



## CHAPTER 78.

### An Act to Incorporate the City of South Vancouver.

[10th March, 1910.]

**W**HEREAS a petition has been presented by the Corporation of Preamble  
the District of South Vancouver, and William Alfred Pound, James Banks Todrick, William John Dickinson, John Byron MacDonald, John Third, and George Barber, who are property-owners and residents, and also members of the Municipal Council of the said Corporation, praying that said residents and other the inhabitants of the tract of land embraced and included in the Corporation of the District of South Vancouver, hereinafter particularly described, be incorporated as a city municipality under the name of the "City of South Vancouver," and it is expedient to grant the prayer of the petition:

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

1. This Act may be cited as "South Vancouver City Incorporation Short title  
Act."

2. From and after the coming into force of this Act, the Incorporation of  
the City of South  
Vancouver  
inhabitants of the tract of land as described in section 3 hereof, and their successors, shall be and are hereby declared to be a body politic and corporate, in fact and in law, by the name of the "City of South Vancouver."

3. The city shall be bounded as follows:—

Commencing at the southeast corner of District Lot 331, Group Boundaries  
1, New Westminster District, at the north bank of the North Arm of the Fraser River; thence north along the eastern boundaries of Lots 331, 335, 339, 49, and 36, Group 1, New Westminster District,

to the south-east corner of Hastings Townsite; thence west along the southern boundary of Hastings Townsite to the south-west corner of the said Hastings Townsite; thence northerly along the western boundary of said Hastings Townsite to its intersection of the easterly boundary of District Lot 195, Group 1, New Westminster District; thence northerly and easterly along the said easterly boundary of said Lot 195 to the north-east corner thereof; thence westerly and northerly along the northerly boundary of said Lot 195 to its intersection with the eastern boundary of the Townsite of the City of Vancouver; thence south along the said eastern boundary of the City of Vancouver to the south-east corner of said City of Vancouver; thence west along the southerly boundary of the said City of Vancouver to the north-east corner of District Lot 301, Group 1, New Westminster District; thence south along the eastern boundary of said District Lot 301 to the south-east corner thereof; thence west along the southern boundary of said District Lot 301 to the south-west corner thereof; thence north along the western boundary of said District Lot 301 to its intersection with the southern boundary of the City of Vancouver aforesaid; thence west along the said southern boundary of the City of Vancouver to its intersection with the centre line of Bridge Street, in said City of Vancouver, produced southerly; thence southerly on a line parallel with Ontario Street, in the Corporation of the District of South Vancouver, to the north boundary line of District Lot 323; thence westerly along the said north boundary to the north-east corner of Lot 323b; thence south along the east boundary of said Lot 323b to the north boundary of District Lot 311; thence west along said north boundary of Lot 311 to the north-west corner thereof; thence south along the west boundary of said Lot 311 to the north bank of the North Arm of the Fraser River; thence easterly along said north bank of the North Arm of the Fraser River to the place of commencement.

Alteration of  
boundaries to  
include waterfront.

4. The Lieutenant-Governor in Council may extend the boundaries of the city by including therein the land or territory lying adjacent thereto and south thereof to a line running two hundred feet south of and parallel to the low-water mark of the North Arm of the Fraser River on the north shore thereof, and reduce the limits of the Corporation of the Township of Richmond accordingly, upon payment before the expiration of five months from the coming into force of this section by the city to the Corporation of the Township of Richmond of the sum of seven thousand dollars (\$7,000) on account of the construction and maintenance heretofore of the bridge known as North Arm Bridge, between Lulu Island and South Vancouver, and upon the city entering into any agreement with the Corporation of the Township of Richmond to at all times thereafter bear a portion of the cost of maintenance and repair of such bridge equal to that borne by the Corporation of the Township of Richmond.

Sections 247 and 248 of the "Municipal Clauses Act," and such amendments as may from time to time hereafter be made thereto, shall from the time of such extension be applicable to the said bridge, except when the provisions thereof are repugnant to the provisions of this section.

The limits so extended and reduced shall be defined in letters patent, which shall be published as provided by section 11, subsection (d), and section 12, subsection (f), of the "Municipalities Incorporation Act."

Publication of alteration.

5. The Council of the city may at any time, by by-law, alter its boundaries by including therein that portion of District Lot 301, Vancouver District, lying outside the present boundaries of the City of Vancouver, in addition to the lands mentioned in said section 3, upon such terms and conditions as may be set forth in the by-law.

By-law to include D. L. 301.

6. Before the by-law mentioned in the last preceding section shall be finally passed, the Council of the city shall submit the same to a vote of the residents of the said portion of the said District Lot 301, who shall have resided therein for a period of at least three months immediately preceding the taking of such vote, and who shall be property-owners of the value of one hundred dollars each, according to the last revised assessment roll for said portion of said District Lot 301.

Qualification to vote on such by-law.

7. The taking of such vote shall be in a similar manner as to giving notice thereof, and taking the vote as provided for the submission of money by-laws under section 75 of the "Municipal Clauses Act," excepting, however, that the vote shall be taken by the Council of the city at such place or places, whether within the said District Lot 301, or the city, or both, as said Council may by resolution determine.

Voting on by-law.

8. Upon receipt of the returns of the vote cast, the Clerk of the city shall add up the votes, and if it appears from such returns that the votes cast for such by-laws are a majority of the votes polled, the said Clerk shall forthwith declare such by-law carried, otherwise he shall declare it lost.

Clerk to declare by-law carried or lost.

9. In the event of such by-law being carried, the said Council of the city shall finally pass such by-law, and thereupon it shall come into effect on the day named in the by-law.

