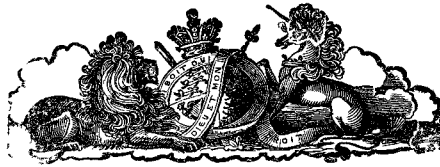


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## CHAP. 37.

An Act to amend the “Vancouver Incorporation Act, 1886.”

[7th April, 1887.]

WHEREAS the Mayor and Council of the City of Vancouver have presented a Petition for an Act amending the “Vancouver Incorporation Act, 1886:—

And whereas it is expedient to grant the prayer of the said Petition:

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

1. Section 2 of the said Act is hereby amended by striking out all the words after the word “follows,” in the first line thereof, down to and including the word “along,” in the third line thereof, and inserting the following words in lieu thereof:—“Commencing at low water mark on the south shore of Burrard Inlet at a point where the easterly boundary of lot number 184, in New Westminster District, produced northerly would intersect said low water mark; thence southerly along said produced boundary and along.” And by striking out all the words after the word “Street,” in the nineteenth line, to the end of the section, and adding the words “to the low water mark of said English Bay; thence along the line of the said low water mark to False Creek; thence across the mouth of False Creek, and along the line of low water mark in front of lot 185, in New Westminster District, and the Government Military Reserve to the First Narrows; and thence along the line of the low water mark, on the south shore of Burrard Inlet, to the place of beginning.”

Changes the City boundaries.

2. Sub-section 3 of section 4 is hereby repealed, and the following substituted in lieu thereof:—

“(3.) The persons qualified to be elected Mayor and Aldermen are such persons as are natural born or naturalized subjects of Her Majesty, males of the full age of twenty-one years, and who are not disqualified under this Act, and who have been for the six months next preceding the day of nomination the registered owners, in the Land Registry Office, of real property of the

Qualification of Mayor and Aldermen.

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assessed value of at least two thousand dollars, as rated on the last revised municipal assessment roll, over and above the amount of all incumbrances thereon; and in the case of Aldermen at least five hundred dollars of the said property shall be situated and rated in the wards for which they are nominated."

3. Sub-section 2 of section 6 of said Act is hereby repealed, and the following substituted in lieu thereof:—

Qualification as voter  
of tenant of property  
assessed at \$300.

"(2.) Is tenant of any real property within such city of the assessed value of three hundred dollars, and who was such tenant at the time of the final revision of said voters' list used at the election, and on the day of the election; provided that a change of tenancy between the final revision of said voters' list and the day of the election shall not deprive the tenant of a right to vote, if such change is without any intermission of time, and the several tenancies are such as would entitle the tenant to vote had such tenant been in possession under either of them as such tenant between the times aforesaid."

Section 7 amended.

4. Section 7 of said Act is hereby amended by striking out the words "or in case of tenants in amount of rent," in the sixth line of the said section.

Section 8 amended.

5. Section 8 of said Act is amended by inserting the words "person in arrears for taxes, and no" after the word "No" in the first line of said section.

Sub-sec. 11 of sec. 17  
amended.

6. Sub-section 11 of section 17 of said Act is hereby amended by inserting the words "and their occupation or calling," after the word "ward," in the eighth line of the said sub-section.

Sub sec. 15 of sec. 17  
amended.

7. Sub-section 15 of said section 17 of said Act is hereby amended by inserting the words "the back of" after the word "on" in the first line of said sub-section.

Sub-sec. 2 of sec. 18  
repealed.

8. Sub-section 2 of section 18 of said Act is hereby repealed.

Sub-sec. 3 of sec. 18  
amended.

9. Sub-section 3 of section 18 is hereby amended by inserting the words "Mayor and" after the word "said" in the first line thereof, and by inserting the words "Mayor or" after the letters "I, A B," in the first line of the form of declaration in said sub-section.

Section 33 amended.

10. Section 33 of said Act is hereby amended by inserting the words "or in such other form as the Council shall direct," after the word "Act" in the fourth line thereof.

Section 44 amended.

11. Section 44 of said Act is amended by striking out the words "to the Judges" in the latter portion thereof.

Sub-sec. 1 of sec. 44A  
amended.

12. Sub-section 1 of section 44A is hereby amended by adding the following words to the end thereof:—"or to such other person as the Lieutenant-Governor in Council may appoint."

13. Section 90 of said Act is hereby amended by inserting after the word "Vancouver," in the fourth line thereof, the words "or by such other person as the Lieutenant-Governor in Council may appoint to revise said lists." A.D. 1887.  
Section 90 amended.

14. Section 128 of said Act is hereby amended by inserting after the word "Council" in the fifth line thereof, the words "provided the aggregate of such debt shall not exceed twenty per cent. of the assessed value of the real estate of the said city, computed on an average taken from the assessment roll for the two years antecedent to the creation of the debt." Limit to power of Council to contract debts.

15. Section 127 of said Act is hereby amended by adding thereto the words "and each person so qualified shall be entitled to one vote only." One vote only on by-laws requiring assent of electors.

16. Section 127 is hereby further amended by inserting the following as sub-section 6A:—

"(6A.) At any election for any by-law, a voter before marking his ballot paper, if so required by the Returning Officer on any election, shall state his or her occupation and residence to such officer, and shall, if required, take the following oath (or affirmation):— Declaration by voter.

