



District of West Vancouver

## **Business Regulation Bylaw No. 4378, 2004**

Effective Date – July 29, 2004

### **Consolidated for Convenience Only**

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

**Amendment Bylaw**

Bylaw No. 5316, 2024

**Effective Date**

April 22, 2024

The bylaw numbers in the margin of this consolidation refer to the bylaws that amended the principal bylaw (Business Regulation Bylaw No. 4378, 2004). The number of any amending bylaw that has been repealed is not referred to in this consolidation.

# Business Regulation Bylaw No. 4378, 2004

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District of West Vancouver

# **Business Regulation Bylaw No. 4378, 2004**

A bylaw to regulate business.

Previous amendments: *Amendment Bylaw 5316*.

WHEREAS the Council of The Corporation of the District of West Vancouver deems it expedient to provide for the regulation of business;

NOW THEREFORE, the Council of the District of West Vancouver enacts as follows:

## **Part 1 Citation**

1.1 This Bylaw may be cited as "Business Regulation Bylaw No. 4378, 2004".

## **Part 2 Severability**

2.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

## **Part 3 Previous Bylaw Repeal**

3.1 Holiday Shopping Regulation Bylaw No. 3238, 1985 (adopted November 18, 1985) is hereby repealed.

3.2 West Vancouver Shops Closure Bylaw No. 2187, 1968 (adopted March 11, 1968) and the following amendments are hereby repealed:

### **Amendment Bylaw**

### **Effective Date**

Bylaw #3111

October 17, 1983

Bylaw #3003

October 12 1982

Bylaw #2982

July 27 1981

Bylaw #2918

October 06, 1980

Bylaw #2686

June 13, 1977

Bylaw #2422

July 24, 1972

Bylaw #2357

November 16, 1970

Bylaw #2312

November 05, 1969

## Part 4 Definitions

4.1 In this bylaw:

“**Business**” means:

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

“**Council**” means the Council of The Corporation of the District of West Vancouver;

“**District**” means The Corporation of the District of West Vancouver;

“**Enforcement Officer**” means a bylaw enforcement officer appointed by the Council or a peace officer;

“**Retail**” means offering or keeping for sale at retail, goods, wares, merchandise, substances, articles or other things.

## Part 5 General Provisions

5.1 Every Retail Business must be closed for the serving of customers as set out in Schedule “A” of this Bylaw.

## Part 6 Offence and Penalty

- 6.1 The words “Retail Business remaining open contrary to Schedule “A”” are authorized to be used on a ticket under section 264(1)(c) of the *Community Charter*, to designate an offence against section 5.1 of this Bylaw.
- 6.2 No person may interfere with an Enforcement Officer in issuing a ticket or bylaw notice or otherwise carrying out his or her duties in accordance with this bylaw, and it is an offence for any person to interfere with an Enforcement Officer in the enforcement of this bylaw.
- 6.3 Every person who violates a provision of this bylaw, or who consents, allows or permits an act or thing to be done in violation of a provision of this bylaw, or who neglects or refrains from doing anything required by a provision of this bylaw, is guilty of an offence and is liable, upon summary conviction, to a fine not exceeding \$50,000 and not less than \$2,500, and is guilty of a separate offence each day that a violation continues or exists.

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**Part 7 Designation of Bylaw**

- 7.1 This Bylaw is designated under section 264 of the *Community Charter*, S.B.C. c. 36 as a bylaw that may be enforced by means of a ticket in the form prescribed.
- 7.2 This Bylaw may be designated by regulation and may be enforced by means of a bylaw notice under section 4 of the *Local Government Bylaw Notice Act*.

**Schedules**

Schedule A – Closing Hours for Classes of Business Regulated in section 5.1.

READ A FIRST TIME on May 17, 2004

READ A SECOND TIME on July 26, 2004

READ A THIRD TIME this July 26, 2004

ADOPTED by the Council on July 29, 2004

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Municipal Clerk

### Schedule "A" to Business Regulation Bylaw No. 4378, 2004

1. Every Retail Business, unless listed under Section 2 of this Schedule, have the option to remain open until 9:00 pm Monday to Saturday and remain open until 7:00 pm on Sunday.
2. Every class of Retail Business listed in this Section must be closed for the serving of customers at time specified as Closing Hours for their class.

<b>Business Class</b>	<b>Day(s) of the Week</b>	<b>Closing Hours</b>
*Major Food Retailers Drug Stores	Monday – Saturday	9:00 p.m.
	Sunday	7:00 p.m.
Convenience Store	Sunday – Thursday	12:00 Midnight
	Friday & Saturday	1:00 a.m.
Video Rental	All Days	12:00 Midnight
Automobile Service Stations	No Restrictions	No Restrictions
** Personal Service	No Restrictions for non-retail operation	No Restrictions for non-retail operation
*** Licensed Retail Store	All Days	11:00 p.m.
<p>* Major Food Retailers including, but not limited to Safeway, IGA, Superstore and Capers</p> <p>** Personal Services including but not limited to hair salons/barbers, estheticians, nail salons, tanning salons, fitness studios &amp; spas</p> <p>*** Licensed Retail Stores include only retail outlets that hold a "G" Class Liquor Licence with the Liquor Control and Licensing Branch of British Columbia</p>		