Short-Term Rentals and Other Residential Accommodation Businesses
9046	July 22, 2024	Fees and Charges

# THE CORPORATION OF THE CITY OF NORTH VANCOUVER

## BYLAW NO. 8640

### A Bylaw to provide for the granting of business Licences, to fix and impose Licence fees and regulate certain trades, occupations and businesses in the City of North Vancouver.

The Council of The Corporation of the City of North Vancouver, in open meeting assembled, enacts as follows:

#### **PART 1 – TITLE**

This Bylaw shall be known and cited for all purposes as “**Business Licence Bylaw, 2018, No. 8640**”.

#### **PART 2 – INDEX**

This Bylaw, for purposes of convenience only, is divided into the following parts:

<b><u>Part</u></b>	<b><u>Title</u></b>
1	Title
2	Index
3	Definitions
4	Licences
5	General Regulations
6	Repeal
7	Effective date
Schedule “A”	Business Categories, Types and Codes
Schedule “B”	Fees – Deleted <i>[Bylaw 9046, July 22, 2024]</i>
Schedule “C”	Fees – Deleted <i>[Bylaw 9046, July 22, 2024]</i>
Schedule “D”	Inter-municipal Business Licences

#### **PART 3 – DEFINITIONS**

In the construction and interpretation of this Bylaw the following words and terms shall have the meanings hereby assigned to them.

“**Accessory Bed and Breakfast**” shall mean any residential building where temporary accommodation for tourists is provided as per the provisions of the Zoning Bylaw, and where the room rate includes breakfast provided on the premises. *[Bylaw 9023, May 6, 2024]*

“**Accessory Boarding – Long Term**” means a portion of a Dwelling Unit that is used for the purpose of gain or profit by renting or leasing rooms, without cooking facilities, for 90 or more consecutive days, in accordance with the limitations set out in “Zoning Bylaw, 1995, No. 6700” as amended or replaced from time to time. *[Bylaw 9023, May 6, 2024]*

“**Accessory Boarding – Short Term**” means a portion of a Dwelling Unit that is used for the purpose of gain or profit by renting or leasing rooms, without cooking facilities, for less than 90 consecutive days, in accordance with the limitations set out in “Zoning Bylaw, 1995, No. 6700” as amended or replaced from time to time. *[Bylaw 9023, May 6, 2024]*

**“Accessory Dormitory Use”** means a building that is used for renting or leasing rooms without cooking facilities to students attending an educational institution located on the same parcel.  
*[Bylaw 9023, May 6, 2024]*

**“Accessory Secondary Suite”** shall mean a separate designated dwelling unit within a One-Unit Residential Dwelling, containing toilet, bathroom, sleeping and living areas and cooking facilities as permitted under the Zoning Bylaw.

**“Act”** means the Community Charter, being Chapter 26 of the Statutes of British Columbia, 2003, as amended.

**“Adult Motion Picture”** shall mean an adult motion picture as defined by the Motion Picture Act R.S.B.C. 1996, Chapter 314 and amendments thereto.

**“Adult Movie Theatre”** shall mean any building, room, place, booth or enclosure which is generally open to the public, or is open to the public on invitation, where adult motion pictures are shown or intended to be shown.

**“Adult Publication”** means any book, pamphlet, magazine or printed matter however produced, which contains a visual image of representation of all or a portion of the human body depicting nudity, sexual conduct, or sado-masochistic behaviour.

**“Agent”** shall mean any person who, either on their behalf or as agent for another, sells or solicits or takes orders for the sale by retail, of goods, ware or merchandise to be supplied by any person not carrying on a Resident Business within the City.

**“Amusement Machine”** means a device, which is mechanically, manually, electrically, or automatically operated for the purpose of providing amusement, entertainment, recreation, a game, or contest of any description, and shall include video and computerized devices, but excludes pool and billiard tables, bowling alleys and Vending Machines.

**“Anniversary Date”** means the month and day that a Business Licence is issued for a new Business operating in the City of North Vancouver or an existing Business operating at a new location.

**“Animal”** means any member of the animal kingdom, excluding humans.

**“Applicant”** shall mean any person who makes an application for a Licence under the provisions of the Bylaw.

**“Arcade”** means a place, building, area, room, or segregated space normally accessible to and frequented by the public where three (3) or more amusement machines are available for hire or rent and for which a coin or token must be inserted or entry fee or membership fee charged for such use.

**“Automated Teller”** shall mean a machine that:

- (1) provides certain of the services of a financial institution to a client, customer or member on receiving an instruction from that client, customer or member including, without limitation, receiving and disbursing cash and is not an integral part of any premises from which that financial institution customarily offers services to the public; and

- (2) allows the exchange of cash for Cryptocurrency or Cryptocurrency for cash.

**“Billiard Hall”** shall mean a Business where billiard tables, pool tables or any similar tables are kept for use by the public for a fee.

**“Body Rub”** includes the manipulating, touching or stimulating by any means, of a person’s body or part of the body, for payment of a fee, but does not include medical, therapeutic or cosmetic massage treatment, or therapeutic touch therapy, given by a Massage Therapist (Registered) or a Massage Provider (Unregistered).

**“Body Rub Parlour”** means a premise where a Body Rub is performed, offered or solicited.

**“Bowling Alley”** shall mean a Business where bowling alleys or lanes are maintained for use by the public for a fee.

**“Bulk Storage and Shipping”** means a use providing for the receiving, shipping, handling or storing of agricultural products such as grains, as defined under the Canada Grain Act, R.S 1985, lumber products, minerals such as phosphates and phosphate rock, potash, coal, ore concentrate and other similar materials.

**“Business”** means

- (1) carrying on a commercial or industrial activity or undertaking of any kind; and
- (2) providing professional, personal or other services for the purpose of gain or profit,

And includes the carrying on of such an activity, or undertaking or provision of such services, by a registered not-for-profit society, but does not include an activity carried on by the Provincial government, by corporations owned by the Provincial government, by agencies of the Provincial government or by the Greater Vancouver Transportation Authority or any of its subsidiaries.

**“Bylaw Enforcement Officer”** means the Manager – Bylaw Services, Bylaw Enforcement Officer, Bylaw Services Supervisor, Licensing Inspectors, Building Officials or other persons acting in another capacity on behalf of the City properly delegated by Council for the purpose of enforcement of the Business Licence Bylaw of the City.

**“Cannabis”** means any part of the cannabis plant, and includes its preparations and derivatives and any substance that is identical to any phytocannabinoid produced by, or found in, such a plant, but does not include: a non-viable seed of a cannabis plant; a mature stalk of a cannabis plant, without any leaf, flower, seed, or branch, and fiber derived from such stalks; and the roots of any part of the root of a cannabis plant.

**“Cannabis – Licenced Medical Production”** means the use of any land, building or structure for the growing, production, processing, destruction, storage, distribution or sale of Cannabis by a Licenced Producer under the Access to Cannabis for Medical Purposes Regulations SOR/2016-230 or successor legislation, in a manner authorized by those Regulations.

**“Charitable Sales”** means the sale by a registered society of primarily donated or used merchandise.

**“Cheque Cashing Centre”** means any premises where the business of cashing cheques or negotiable instruments for a fee charged or chargeable to the payee of the cheque or the payee's agent is carried on, but does not include a chartered bank or a credit union.

**“Chief of Police”** shall mean the Chief of Police of the City of North Vancouver and shall include any acting or deputy Chief of Police and the officer or Constable in charge of the Royal Canadian Mounted Police Detachment in the City of North Vancouver.

**“Child Care Facility”** means a facility in a residential zone providing care for 9-12 children, including an opportunity for social, physical and intellectual growth which is licensed under the Child Care Licensing Regulation made pursuant to the *Community Care and Assisted Living Act*.

**“City”** shall mean The Corporation of The City of North Vancouver.

**“Commercial Parking Lot”** shall mean any lot or area, enclosed or unenclosed, where parking space is leased or rented for any period of time, where a vehicle is parked on a regular, temporary or permanent basis. Such lot or area does not include a City-owned and operated commercial parking lot where parking is provided for the general use of the public as a whole.

**“Commercial Rental”** means leasing, letting or renting offices, suites or rooms for non residential accommodation purposes. No Person shall be required to pay a Commercial Rental Licence fee for premises occupied for the purpose of their business provided they are licensed for a business other than Commercial Rental. *[Bylaw 9023, May 6, 2024]*

**“Contractor”** shall mean any Person, Corporation, company, firm or organization performing or engaged to perform either for their or its own use or benefit, or for that of another and with or without remuneration or gain, any work within the City 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 Schedules forming part of this Bylaw hereof.

**“Controlled Drugs and Substances Act”** shall mean the Controlled Drugs and Substances Act of Canada and amendments thereto.

**“Council”** shall mean the Council of the Corporation of the City of North Vancouver.

**“Crime Free Multi-Housing Program”** means a program to assist apartment owners, managers, residents and the police to work together to reduce the incidence of illegal activity and residential nuisances in multi-family neighbourhoods and where training and certification is provided by the RCMP”.