"I, A B, do swear (or affirm) that I am twenty-one years of age; that I am the person whose name is on the list of electors now shown to me; that I have not voted before at this election; that I have not received anything, nor have I accepted any promise made to me directly, or indirectly, either to induce me to vote at this election, or to indemnify me for loss of time, travelling expenses, or other service connected with this election; that I have not been guilty of any bribery or undue influence, as defined by this Act, or any act of corruption disqualifying me from voting at this election, and that I am properly qualified to vote at this election. So help me God." Form.

17. Sub-section 54 of section 142 of said Act is hereby amended by inserting the words "all lands" after the word "causing" in the first line thereof. Sub-sec. 54 of sec. 142 amended.

18. Section 142 is amended by adding thereto the following sub-section:— Council may pass by-laws regulating the burning of rubbish, &c.

"(62A.) For regulating the times during which stumps, wood, logs, trees, brush, straw, shavings, or refuse may be set on fire or burned in the open air, and for prescribing precautions to be observed during such times and for preventing such fires being kindled at other times."

19. Sub-section 84A of said section 142 is hereby repealed. Repeals 84A of sec. 142.

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Exemption of rail-  
way works from tax-  
ation.

**20.** Sub-section 85 of section 142 of said Act is hereby amended by adding the following words at the end thereof:—" or interest thereon, and from exempting the yards and works of any such company from taxation for a period of one or more years."

By-laws granting  
bonuses to Compa-  
nies to be assented  
to by electors.

**21.** Sub-section 89 of section 142 of said Act is hereby amended by inserting the word and figures "and 120," after the figures "88A" in the third line thereof.

Provided always that any by-law passed under authority of this sub-section shall not have any force or effect until sub-section 5 of section 142 of the "Vancouver Incorporation Act, 1886," has been complied with in regard to it as near as may be.

Guaranteeing pay-  
ment of money bor-  
rowed by gas or wa-  
ter companies.

**22.** Sub-section 120 of section 142 of said Act is hereby amended by adding at the end thereof the words "and for guaranteeing the payment of money borrowed by, or of debentures issued for money so borrowed by, such company, or of interest on such moneys, provided the by-law is assented to by the electors as hereinbefore provided."

Sec. 152 amended.

**23.** Section 152 of said Act is hereby amended by striking out all the words in the said section after the word "Treasurer," in the first line thereof.

Sec. 154 amended.

**24.** Section 154 of said Act is hereby amended by striking out the word "three" in the last line and inserting "one" instead.

Sec. 155 amended.

**25.** Section 155 of said Act is hereby amended by inserting the words "of permanent officers" after the word "appointments" in the first line of said section.

Investment of  
sinking fund.

**26.** Section 170 of said Act is hereby amended by striking out all the words from the word "security," in the ninth line of said section, down to and including the word "best" in the tenth line thereof, and inserting instead the words "upon improved farm lands," and by striking out all the words after the word "investment" in the fourteenth line, down to and including the word "mentioned" in the seventeenth line thereof.

Sec. 171 amended.

**27.** Section 171 of said Act is hereby amended by inserting after the word "shall" in the first line thereof, the words "from amongst their number," and by striking out all words after the word "city" in the second line, down to and including the word "vacancy" in the sixth line thereof.

Repeals secs. 172,  
173, 175, 184, 211.

**28.** Sections 172, 173, 175, 184, and 211 of said Act are hereby repealed.

Sec. 184A amended.

**29.** Section 184A of said Act is hereby amended by inserting after the word "licenses" in the second line, the words "other than liquor licenses," and by adding to said section the following words:—" and all

licenses for the sale of intoxicating liquors shall be issued by a Licensing Board, which shall consist of the Mayor and the Chairman of the Standing Committees of the Council."

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**30.** Section 197 of the said Act is hereby repealed, and the following substituted therefor:—

"197. All fines and penalties imposed under the said Act, or for enforcing any law of this Province made in relation to any matter coming within any of the classes enumerated in section 92 of the 'British North America Act, 1867,' imposed within the said city, and to which the city may be entitled, and all fines and penalties for offences against the by-laws of the city, shall be paid into the city exchequer."

All fines to go to the City.

**31.** Section 219 is amended by inserting after the word "bank" the words "or other monetary institution." *Sec. 219 amended.*

**32.** Section 222 is amended by adding:—

"Section 222A. Whenever the Council of the City of Vancouver has any authority to direct, by by-law or otherwise, that any matter or thing should be done by any person or corporation, the said Council may also by the same or another by-law direct that in default of its being done by the person or corporation, such matter or thing shall be done at the expense of the person or corporation in default, and may recover the expense thereof, with costs, by action or distress; and in case of non-payment thereof the same shall be recovered in like manner as municipal taxes are recovered by this Act."

When default made in complying with by-law Council may direct other persons to perform work, &c. at expense of persons in default.

**33.** Section 223 of said Act is hereby amended by adding as subsection 9;—

"(9.) Wherever the word "Judge" occurs in sections 44 and 44A, and in any of the sections from 90 to 126, inclusive, it shall mean and include such other person as may be appointed by the Lieutenant-Governor in Council to perform the duties referred to in any or all of said sections."

Interpretation "Judge."

**34.** This Act may be cited as the "Vancouver Incorporation Act, 1886, Amendment Act, 1887."