Council to finally pass by-law.

10. At all times before the coming into force of the whole of this Act, the words "Corporation of the District of South Vancouver" shall be substituted for the word "city," where the same occurs in sections 4, 5, 6, 7, 8, and 9 hereof.

Interpretation.

Nomination for  
first Council.

**11.** The nomination for the first Council, to consist of a Mayor and six Aldermen, shall be held on the third Monday after the coming into force of this Act from twelve o'clock noon to two o'clock p.m., and the election, in case a poll should be demanded, shall be held on the Saturday following after such nomination. The Returning Officer shall be the Clerk of the Municipal Council for the time being of the Corporation of the District of South Vancouver at the date of the coming into force of this Act.

Nominations after  
first election.

**12.** After the first election, the nomination for Mayor and Aldermen shall be held on the second Monday in January in each year from twelve o'clock noon to two o'clock p.m., and the polling (if any) shall be held on the Thursday following from nine a.m. to seven p.m.

Poll at first  
election.

**13.** The poll to be taken by the Returning Officer at the first election after the coming into force of this Act shall be open from nine o'clock in the forenoon to seven o'clock in the afternoon on the day named, and the Returning Officer shall be authorised to appoint Deputy Returning Officers, poll clerks, constables, and such officers as he shall deem necessary for taking such poll, and for maintaining order at the polling stations.

Where nomination  
and poll to be held.

**14.** The nomination and poll (if any) shall be held at such place or places as may be designated by resolution of the Council of the Corporation of the District of South Vancouver at a meeting to be held within one month prior to the coming into force of this Act.

Notice of first  
nomination and poll.

**15.** Seven days' notice of the time and place of nomination and of the place or places of holding of the first poll (if any) shall be given by the said Returning Officer in a newspaper published or circulated in the said city, and by posting such notice for like period upon the entrance door of the Municipal Hall used by the said Council of the Corporation of the District of South Vancouver at the time of this Act coming into force.

Voters' list at  
first election.

**16.** The last revised municipal voters' list of the Corporation of the District of South Vancouver or of the city, as the case may be, shall be the list of qualified voters at the said first election.

The Returning Officer shall provide a ballot box or boxes for the necessary ballots for use at the first election, and he shall, as far as possible, conduct said election in all respects in conformity with the provisions of the "Municipal Elections Act."

First meeting of  
Council.

**17.** The first meeting of the Council so elected shall be held at said Municipal Hall on the first Monday after such election at two o'clock in the afternoon.

**18.** The Reeve and Council of the Corporation of the District of South Vancouver shall hold office, with all the powers and privileges vested in them immediately prior to the coming into force of this Act, until the first Council of the said city shall have been elected as in this Act provided.

Old Council to hold office till first election.

**19.** All the provisions of the "Municipal Clauses Act," the "Municipal Elections Act," and the "Municipalities Incorporation Act," and amending Acts, with such amendments as may from time to time hereafter be made thereto, so far as the same are applicable to city municipalities, shall apply to the said city, and shall be deemed to form part of this Act except when the provisions of said Acts are repugnant to the provisions of this Act: Provided, however, that sections 16, 18, and 19 of "Municipal Elections Act" shall remain in full force and effect and be applicable to the city until after the said first election.

Application of "Municipal Clauses Act," "Municipal Elections Act," and "Municipalities Incorporation Act."

**20.** The by-laws of the Corporation of the District of South Vancouver lawfully enacted shall be the by-laws of the said city, subject to repeal, amendment, or other change lawfully made.

By-laws.

**21.** All the property of every nature and kind whatsoever and all rights, powers, benefits, and privileges belonging or appertaining to the Corporation of the District of South Vancouver shall belong to, and the same shall be and are hereby vested in, the said city, and the said city shall be liable for and subject to and shall pay, discharge, carry out, and perform all the debts, liabilities, obligations, contracts, and duties of the Corporation of the District of South Vancouver, and any person having any claim, demand, right, cause of action, or complaint against the Corporation of the District of South Vancouver, or to whom the Corporation of the District of South Vancouver is under any liability, obligation, contract, or duty, shall have the same rights and powers with respect thereto, and to the collection and enforcement thereof, from and against the said city as such person now has against the Corporation of the District of South Vancouver.

Acquisition of assets and liability for obligations of old municipality.

**22.** All taxes uncollected at the date of the coming into effect of this Act in the Corporation of the District of South Vancouver shall be payable to the City of South Vancouver, whose rights and remedies as to the collection and recovery thereof, whether by sale of lands or otherwise, shall be the same in all respects as the rights and remedies therefor of the Corporation of the District of South Vancouver would have been had this Act not been passed.

Taxes.

**23.** Said sections 4, 5, 6, 7, 8, 9, and 10 shall come into force upon this Act being assented to, otherwise this Act shall come into force upon the Council of the Corporation of the District of South Vancouver declaring by by-law the date when the same shall come into

When Act to take effect.

Three-fifths vote.

effect; but before such by-law shall be finally passed, the Council shall submit the same to a vote of the electors entitled to vote for Reeve in the same manner as to giving notice thereof, and taking the vote as provided for the submission of money by-laws in section 75 of the "Municipal Clauses Act"; and upon the receipt of the returns of the votes cast, the Clerk of the said Corporation of the District of South Vancouver shall add up the votes, and if it appears from such returns that the votes cast for such by-law be three-fifths of the votes polled, the said Clerk shall forthwith declare such by-law carried; otherwise he shall declare it lost. In the event of such by-law being carried, the said Council shall finally pass such by-law, and thereupon this Act shall come into force upon the day named in such by-law.

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VICTORIA, B. C.:

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