*(The Business Licence annual fee shall be reduced by 10% for each property actively participating in the Crime Free Multi-Housing Program and the Licensee is a current member in good standing in the Program.)*

**“Criminal Background and Reference Check”** means a review and reference check, including associations with individuals known to be associated or a member of a criminal organization performed by the Chief of Police or their designate.

**“Criminal Code”** shall mean the Criminal Code of Canada and amendments thereto.

**“Criminal Record Check”** means a C.P.I.C. inquiry performed by the Chief Constable, or their designate, at the Municipal Police Station or R.C.M.P. Detachment in the municipality where the person resides.

**“Department Store”** means a use consisting of multiple retail commercial uses within a premise, owned by a single entity, and/or operated as a single business and having a floor area in excess of 500 square metres.

**“Dwelling Unit”** means one or more habitable rooms designed, occupied or intended to be occupied for independent residential accommodation of one or more persons, containing: toilet, bathroom, sleeping and living areas, and cooking facilities. *[Bylaw 9023, May 6, 2024]*

**“Entertainment”** shall mean either Patron Participation Entertainment or Patron Non-Participation Entertainment, unless otherwise specified.

**“Farmers Market”** shall mean a Use providing only for the sale at retail of Canadian grown produce on a temporary basis.

**“Food Primary Establishment”** shall refer to a liquor licensed establishment where the service of food, as opposed to liquor, is the primary focus of the business, or as currently described in the Liquor Control and Licensing Act. This category does not include establishments where only food is served (see Restaurants).

**“Food Truck Mobile”** means a vehicle with cooking equipment that produces smoke or grease laden vapours in a confined compartment.

**“Gasoline Station”** means a premise where gasoline, diesel fuel or other motor fuels derived from petroleum are sold to the public.

**“Greenhouse Gas Emissions Labels for Gas Pumps”** means a legible and conspicuous label affixed to each pump or pump nozzle used to dispense gasoline or other motor fuel to the public. The Greenhouse Gas Emissions Labels will contain a statement, approved by the Director, Community Services, to encourage the public to make choices that reduce greenhouse gas emissions and to increase general awareness of climate change.

**“Group Child Care Facility”** means a facility in a residential zone providing care for more than 12 children, including an opportunity for social, physical and intellectual growth which is licensed under the Child Care Licensing Regulation made pursuant to the *Community Care and Assisted Living Act*.

**“Hotel”** means any building or portion thereof, that is used for the purpose of gain or profit by renting or leasing rooms and which may provide ancillary services such as restaurants, banquet rooms and other facilities including entertainment facilities, but is not used as an Accessory Bed and Breakfast.

**“Ice Cream Vendor, Mobile”** means a Person who operates a mobile, non-permanent business for the sale of ice cream related products.

**“Inspector”** shall mean the person appointed from time to time by Bylaw or resolution of the Council as Licence Inspector of the City for the purpose of enforcing and carrying out the provisions of this Bylaw and shall include any acting or assistant Licence Inspector, or their delegates.

**“Inter-municipal Business Licence”** means a business Licence which allows the holder of the Licence to carry out business within the City and the Member Municipalities subject to the terms and conditions of the respective Bylaws of the City and the Member Municipalities within their respective jurisdictions.

**“Junk”** shall include any used or old article or thing.

**“Junk Dealer”** shall mean any Person who carries on the Business of purchasing or selling junk or who carries on the Business of a junk shop, junk store or junk yard.

**“Limited Service Food Establishment”** means any premises where food that is not prepackaged is prepared and served, where no more than sixteen seats of any kind, including chairs, stools and seats or benches, whether inside or outside, are provided for customers consuming food purchased in the establishment, and that does not include the sale of alcoholic drinks to customers for consumption on the premises.

**“Liquor Control and Licensing Act”** shall mean the *Liquor Control and Licensing Act*, R.S.B.C 1996, Chap. 267 and amendments thereto.

**“Liquor Delivery Service”** means any Person who delivers alcoholic beverages to residential and commercial premises.

**“Liquor Primary”** shall refer to a liquor licensed establishment selling liquor by the glass where the primary purpose is to sell liquor (bars, as well as stadiums, theatres, aircraft, etc.) as well as other businesses that wish to serve liquor as an additional service to their primary business (spas, salons, art galleries, etc.).

**“Liquor-Primary Club”** shall refer to a private club (e.g. legion) that is licensed to serve liquor to members and their guests or as currently described in the Liquor Control and Licensing Act.

**“Liquor Retail Store”** means a Business that sells liquor at retail to customers for consumption off the premises.

**“Massage Therapist (Registered)”** means a Person registered as a Massage Therapist by the College of Massage Therapists.

**“Massage Provider (Unregistered)”** means a Person, other than a Massage Therapist (Registered), duly trained to provide Therapeutic Touch Therapy, or other therapeutic massage, but does not include a Person providing a Body Rub or a similar service.

**“Member Municipality”** shall mean The Corporation of the District of North Vancouver and The Corporation of the District of West Vancouver.

**“Mobile Canteen”** shall mean any vehicle from which is sold or offered for sale any food, confectionery, or beverage.

**“Mobile Cart”** shall mean any wagon, cart, kiosk, table or vehicle located on private property at approved locations from which merchandise, food, confectionery or beverage is offered for sale.

**“Mobile Food Carts – On Street”** shall mean any wagon, cart or kiosk from which food, confectionery or beverage is offered for sale on City streets at approved locations as per City Policy.

**“Municipality”** shall mean The Corporation of the City of North Vancouver.

**“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 City.

**“Nudity”** means the showing of the human male or female genitals or pubic area with less than a full opaque covering.

**“Patron Participation Entertainment”** shall mean entertainment that patrons may participate in, such as karaoke or “dine and dance”, or as currently described in the Liquor Control and Licensing Act.

**“Pawn”** is to deliver personal property to another in pledge, or as security for a debt or sum borrowed.

**“Pawnbroker”** shall mean and include any Person who carries on the Business of taking goods and chattels in pawn.

**“Peddler”** shall mean any Person who carries on the Business or trade of going from place to place collecting, buying or selling junk or retail goods for the purpose of gain or profit.

**“Person”**

- (1) "Person", in addition to its ordinary meaning, shall mean and include a firm or partnership, association, company, or corporation and the singular shall be held to mean and include the plural;
- (2) "Persons engaged in the Business" shall mean and include the owner, or proprietor, assistants, employees, including part-time and casual help employees.

**“Pest Control Services”**

- (1) Every Person carrying on a Business or occupation involving the use or application of pesticides shall hold a subsisting pest control service Licence.
- (2) "Pesticide" shall mean any agricultural pesticide as defined in regulations made pursuant to the *Pesticide Control Act*, R.S.B.C. 1996, Chapter 360, and revisions thereto.
- (3) "Pest Control Service Licence" means a Licence granted under the *Pesticide Control Act*, R.S.B.C. 1996, Chapter 360 to advertise or provide services involving the use or application of pesticides.

**“Picture Identification”** shall mean any valid identification issued by a Canadian Federal or Provincial Government Agency, Department or Ministry including a:

- (1) Valid Driver’s Licence issued by any Province in Canada or State within the United States of America;
- (2) Provincial Identity card;
- (3) Certificate of Indian Status;
- (4) Certificate of Canadian Citizenship;
- (5) Conditional Release card issued by Correctional Services Canada; or

(6) Valid Passport,

providing that the identification is integrated with a picture of the bearer and provided that such identification is not more than five years old.

**“Post Box”** means a box or other receptacle suitable for containing postal mail.

**“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.

**“Preschool or Playschool”** shall mean premises where children attend pre-school or playschool classes and where the operators of such premises do so for profit or gain.

**“Principal Residence”** means the residence in which an individual resides for at least 183 days per year. *[Bylaw 9023, May 6, 2024]*

**“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.

**“Profession”** shall include the carrying on of a Business of a service to the public that requires as a condition precedent to carrying on the service, a Licence or other statutory authorization; and includes without limiting the foregoing service by accredited public accountants, certified general accountants, chartered accountants, industrial accountants, agrologists, architects, barristers and solicitors, chiropractors, dental hygienists, 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.

**“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.

**“Resident Business”** means a Business carried on, in or from premises within the City.

**“Residential Accommodation Business”** means Accessory Bed and Breakfast; Accessory Boarding – Long Term; Accessory Boarding – Short Term; Residential Rental – Long Term; and Residential Rental - Short Term. *[Bylaw 9023, May 6, 2024]*

**“Residential Rental – Long Term”** means the rental of a Dwelling Unit for accommodation for 90 or more consecutive days. *[Bylaw 9023, May 6, 2024]*

**“Residential Rental – Short Term”** means the rental of a Dwelling Unit for accommodation for less than 90 consecutive days. *[Bylaw 9023, May 6, 2024]*

**“Restaurant”** shall mean any coffee shop, coffee counter, tea room or any place, whether permanent or temporary, or fixed or movable, in which prepared foods or beverages are served to the public in exchange for money or services, or any place to which the public have access for the purpose of purchasing prepared food or beverage for human consumption on the premises.

Restaurants do not include Food Primary Establishments, which are licensed for both food and liquor service.

**“Retail (and Wholesale) Building Supply Establishment”** shall mean a premises in excess of 500 square metres in area (5,300 square feet), where any of the following goods, materials or things are sold at retail or wholesale and may include any or all of the following: lumber products, home improvement materials, electrical and plumbing supplies and equipment, paint supplies and equipment, garden and lawn supplies, hardware supplies and all like materials.

**“Second-hand Articles”** means second-hand, used or pre-owned goods and chattels bought, sold, procured, or offered for sale and second-hand, used or pre-owned goods and chattels taken in pawn. Without limiting the generality of the foregoing, “Second-hand Articles” include the following:

- (1) Jewelry;
- (2) Electronic home entertainment products, including but not limited to audio and video equipment and accessories;
- (3) Audio or video cassettes, in any format, compact, video or computer discs and phonograph records;
- (4) Home repair tools;
- (5) Construction tools;
- (6) Metals, such as aluminium, copper, and other valuable salvage;
- (7) Leather jackets and fur coats;
- (8) Musical instruments;
- (9) Bicycles, including bicycle parts and accessories;
- (10) Collectibles;
- (11) Cameras, including video and still cameras, related equipment and accessories;  
or
- (12) Sports equipment,

but does not include:

- (1) Beer bottles;
- (2) Books and magazines, except collectibles; or
- (3) Clothing, except leather jackets and fur coats.

**“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.

**“Sexual Conduct”** means sexual intercourse or physical contact with a person’s clothed or unclothed genitals or pubic area.

**“Shark Fin”** includes pectoral, pelvic, dorsal, anal, and caudal fins of any species of shark.

**“Solicitor”** shall mean the Solicitor duly appointed for the City.

**“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.

**“Storage Areas”** shall mean and include 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.

**“Supermarket”** means a premises wherein items such as foodstuffs, household and domestic goods are sold at retail, such premises being in excess of 500 square metres.

**“Therapeutic Touch Therapy”** shall include, but is not limited to shiatsu, reflexology, kinesiology, polarity, Rolfing, and Trager approach.

**“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 providing a service, but does not include clothes washers/dryers. For the purpose of this section, a kiddie ride is defined as a vending machine.

**“Warehousing”** shall mean the storing of goods by any person for reward.

## **PART 4 – LICENCES**

### **401 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 they are 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.

### **402 All Fees to be Paid to Director of Finance**

All fees shall be paid to the Director of Finance of the Municipality who shall deal with them in the manner provided in the Community Charter.

### **403 Application to be made to Inspector**

The application for a Licence for the first time, or a transfer of a Licence shall be signed by the owner of the business or their 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.

### **404 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.

#### **405 Licence Fees**

- (1) The application form shall be delivered to the Inspector and shall be accompanied by the fee as set out in Schedule F of the "Fees and Charges Bylaw, 2024, No. 9000". *[Bylaw 9046, July 22, 2024]*
- (2) Every Person who operates more than one store, branch, premises, unit or place of business in respect of any Business, trade, Profession or other occupation, shall take out a separate Licence in respect of each such separate store, branch, premises, unit, or place of Business.
- (3) The Inspector and their designate(s) are authorized to classify Businesses according to the types of Business and to further classify each type of Business according to the extent of the Business on the basis of any of the following factors, or combination of them:
  - (a) the floor area used;
  - (b) the ground area used;
  - (c) the number of vending or other dispensing machines, or other machines, appliances or things used; and
  - (d) the number of rental units maintained.

#### **406 Licence**

- (1) Every Licence granted pursuant to this Bylaw shall be in the form provided for by the municipality consistent with the requirements of the Act.
- (2) Licence and fee classifications shall be as listed in Schedules "A" of this Bylaw and Schedule F of the "Fees and Charges Bylaw, 2024, No. 9000", as an integral part of this Bylaw. *[Bylaw 9046, July 22, 2024]*
- (3) The fee payable by any Person carrying on, maintaining, owning or operating within the municipality, any Business, trade, occupation, Profession, calling, undertaking or thing included in Schedule "A" of this Bylaw and Schedule F of the "Fees and Charges Bylaw, 2024, No. 9000", and all like classifications not hereinbefore enumerated, shall be as set out in Schedule "A" of this Bylaw and Schedule F of the "Fees and Charges Bylaw, 2024, No. 9000". *[Bylaw 9046, July 22, 2024]*
- (4) Where a Business is comprised of more than one classification as listed within the Bylaw, then a separate fee for each classification may be applicable.
- (5) The fee payable in respect of a change in the location of the premises authorized by the Inspector, shall be as set out in Schedule F of the "Fees and Charges Bylaw, 2024, No. 9000". *[Bylaw 9046, July 22, 2024]*

- (6) A Licence is not a representation or warranty that the licenced Business or the Business premises comply with the bylaws of the City or with any laws, regulations or standards.

**407 Licence to Operate Necessary**

No Person shall carry on, within the Municipality, any Business unless they are the holder of a valid and subsisting Licence issued to them under this Bylaw by the Inspector, and shall have paid in advance therefore, to the Inspector, the sum as set out in Schedule F of the “Fees and Charges Bylaw, 2024, No. 9000” 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. *[Bylaw 9046, July 22, 2024]*

**408 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, or obscuring the Licence in part or whole, and keep the same posted as aforesaid, shall be guilty of an infraction of this Bylaw and liable to the penalties hereof.

**409 Licensee to do Business Lawfully**

It is a term and condition of each Licence granted pursuant to this Bylaw that the holder is licensed to carry on the Business stipulated therein only in compliance with all laws, regulations and standards, for the period specified at the place stated.

**410 Compliance with Licence Conditions**

Failure to comply with Licence conditions may result in cancellation of the licence.

**411 Licence Transfers**

No Person to whom a Licence has been issued under this Bylaw shall change the location of the premises in which they carry on their Business, trade, Profession, or other occupation without first having applied to the Inspector to have their 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 Licence shall be as set out in Schedule F of the “Fees and Charges Bylaw, 2024, No. 9000”. *[Bylaw 9046, July 22, 2024]*

**413 Notification Where Changes Affect Licence**

Where the Licence fee for any business, occupation or calling licensed under this Bylaw is based on 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 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.

#### **414 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 Community Charter.

#### **415 Licence Renewal**

On or before the day before the Anniversary Date of a Business Licence, the Licence holder shall renew their Business Licence for the following 12 month period, in the form established by the Inspector and accompanied by payment of the applicable licence fee set out in Schedule F of the "Fees and Charges Bylaw, 2024, No. 9000". [Bylaw 9046, July 22, 2024]

#### **416 Licence Period**

A Licence issued under this Bylaw shall be valid for one year from the date of issuance and shall expire on the Anniversary Date of the calendar year following issuance except:

- (1) The period of 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 determined by the Inspector for any period less than 364 days provided the request is made in writing on the application, under the signature of the Applicant, and
- (2) The period of a Licence in respect to a circus, horse show, dog show, pony show, exhibition or other itinerant show or entertainment, that is not held in a Licensed theatre or other Licensed Business permitted to conduct performances to an audience, shall be for one day.

#### **417 Power of Council**

- (1) Council may, in accordance with the *Community Charter* and *Local Government Act*, provide for a system of licences, permits or approvals, including by doing one or more of the following:
  - (a) Prohibiting any activity or thing until a Licence, permit or approval has been granted;
  - (b) Providing for the granting and refusal of licences, permits and approvals;
  - (c) Providing for the effective periods of licences, permits and approvals;
  - (d) Establishing:
    - (i) Terms and conditions of; or
    - (ii) Terms and conditions that must be met for obtaining, continuing to hold or renewing a Licence, permit or approval, or providing that such terms and conditions may be imposed, the nature of the terms and conditions and who may impose them;

- (e) Providing for the suspension or cancellation of licences, permits and approvals for:
    - (i) Failure to comply with a term or condition of a Licence, permit or approval;
    - (ii) Failure to comply with this or any other applicable bylaw of the City; or
    - (iii) Any other reason that Council determines is just and reasonable
  - (f) Providing for reconsideration or appeals of decisions made with respect to the granting, refusal, suspension or cancellation of licences, permits and approvals.
- (2) Council may:
- (a) Establish a standard, code or rule by adopting a standard, code or rule:
    - (i) Published by a provincial, national or international body or standards association; or
    - (ii) Enacted as or under a law of this or another jurisdiction, including a foreign jurisdiction; and
  - (b) Adopt the standard, code or rule under paragraph (a):
    - (i) In whole, in part or with any changes considered appropriate; and
    - (ii) As it stands at a specific date, as it stands at the time of adoption or as amended from time to time.

#### **418 Power of Inspector**

- (1) The Inspector may grant or transfer a Licence if satisfied that the applicant has complied with all requirements of the Bylaws of the Municipality and of all other applicable laws, regulations and standards, including any requirements as to professional, trade, or other qualifications.
- (2) The Inspector may establish terms and conditions that must be met for obtaining, continuing to hold, transferring or renewing a License, including conditions related to:
  - (a) Safety and security on and about the licensed premises;
  - (b) The protection of minors, including but not limited to conditions regarding signage and patron identification;
  - (c) Public health and safety in relation to the licensed premises;
  - (d) Prevention of nuisances, including but not limited to conditions intended to reduce noise, odours (including air filtration and ventilation requirements), and patron misconduct on and about the premises; and
  - (e) Requirements that, in the opinion of the Inspector, are necessary to ensure that the Licensed Business does not have a negative impact on the public, the neighbourhood or other businesses in the vicinity of the premises.

- (3) The Inspector may refuse, suspend or cancel a Licence for reasonable cause, including but not limited to circumstances where an applicant or Licence holder:
  - (a) has failed to comply with this Bylaw or a term or condition of the Licence;
  - (b) causes or permits the Business or the licensed premises to cease to comply with any applicable bylaw, law, regulation or standard;
  - (c) would violate or has violated any bylaw of the Municipality or other enactment;
  - (d) has been convicted, or a proprietor, partner, director or officer of the Business has been convicted, of an offence of a nature that, or was committed under circumstances in which, in the opinion of the Inspector, directly relates to public health, safety or welfare of the public and directly relates to the fitness of the individual to engage in the business, trade, profession or other occupation for which the Licence would be issued or was issued; or in the opinion of the Inspector, has engaged in misconduct which warrants the suspension of the Licence if the misconduct is in respect of the business for which the Licence has been issued or with respect to the premises named in the Licence.
- (4) Any suspension of a Licence will be for the period determined by the Inspector, and the Inspector may impose additional conditions on the Licence prior to lifting the suspension.

#### **419 Reconsideration of Licence Suspension**

- (1) The refusal, suspension or cancellation of a Licence by the Inspector shall be made in writing, signed by the Inspector and served on the applicant for or person holding such Licence or delivered to the applicant or Licence holder by registered mail to the address given by the Applicant or Licence holder on the application for the Licence.
- (2) A notice of suspension of Licence may be posted by the Inspector upon the premises for which the Licence was issued, and such notice shall not be removed until the Licence is reinstated, the former Licence holder ceases to occupy the premises, or a new Business other than the one carried on by the former Licence holder is started in the premises.
- (3) If the Inspector cancels, refuses or suspends a Licence, the Licence holder who is subject to the decision may request that Council reconsider the matter.
- (4) A request under subsection (3) must be made by written notice provided to the City Clerk within 10 business days of the date on which the notice under subsection (1) was sent.
- (5) The notice under subsection (4) shall state in concise fashion the grounds upon which the request is based.

- (6) Upon receiving notice of request for reconsideration, the City Clerk shall thereupon refer the matter to Council in order to appoint a time and place for the hearing of the reconsideration request.

#### **420 Right of Inspector to Grant**

- (1) The Inspector shall have the power to grant, issue or transfer licences as hereinafter provided and subject to the provisions of Section 154 (1) (b) of the Act.
- (2) Before any Licence is issued, the Inspector shall satisfy them self that where applicable, the Applicant has complied in all respects with the Provincial requirements as to professional, trade, or other qualifications.

### **PART 5 – GENERAL REGULATIONS**

#### **500 Adult Movie Theatre**

Each and every adult movie theatre on a premise shall have a minimum seating capacity of 100 persons.

#### **501 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:

- (1) located on a shelf, the bottom edge of which is at least 119 cm (47 inches) from the floor; and
- (2) 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 20 cm (8 inches) from the bottom of the shelf.

#### **502 Alteration and Repair Soliciting**

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.

#### **503 Animal Acts**

- (1) Subject to subsection (2), no Person shall operate or carry on a public show, exhibition, carnival or performance in which animals are required to perform tricks, fight or participate in exhibitions or performances for the amusement or entertainment of an audience.
- (2) Nothing contained in this section shall prohibit or restrict the following:
  - (a) exhibitions or performances involving horses or in which individuals ride horses or ponies;
  - (b) exhibitions involving dogs;

- (c) displays or showings of animals in agricultural fairs or pet shows, provided that the public show, exhibition, carnival or performance in no way exploits an animal such that it is being used or treated in an inhumane manner for profit or advantage.

#### **504 Auctioneers**

- (1) 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.
- (2) Every Auctioneer shall, whenever goods are put into their hands for sale, give a receipt containing an itemized statement of all such goods. When such goods, or any part of them, are sold, the Auctioneer shall, on demand, strictly account to the person entrusting the goods to them.
- (3) Every Auctioneer shall keep proper books of account of the business transacted by them 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 them for sale; and
  - (b) an itemized list of all such goods; and
  - (c) the names and addresses of the persons purchasing any goods from them.
- (4) 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 they 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.
- (5) No Auctioneer shall directly or indirectly bid or employ any other Person to bid on the goods offered for sale at any auction sale.
- (6) No Auctioneer conducting an auction sale shall offer for sale any watch, plate or jewelry unless, before proceeding to sell the same, they announce in a loud voice to the persons present, whether the same be gold or gold plate, silver- or plate, or base metal; and in the case of a watch offered for sale they 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.
- (7) 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 them, and the Auctioneer shall return the price of the goods to the purchaser.
- (8) No Person shall sell at public auction any surprise 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.

- (9) 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.
- (10) No Person shall sell or offer for sale by auction any new jewelry, 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 having first obtained a permit for such sale from the Council.
- (11) Application for the permit referred to in subsections (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.
- (12) No person shall erect, display or exhibit any Sign or advertising of any nature using the word or words "auction", "action", "auction sale", "action sale" or any other words or words similar to the word auction, in connection with any sale other than a bona fide auction sale conducted by a Licensed Auctioneer. Charity, or fund-raising auctions may be excluded from this prohibition at the discretion of the Inspector.

**505 Residential Accommodation Business** *[Bylaw 9023, May 6, 2024]*

Every person carrying on the Business of or operating a Residential Accommodation Business shall:

- (1) Install and maintain in good working order a fire extinguisher of not less than a five pound ABC class. Such fire extinguisher is to be mounted in a visible area of the kitchen;
- (2) Post an evacuation plan in a visible area at the main entry/ exit, and clearly indicate the contact information (accessible 24/7) for the operator responsible for the rental premises;
- (3) Comply with life safety requirements to the satisfaction of the Municipality's Chief Building Official for use of a Primary Dwelling Unit, an Accessory Secondary Suite, an Accessory Dwelling Unit, and/or an Accessory Lock-Off Unit, for rental purposes. The requirements for compliance may include but may not be limited to:
  - (a) Install and maintain in good working order interconnected smoke alarms, including where applicable, carbon monoxide detectors;
  - (b) Comply with requirements for bedroom window egress; and
  - (c) Comply with requirements for access to the accessory unit by the Municipality's Fire Department;

- (4) Comply with the British Columbia Building Code to the satisfaction of the Municipality's Chief Building Official for any changes, upgrades or improvements made to a building;
- (5) Carry on no more than one Residential Accommodation Business at a time, per Dwelling Unit.

#### **505A Accessory Bed and Breakfast**

Every Person carrying on the Business of or operating an Accessory Bed and Breakfast shall:

- (1) Only carry on the Business in their Principal Residence;
- (2) Obtain the written approval of the property owner and Strata Corporation, if applicable and provide evidence of written approval to the City upon request;
- (3) Provide to the City the contact information for a person who must be able to respond to an inquiry or complaint while paying guests are hosted at the premises;
- (4) Maintain and provide to the City on request a list of the dates, duration, and group size of all bookings for the Bed and Breakfast.

#### **505B Accessory Boarding – Long Term**

Every Person carrying on the Business of or operating Accessory Boarding – Long Term shall:

- (1) Only carry on the Business in their Principal Residence;
- (2) Obtain the written approval of the property owner and Strata Corporation, if applicable and provide evidence of written approval to the City upon request.

#### **505C Accessory Boarding – Short Term**

Every Person carrying on the Business of or operating Accessory Boarding – Short Term shall:

- (1) Only carry on the Business in their Principal Residence;
- (2) Obtain the written approval of the property owner and Strata Corporation, if applicable and provide evidence of written approval to the City upon request;
- (3) Provide to the City the contact information for a person who must be able to respond to an inquiry or complaint while boarders are hosted at the premises;
- (4) Maintain and provide to the City on request a list of the dates, duration, and number of boarders accommodated at the premises.

#### **505D Residential Rentals – Long Term**

- (1) Every Person carrying on the Business of or operating Residential Rentals- Long Term shall obtain the written approval of the property owner and Strata Corporation, if applicable and provide evidence of written approval to the City upon request;
- (2) Any Person who carries on the Business of or operates Non Market Rental Housing, or a Residential Rental – Long Term business that is limited to one Dwelling Unit, shall be exempt from the requirement to obtain a business licence.

#### **505E Residential Rentals – Short Term**

Every Person carrying on the Business of or operating Residential Rentals – Short Term shall:

- (1) Only carry on the Business in their Principal Residence or Dwelling Unit on the same legal parcel as their Principal Residence;
- (2) Require a separate Licence for the Principal Residence and Dwelling Unit on the same legal parcel, if applicable;
- (3) Obtain the written approval of the property owner and Strata Corporation, if applicable and provide evidence of written approval to the City upon request;
- (4) Provide to the City the contact information for a person who must be able to respond to an inquiry or complaint while paying guests are hosted at the premises;
- (5) Maintain and provide to the City on request a list of the dates, duration, and group size of all bookings for the premises.

#### **506 Billiard Halls and Arcades**

- (1) For the purpose of this section, Operator shall mean any Person who is a proprietor, lessee, manager, or employee, or other person who otherwise carries on the business of keeping an Arcade or Billiard Hall.
- (2) An Operator of a Billiard Hall shall not permit or suffer to permit any person to remain in such Billiard Hall between the hours of 1:00 a.m. and 6:00 a.m. Sunday through Thursday or between the hours of 2:00 a.m. and 6:00 a.m. Friday and Saturday.
- (3) An Operator of an Arcade shall not permit or suffer to permit any Person to remain in such arcade between the hours of 12:00 Midnight and 6:00 a.m. the following morning.
- (4) No Person shall be the Operator of an Arcade or Billiard Hall unless they are 19 years of age or older.
- (5) An Arcade or Billiard Hall shall have an Operator on duty at all times while the Arcade or Billiard Hall is open for Business and the Operator shall supervise, control and be responsible for the activities on the premises.

- (6) An Operator of an Arcade or Billiard Hall shall not permit or suffer to permit:
  - (a) an intoxicated person on the premises;
  - (b) the consumption of alcoholic beverages on the premises when the premises are not Licensed for consumption pursuant to the Liquor Control and Licensing Act;
  - (c) contraventions of the Criminal Code and Controlled Drugs and Substances Act of Canada and amendments thereto;
  - (d) any indecent or immoral act.
- (7) For the purposes of this section, an Operator of an Arcade or Billiard Hall shall be deemed to have permitted or suffered to permit any of the above activities if they occur and the operator fails to take immediate remedial action.
- (8) An Operator may request any Person found on the premises and contravening this section to immediately leave the premises.
- (9) Every Operator of an Arcade or Billiard Hall shall keep the premises well lit and clean and shall keep the windows uncovered in a manner so as to present a clear view of the interior of the premises.
- (10) Every Operator of an Arcade or Billiard Hall shall post, in a conspicuous place near the amusement machines or pool tables at least two legible copies of a summary of the rules of conduct for customers and spectators, including those rules contained in this bylaw.

#### **507 Body Rub**

- (1) Every proprietor of a Body Rub Parlour must:
  - (a) provide the Chief of Police or their designate, and the Inspector with the name, age, address and current picture identification of every person to be employed or engaged in the business together with any additional information as the Chief of Police or their designate or Inspector may require;
  - (b) notify the Chief of Police or their designate and the Inspector within 24 hours of any change in the personnel employed or engaged in the business;
  - (c) not employ or engage any person in the business without first receiving the approval of the Chief of Police, and subject to satisfactory completion of a Criminal Record Check; and
  - (d) maintain, at the location duly licensed and for the purpose of inspection by the Inspector or the Chief of Police or their designate, a written record, in the form to be approved by the Inspector, of every service provided, clearly identifying the name, current address and telephone number of any person

provided such service, and shall maintain that record for a period not less than six months after such service was provided.

- (2) No proprietor of a Body Rub Parlour will;
  - (a) employ any Person on the premises unless the person is 19 years of age or over; or
  - (b) permit any person to be on the premises at any time unless the person is 19 years of age or over.
- (3) Every proprietor of a Body Rub Parlour must provide a floor plan of the entire premises in the scale and detail as may be prescribed by the Inspector, and when any alterations are to be made to the premises, revised plans must be submitted to the Inspector for approval prior to any work taking place.
- (4) Every room, in a Body Rub Parlour, used for Body Rub:
  - (a) must not be less than 2.44 meters by 2.44 meters (8 feet by 8 feet) in dimension;
  - (b) must not be equipped with a locking device on any door to the room;
  - (c) a room entry door must have a glazed panel, minimum size of 1000 sq. cm. with no side having a dimension of less than 25cm;
  - (d) may be translucent;
  - (e) must be visible from the reception area;
  - (f) other than a glazed door providing entrance to the room, must not have any additional means by which a person may view the interior of the room; and
  - (g) must be equipped with lighting of at least 51 foot candle power at all points in the room and which must remain switched on at all times that the room is occupied or the door is closed.
- (5) No proprietor of a Body Rub Parlour will permit any person to remain on the premises between the hours of 10 p.m. of the preceding day and 8 a.m. of the following forenoon and shall not operate the business between those hours.
- (6) No proprietor of a Body Rub Parlour will permit any person engaged in providing a body rub on the premises to perform a body rub unless the person is wearing clean, washable, non-transparent outer garments covering the body between the neck and the top of the knee, the sleeves of which do not reach below the elbows.
- (7) No proprietor of a Body Rub Parlour will exhibit the proprietors body, or permit other persons to exhibit their bodies, in any window on, or about the premises, or exhibit or permit to be exhibited any sign outside of the premises showing any nude male or female body, or any part of a nude body, or any printed words, or

advertisement of any kind that might indicate that the premises is a place that offers any form of sexual or nude entertainment.

- (8) Every proprietor of a Body Rub Parlour must deposit with the City evidence of comprehensive liability insurance in the amount of \$5 million. The City of North Vancouver is to be shown as an additional insured. A 30 day notification of cancellation clause should be included.

## **508 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 each 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.

## **509 Child Care Facility**

- (1) Every Applicant for a Business Licence to operate a Child Care Facility must:
  - (a) Prepare and submit a traffic management plan that will include, but is not limited to, details on the facility's anticipated traffic impacts, peak periods for pick-up and drop-off, pick-up and drop-off areas, and traffic management measures. The traffic management plan will be prepared to the satisfaction of the City Engineer.
- (2) Every applicant for a Business Licence to operate a Child Care Facility in a residential zone shall be referred to Council for initial consideration if one or more of the following conditions apply:
  - (a) Where the proposed facility is situated on a property that is under 5,900 square feet in area; or
  - (b) Where the proposed facility is situated on a block where there are one or more existing group child care facilities or child care facilities on the same block, or on an adjacent block separated by a lane; or
  - (c) Where the required on-site parking is directly accessed from a collector or arterial road.
- (3) Every Applicant for a Business Licence to operate a Child Care Facility may be referred by Council to a Public Meeting.
- (4) Every Applicant for a Business Licence to operate a Child Care Facility that is referred by Council to a Public Meeting shall:
  - (a) Undertake a neighbourhood consultation plan that will include, but is not limited to, meeting with area residents to share information on the proposed facility, the number of children the facility is to be licensed for, hours of operation, the types of programs being offered, the plans for traffic management, staff contact information, mitigation measures, and conflict resolution options. The neighbourhood consultation plan will be prepared

to the satisfaction of the Director, Community Services and executed four weeks prior to the Public Meeting;

- (b) Attend the Public Meeting.
- (5) The issuance of a Business Licence for a Child Care Facility that is referred to Council is at the discretion of Council.
- (6) The issuance of a Business Licence for a Child Care Facility that is not referred to Council is at the discretion of Director, Community Services.

#### **510 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.

#### **511 Commercial Parking Lots**

It shall be a condition of the granting of a Licence to any person to carry on the Business of a commercial parking lot that they 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.

#### **512 Commercial Vehicles**

- (1) Every Person licensed to do Business within the Municipality shall, where they are operating a commercial vehicle in connection with their Business, have displayed on both sides of the vehicle the name and address of 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 they are operating a private vehicle in connection with their business, and having displayed thereon a municipal decal as required by the provisions of the Community Charter, 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.

#### **513 Food Truck, Mobile**

Every Person making Application for a licence to carry on a Business as a Food Truck shall, at the time of such Application, provide evidence of:

- (1) City of North Vancouver Fire Department approval by meeting all the requirements contained within Section 705(4) of the "Fire Bylaw, 2005, No. 7709", as amended from time to time;

- (2) B.C. Health Authority "Permit to Operate";
- (3) Suitable insurance as determined by the City of North Vancouver's Insurance and Risk Advisor.

Food trucks are only permitted to operate on City property as part of a City approved public or private event.

#### **514 Greenhouse Gas Emissions Labels for Gas Pumps**

Every Operator of a Gasoline Station is required to post or cause to be posted on each pump or pump nozzle used to dispense gasoline or other motor fuel to the public, a legible and conspicuous Greenhouse Gas Emissions Label that has been approved by the Director, Community Services.

#### **515 Group Child Care Facility**

- (1) Every Applicant for a Business Licence to operate a Group Child Care Facility:
  - (a) Shall prepare and submit a traffic management plan that will include, but is not limited to, details on the facility's anticipated traffic impacts, peak periods for pick-up and drop-off, pick-up and drop-off areas, and traffic management measures. The traffic management plan will be prepared to the satisfaction of the City Engineer;
  - (b) Must be referred to Council for initial consideration; and
  - (c) May be referred by Council to a Public Meeting.
- (2) Every Applicant for a Business Licence to operate a Group Child Care Facility that is referred by Council to a Public Meeting shall:
  - (a) Undertake a neighbourhood consultation plan that will include, but is not limited to, meeting with area residents to share information on the proposed facility, the number of children the facility is to be licensed for, hours of operation, the types of programs being offered, the plans for traffic management, staff contact information, mitigation measures, and conflict resolution options. The neighbourhood consultation plan will be prepared to the satisfaction of the Director, Community Services and executed four weeks prior to the Public Meeting;
  - (b) Attend the Public Meeting.
- (3) The issuance of a Business Licence for a Group Child Care Facility is at the discretion of Council.

#### **516 Private Patrol Agency Licensing**

- (1) Every Person carrying on the Business of watching, guarding or patrolling for the protection of Persons or property, or as a Private Detective shall be required to hold a Licence as set forth in the "Private Investigators' Licensing Act" of the Province of British Columbia.

- (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 them 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.

#### **517 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.

#### **518 Ice Cream Vendor, Mobile**

- (1) Every Person carrying on the Business as a Ice Cream Vendor, Mobile shall comply with the following requirements:
  - (a) Provide a garbage container and must pick-up all garbage located within 25 metres of the vehicle which results from the ice cream vendor's operation;
  - (b) Every vehicle used by an Ice Cream Vendor must be kept in good repair;
  - (c) An ice cream vendor must not operate before 8:00 am or after 9:00 pm;
  - (d) The amplified sound from an ice cream vendor's vehicle must not be played higher than 60 dBA measured 50 feet in front of the vehicle;
  - (e) Amplified sound from an ice cream vendor's vehicle must be shut off when the vehicle is stopped;
  - (f) An ice cream vendor will carry on business in residential areas only and will not sell products in commercial areas, parks, school grounds or public plazas;
- (2) Every applicant for a licence to operate an Ice Cream Vendor, Mobile Business must:
  - (a) Provide evidence satisfactory to the Inspector that written approval was given for the proposed business by the Vancouver Coastal Health Authority or other Provincial authority or body having jurisdiction over the safe handling of food products;
  - (b) Provide the Chief Constable with the name, age, address, birth date and sex of all persons employed in the business; and

- (c) Provide evidence satisfactory to the City that the Applicant has comprehensive general liability insurance coverage in the amount of \$5,000,000.

#### **519 Inspection of Businesses**

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

#### **520 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 liability insurance to the satisfaction of the City Solicitor to the effect of:

- (1) Comprehensive public liability and property damage insurance providing coverage for a minimum of \$5,000,000 all-inclusive per occurrence, against liability for bodily injury or death and/or damage to property on an all-risk occurrence basis. The City of North Vancouver is to be listed as an “Additional Insured” under this Policy;
- (2) Motor vehicle insurance for public liability and property damage providing for a minimum of \$5,000,000, covering use or operation of all motor vehicles and trailers owned, leased, hired or controlled by the Company and used or operated in the performance of the contract;

The Licensee will indemnify and save harmless the City of North Vancouver, its employees and agents from and against any and all losses, claims, damages, actions, costs and expenses that the City of North Vancouver may sustain, incur, suffer or be put to at any time either before or after the expiration or termination of this contract as a result of any matter, act or omission of the Licensee or any agent, employee, officer, director or sub-contractor of the Licensee.

#### **521 Inter-municipal Business Licences**

- (1) The Inspector may issue an Inter-municipal Business Licence to a Person who carries out a business which is listed in Schedule “D” and who makes application for an Inter-municipal Business Licence for each of the premises of the business located within the City.
- (2) The classes of businesses set out in Schedule “D” 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 City provided that the following criteria are met:
  - (a) The business premises are located in the City;
  - (b) The business complies with the applicable bylaws of the City;

- (c) The business complies with Provincial requirements, where applicable;
  - (d) The business is one of the classes of businesses listed in Schedule “D” of this Bylaw; and
  - (e) The Person pays the applicable Inter-municipal Business Licence fee set out in Schedule F of the “Fees and Charges Bylaw, 2024, No. 9000” for each Inter-municipal Business Licence. *[Bylaw 9046, July 22, 2024]*
- (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 within the boundaries of the City and within the boundaries of any Member Municipality, subject to the applicable bylaws of the Member Municipality.
  - (6) The holder of an Inter-municipal Business Licence issued by a Member Municipality shall be required to provide to the Inspector all information to confirm that the holder has a valid and subsisting Inter-municipal Business Licence.
  - (7) The Inspector shall not issue an Inter-municipal Business Licence in respect of any business that is not carried on from premises physically located within the City.
  - (8) Upon request by a Member Municipality and upon receipt of the reasons for the request and the supporting information from the Member Municipality, the Inspector may consider the refusal, suspension or revocation of an Inter-municipal Business Licence issued by the City.
  - (9) Upon receiving notification of the refusal, suspension or revocation of an Inter-municipal Business Licence issued by a Member Municipality, the Inspector may refuse to permit the holder of the Inter-municipal Business Licence which has been refused, suspended or revoked to carry on business within the boundaries of the City.
  - (10) The Inspector may refuse to issue a business Licence to a business Licence applicant who may have had an application or Inter-municipal Business Licence refused, suspended or revoked by a Member Municipality.
  - (11) The Inspector may allow the holder of an Inter-municipal Business Licence to operate in the City under the Inter-municipal Business Licence until the expiry of the term of the Inter-municipal Business Licence, if the Member Municipality that issued that Inter-municipal Business Licence ceases to issue Inter-municipal Business Licences.

## **522 Liquor Licensed Establishments**

- (1) All businesses applying for a Business Licence in an establishment where liquor is to be served must first comply with all provisions of the Liquor Control and Licensing Act of BC;

- (2) As per the provisions of the Liquor Control and Licensing Act, the Council of the Corporation of the City of North Vancouver will make recommendations as to the issuance of a Provincial Liquor Licence;
- (3) In making its recommendation to the Province, the City will also provide the views of nearby residents, if the operation of the proposed establishment may potentially affect them;
- (4) It shall be the option of the Inspector, Chief of Police or their designate, to inspect all establishments Licensed or intended to be Licensed as Liquor Primary, Liquor Primary Club, or Food Primary establishments under the provisions of this Bylaw. Any Person refusing any such officer admittance or preventing such inspection shall be guilty of an infraction of this Bylaw.

#### **523 Massage Therapist (Registered)**

Every Massage Therapist (Registered) Applicant for a Business Licence shall provide the Inspector with a copy of Certification issued to the applicant by the College of Massage Therapists and which indicates that the applicant is a full and qualified practitioner.

#### **524 Massage Provider (Unregistered)**

Every Massage Provider (Unregistered) Applicant for a Business Licence shall provide the Inspector with the name, age, birth date, current address and picture identification of every Person proposed to be employed by, or engaged in such business, together with any additional information which the Inspector may deem to be necessary to the application.

#### **525 Cannabis – Licenced Medical Production**

Cannabis Licenced Medical Production businesses are subject to the following regulations:

- (1) Owners, Employees & Persons-of-Interest Criminal Background & Reference Checks:
  - (a) All owners, employees (whether paid or volunteered), and, if the business ownership is a corporation all officers and directors shall be required to apply for, in writing in a format acceptable to the Chief of Police, and obtain a Criminal Background and Reference Check clearance prior to issuance of a business licence or working in the Cannabis – Licensed Medical Production. Applicants shall be responsible for all fees associated with the Criminal Background Check charged by the City of North Vancouver RCMP Detachment.
  - (b) Any Person that has a financial interest in the business greater than \$25,000.00 is required to apply for, on a form provided by the City, and obtain Criminal Background & Reference Check clearance, when the Person is a corporation this requirement shall apply to all officers and directors of said corporation.

- (c) For the purposes of Section (1) (c) “financial interest” shall include, but not be limited to, a mortgage (except for a mortgage held by a Financial Institution or Credit Union), loan, chattel or promissory note.
  - (d) All Criminal Background & Reference Check application forms shall be held on file with the Chief of Police until such time the Person no longer owns, works for or has a financial interest in the business.
- (2) Building Security:
- (a) The Licensee shall take all reasonable measures to ensure that all access and possible access points into the place of business are secured against unauthorized access at all times without compromising the life and accident safety of any occupants in the business.
  - (b) The Licensee shall take all reasonable measures to ensure that all access and possible access points into the place of business are monitored with high resolution cameras that shall record video and audio at all times.
  - (c) The original electronic file(s) or an un-edited copy of the original electronic file(s) of all video and audio surveillance recordings required by the Cannabis for Medical Purposes Regulations SOR/2016-230 or successor legislation and related “Security Directives” shall be maintained on site in a secure location for a period of 30 days or the minimum specified period in the aforementioned federal regulations, whichever is longer.
  - (d) Video and audio recordings of any attempted unauthorized entry, successful unauthorized entry or any other criminal activity occurring on the property shall be maintained on site in a secure location for a period of 2 years or the minimum specified period in the aforementioned federal regulations, whichever is longer.
  - (e) At any reasonable hour of the day and upon request from the Chief of Police, the Inspector or a Bylaw Enforcement Officer all recordings required by Section (2) shall be immediately available for review.
- (3) Building Access & Egress Control:
- (a) All access and egress shall, except in an emergency evacuation situation, be centrally controlled, monitored and logged for all employees and visitors entering the business premises.
  - (b) High resolution video or still-image camera(s) with date and time imaging shall be located in the central reception area in a manner capable of capturing the identity of all persons entering or leaving the Business premises.
  - (c) Images capable of identifying persons shall be captured and stored on a secured system in the business premises for 2 years of each person as they enter and exit the business premises.

- (d) All employees and owners shall be issued picture ID and shall keep the ID on their person and visible at all times while on the Business premises.
  - (e) The Licensee shall maintain, keep on the Business premises and update as required, a register of all employees and owners with the following information on each person:
    - (i) Name in full;
    - (ii) Position;
    - (iii) Home address; and
    - (iv) Home phone number or if there is no home land-line phone number then a separate contact phone number.
  - (f) All visitors entering the Business premises beyond the Reception Area shall be required to present Picture Identification to confirm their identity and have the following information entered into a Visitor's Log:
    - (i) Visitor's name in full;
    - (ii) Type of Picture Identification presented, including identifying numbers and description;
    - (iii) Date and time of entry into the premises;
    - (iv) Number of temporary Visitor ID issued;
    - (v) Organization represented, if any; and
    - (vi) Date and time of departure from the premises.
  - (g) The Visitor Log shall be securely stored on the business premises for a period of 2 years.
  - (h) All visitors accessing the Business premises beyond the Reception area shall be issued temporary ID which shall kept on their person and visible at all times while on the Business premises. Visitors shall be manually signed in and out when entering or leaving the Business premises.
  - (i) At any reasonable hour of the day and upon request from the Chief of Police, the Inspector or a Bylaw Enforcement Officer all recordings required by Section (3) shall be immediately available for review.
- (4) Production Control & Monitoring:
- (a) The Licensee shall record on the first regular working day of each month the following information for the previous month:
    - (i) Net weight of cannabis seeds in storage at the last day of the month;
    - (ii) Total net weight of harvested cannabis prior to starting the drying process;
    - (iii) Total net weight of harvested cannabis that has completed the drying process but prior to packaging;
    - (iv) Total net weight of cannabis distributed to clients;
    - (v) Total net weight of cannabis shipped for destruction;
    - (vi) Total net weight of cannabis sent for testing; and
    - (vii) The total net weight of cannabis plants or parts thereof that are used to propagate new plants, including the # of plants propagated.

- (b) At any reasonable hour of the day and upon request from the Chief of Police, the Inspector or a Bylaw Enforcement Officer all records required by Section (4) (a) shall be immediately available for review.
- (5) Reporting & Inspection:
- (a) At any reasonable hour of the day access to the entire business premises shall be provided to the Inspector, Chief of Police or Bylaw Enforcement Officer for the purposes of monitoring and enforcing the provisions of this bylaw or any other bylaw.
  - (b) Any City employee conducting an inspection of the business premises may observe and comply with company safety/security protocols and procedures, particularly when inspecting restricted areas where marijuana is present. Any member of the RCMP conducting an inspection of the business premises for compliance with this bylaw may defer to company safety/security protocols and procedures when appropriate but RCMP procedures, protocols and Officer safety shall take precedence at all times and will over-ride any such company security protocols and procedures. The Licensee shall ensure that staff with the appropriate authority and ability to access all rooms and spaces in the Business premises shall accompany the city inspectors or RCMP members during the inspection at all times.
  - (c) The Licensee shall comply with all reasonable requests for information not specified in Sections 520 (2), (3) and (4) from the Inspector, Chief of Police or Bylaw Enforcement Officer for the purposes of monitoring and enforcing the provisions of this bylaw or any other bylaw.

## **526 Mobile Cart**

- (1) Every Mobile Cart to be used shall conform to the following standards:
- (a) Each Mobile Cart shall be of a size and weight such that it can be moved by one person without motorized aid;
  - (b) Each Mobile Cart must have not less than two wheels to aid movement;
  - (c) No Mobile Cart may be used which can accommodate the operator inside the cart for purposes of carrying out business;
  - (d) No Mobile Cart may be used if it is propelled or moved by a means other than by hand;
  - (e) No Mobile Cart shall be used which exceeds the following dimensions:  
1.22 metres in width, 1.53 metres in length and 2 metres in height
  - (f) The operator of every Mobile Cart shall have the business name clearly displayed thereon.

- (g) The location of every Mobile Cart must be in accordance with the Zoning Bylaw, the Building Bylaw and all other applicable bylaws, regulations or Policy of the City of North Vancouver and Federal and Provincial Statutes;
- (h) No Mobile Cart may be located on any street in the Municipality.

#### **527 Peddlers**

- (1) Every Peddler, when plying their trade with a vehicle, shall have their name and address painted in a conspicuous place on both sides of every vehicle used by them for such trade.
- (2) Every Peddler, when plying their 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 them.
- (3) No Person to whom a Licence has been granted as a Peddler shall either, give, lend, rent, permit or allow any other person to use the same.
- (4) It shall be unlawful for any Peddler 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 Peddler be allowed to stand their 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 their business.
- (5) No Peddler shall ply or carry on their trade between the hours of 6:00 P.M. and 8:00 A.M.

#### **528 Post Box Rental Agency**

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 Inspector or by a Peace Officer.

#### **529 Second-Hand Dealers, Junk Dealers and Pawnbrokers**

- (1) Every Second-Hand Dealer, Junk Dealer or Pawnbroker, licensed under the provisions of this Bylaw, shall keep a computer record or book, known as the Second-Hand Dealers' Register, in which shall be entered or written clearly the following particulars, in the English language, at the time any second-hand article is purchased, taken in trade, bartered or pawned, or otherwise received in the course of business, namely:
  - (a) A consecutive Pawn number unique to each second-hand Article purchased or received in the course of business.

- (b) A correct account and description of, including any descriptive mark or name on, the second-hand article purchased or received in the course of business.
  - (c) The price paid, value of article or thing provided in trade or barter or the amount of debt or sum borrowed in respect of the second-hand article.
  - (d) The precise minute, hour, and day of the receipt of each second-hand article.
  - (e) The full name, address and description of the person from whom the second-hand article is purchased or received.
  - (f) The type and serial or registration number of the Picture Identification produced by the person selling, trading, bartering or pawning the second-hand article. Without limiting the foregoing, no second-hand dealer, junk dealer or pawnbroker shall purchase or take in trade, barter or pawn any second-hand article from any person, unless that person has produced Picture Identification.
  - (g) The make, description, and Licence number of any motor vehicle used for the delivery of such second-hand article purchased or received.
  - (h) The name, initials or staff number of the staff person who purchases or receives the second-hand article.
- (2) Any second-hand article purchased or received by a Second-Hand Dealer, Junk Dealer, or Pawnbroker that has a value greater than \$75.00 must be photographed by the Second-Hand Dealer, Junk Dealer or Pawnbroker. Such photographs are to be retained with the Second-Hand Dealers' Register.
  - (3) The Second-Hand Dealers' Register shall at all times be open to the inspection of the City and its authorized representatives, including members of the Police.
  - (4) Immediately after the sale, trade or barter of any second-hand article by a Second-Hand Dealer, Junk Dealer or Pawnbroker, an entry shall be made in the Second-hand Dealers' Register opposite to the entry of the purchase or receipt of such article. This entry shall contain the following information:
    - (a) The name, address, and description of the person to whom the second-hand article was sold, traded or bartered.
    - (b) The date and time of the sale, trade or barter.
  - (5) No Second-Hand Dealer, Junk Dealer or Pawnbroker shall permit any entry made in the Second-hand Dealers' Register to be erased, obliterated, defaced, or removed.
  - (6) No Second-Hand Dealer, Junk Dealer, or Pawnbroker shall purchase or receive any second-hand articles outside of stated business hours.

- (7) No Second-Hand Dealer, Junk Dealer, or Pawnbroker shall knowingly purchase or receive any second-hand article from any person who is:
- (a) under the age of eighteen (18) years;
  - (b) intoxicated;
  - (c) offering stolen goods.
- (8) Every Second-Hand Dealer, Junk Dealer, and Pawnbroker shall forthwith on demand being made by the City or any authorized representative of the City, including a member of the Police, present for view to such person any and every second-hand article in their possession.
- (9) Every Second-Hand Dealer, Junk Dealer and Pawnbroker, in addition to the Second-hand Dealers' Register described in Section 507(1), shall for each business day complete and sign a true and accurate report of all second-hand articles purchased, taken in trade or barter, or received. Each report will include all information required in the Second-hand Dealers' Register. Each report shall be delivered to the RCMP detachment in the City of North Vancouver by no later than 09:30 a.m. of the business day following the business day for which the report was completed. The Police may designate the format for the transfer of the report and may direct that it be communicated by means of the Internet, fax or other telecommunication system.
- (10) Subject to subsection (11) and (12), a Second-Hand Dealer, Junk Dealer, or Pawnbroker must not alter, repair, dispose of, or allow a second-hand article to be removed from their place of business for a period of 30 days after the reporting of such to the Police. During this 30 day period, second-hand articles must be segregated and kept apart from all other articles in the place of business, and must be available for inspection during business hours by the City, or any authorized representative of the City, including a member of the Police. In addition, at no time will a Second-Hand Dealer, Junk Dealer, or Pawnbroker remove or obliterate by any means any serial numbers or any other names, letters, or numbers, or combinations thereof (be they painted, stamped, or engraved), any numbered or lettered label or tag, or any engraving on any second-hand article.
- (11) Notwithstanding subsection (10) of this section, a Second-Hand Dealer, Junk Dealer or pawnbroker may request in writing to the Chief of Police or their designate having jurisdiction in the City for permission to sell or otherwise dispose of a second-hand article prior to the end of the 30 day period referred to in subsection (10).

A Second-Hand Dealer, Junk Dealer or Pawnbroker shall not sell or dispose of any such second-hand article without prior written consent from the Chief of Police or their designate having jurisdiction in the City.

- (12) Notwithstanding subsection (10) of this section, the City or any authorized representative of the City, including a member of the Police, may, in writing, require that a Second-Hand Dealer, Junk Dealer, or Pawnbroker not alter, repair, dispose of, or allow to be removed from their place of business any second-hand article for a period greater than the 30 day period referred to in subsection (10). During this

extended period, the second-hand article in question must be segregated and kept apart from all other second-hand articles for sale within the place of business. This second-hand article shall not be removed from the place of business without prior written consent from the Chief of Police or their designate having jurisdiction in the City.

- (13) No person shall, while Licensed as a Second-Hand Dealer or Junk Dealer, carry on business as a Pawnbroker unless such person has also been issued a Business Licence as a Pawnbroker.
- (14) This section (Section 507) of the bylaw does not apply to operators of not-for-profit thrift stores which have established, to the satisfaction of the City, such non-profit status.

### **530 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 newsstand, 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.

### **531 Shark Fins**

No Business shall possess, sell, trade, or distribute Shark Fins or their derivative products with the exception of possession for bona fide research purposes.

### **532 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 purposes 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.

### **533 Vending Machines**

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 them. In the event of any such person increasing the number of vending machines owned, kept or maintained by them during the current period of the Licence, they shall forthwith notify the Inspector in writing of such increase in number.

### **534 Offences, Penalties and Enforcement**

Every Person who violates a provision of this Bylaw, or consents, allows or permits an act or thing to be done in violation of a provision of this Bylaw, or who neglects to or refrains from doing anything required to be done by a provision of this Bylaw, is guilty of an offence and is liable to the penalties imposed under this Bylaw or any other applicable Bylaw of the City, and is guilty of a separate offence each day that a violation continues to exist.

Any Person who contravenes any of the provisions of this bylaw commits an offence punishable upon summary conviction and is liable to a fine of not more than \$10,000.00 or to imprisonment for not more than six months or to both. Each day that an offence continues shall constitute a separate offence.

The Inspector, Chief of Police and their lawful assistants may enforce the provisions of this bylaw and the applicable Provincial Statutes

Pursuant to Section 264 of the *Community Charter*, S.B.C. 2003 Chapter 26, any Person designated as a Bylaw Enforcement Officer pursuant to “Bylaw Notice Enforcement Bylaw, 2005, No. 7675” or is named as the enforcement officer pursuant to the “Ticket Information Utilization Bylaw, 1992, No. 6300” or successor legislation, is hereby authorized and empowered to enforce the provisions of this Bylaw by Bylaw Notice or Municipal Ticket Information or as otherwise provided by this or any other Bylaw.

The provisions of this Bylaw are severable. If, for any reason, any provision is held to be invalid by the decision of a court of competent jurisdiction, such a decision shall not affect the validity of the remaining provisions of this Bylaw.

## **PART 6 – REPEAL**

### **600 Repeal**

“Business Licence Bylaw, 2004, No. 7584”, and all amendments thereto, is hereby repealed.

## **PART 7 – EFFECTIVE DATE**

### **700 Effective Date**

This bylaw comes into force and effect on April 1, 2019. *[Bylaw 8691, November 26, 2018]*

READ a first time on the 7<sup>th</sup> day of May, 2018.

READ a second time on the 7<sup>th</sup> day of May, 2018.

SECOND READING RESCINDED on the 25<sup>th</sup> day of June, 2018

READ a second time, as amended, on the 25<sup>th</sup> day of June, 2018.

READ a third time on the 16<sup>th</sup> day of July, 2018.

ADOPTED on the 23<sup>rd</sup> day of July, 2018.

“Darrell R. Mussatto”

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MAYOR

“Karla D. Graham”

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CITY CLERK

**SCHEDULE "A"**  
**BUSINESS CATEGORIES, TYPES AND CODES**

<b>CATEGORY</b>	<b>NAICS CODE</b>	<b>LICENCE TYPE</b>	<b>CITY CODE</b>	<b>FEE</b>
<b>Agriculture</b>	11			
		Urban Farm	1199	
<b>Utilities</b>	22			
		Utilities	2211	
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		Building Contractor	2361	
		Electrical Contractor	2382	
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		Accessory Bed and Breakfast	7210	
		Traveller Accommodation	7211	
		Recreational Vehicle Park and Recreational Camp	7212	
		Accessory Dormitory Use	7213	
		Food Service Contractor and Caterer	7220	
		Mobile Ice Cream Vendor	7221	
		Mobile Food Cart	7222	
		Mobile Food Truck	7223	
		Mobile Canteen	7224	
		Primary Liquor Licenced Establishment	7225	
		Restaurant - Licenced	7226	
		Restaurant - Unlicensed	7227	
		Limited Service Eating Place - Licenced	7228	
		Limited Service Eating Place - Unlicensed	7229	
		Accessory Boarding – Long Term	721198	
		Accessory Boarding – Short Term	72131	
<b>Other Service</b>	81/91			
		Automotive Repair and Maintenance	8111	
		Repair and Maintenance Service	8114	
		Body Rub Parlour	8120	
		Personal Care Service	8121	
		Funeral Service	8122	
		Coin-Operated Laundry and Dry Cleaner	8123	
		Commercial Parking Lot	8129	
		Civic and Social Organization	8134	
		Membership Organization	8139	
		Inter-municipal	9115	

**SCHEDULE “B”**

Deleted *[Bylaw 9046, July 22, 2024]*

**SCHEDULE “C”**

Deleted *[Bylaw 9046, July 22, 2024]*

## SCHEDULE “D”

### Classes of Businesses which Qualify for an Inter-municipal Business Licences

Contractors including, but not limited to:

Acoustical	Fabricating (metal)	Plaster/Stucco
Air Conditioning	Fencing	Plastic
Alarm Systems	Fiberglassing	Plumbing
Alterations and Repairs	Finish Carpentry	Pressure Washing
Appliance Repair	Fireplaces (non-masonry)	Pump Maintenance/Installation
Arborite	Fireproofing	Rails
Architects	Flagging Service (Traffic Control)	Refrigeration
Awnings	Flooring	Reinforcing Steel
Blacktopping	Framing	Restoration
Blasting	Furnace Repair	Road Builders
Brickwork/Masonry	Gas	Roofing
Building	General Household Repair/ Handyman Service	Sand Blasting
Building Movers	Glazing	Sanitary
Bulldozing	Gutters	Saunas
Cable Installation	Hauling	Scaffolding
Cabinets	Heating/Sheet Metal	Security and Alarms
Carpenter	Inspection Services	Sewers
Carpet Cleaner	Insulation	Sheet Metal
Caulking	Intercommunications	Shingler
Cement Finishing	Iron Worker	Shoring
Chimney Service	Irrigation	Siding
Cladding	Janitorial Service	Signs, All
Concrete	Land Clearing	Skylights
Concrete Pumping	Land Surveyors	Sprinklers
Construction Manager	Landscape/Gardening	Steamfitters
Crane Operator	Lathing	Steel Erection
Cutting and Coring	Logging	Store Fixtures & Decorations
Decking	Locksmith	Swimming Pools
Demolition	Marble	Tanks
Disposal Service	Mechanical	Terrazzo
Ditching	Mechanical Equipment Installation	Tile
Diving	Metal Worker	Toilet Partitions/Shelving
Doors – Overhead, etc.	Millwork	Tree Service
Draft Sealing	Moving (Building)	Upholstering
Drainage	Oil Worker	Ventilation
Drilling	Ornamental Ironwork	Waterproofing
Drywall/Plasterer	Painting/Decorating	Weatherproofing
Electrical	Paving	Welding
Electronics	Pest Control	Wood Preserving
Elevator/Skip Hoist	Pile Driving	Wood Stove Installer
Engineers	Pipe Bending & Fabricating	Wrecking
Excavating/Backfill	Pipeline	Wrought Iron