



## CHAPTER 75.

An Act to amend the "Vancouver Incorporation Act, 1900." 1900, c. 51

[1st March, 1911.]

**W**HEREAS a petition has been presented by the City of Preamble  
Vancouver praying that the "Vancouver Incorporation Act,  
1900," be amended:

And whereas it is expedient to grant the prayer of the said petition.

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

1 Section 5 of the "Vancouver Incorporation Act, 1900" (hereinafter called "the principal Act"), is amended by inserting after the word "male," in the third line thereof, the words "married woman," and by striking out the words "or in case of a married man held by his wife" in subsection (1) thereof. Amends s. 5  
Right of married  
women to vote

2. Section 46 of the principal Act is amended by inserting at the commencement thereof the following words: "Except as otherwise in this Act provided." Amends s. 46

3. Section 93 of the principal Act is amended by inserting at the commencement thereof the following words: "Except as otherwise in this Act provided." Amends s. 93

4. Section 103 of the principal Act is amended by inserting after the word "males," in the second line thereof, the words "married women," and by striking out all the words commencing with the word "or" in the fifth line thereof down to and including the word "wives" in the sixth line thereof. Amends s. 103  
Right of married  
women to vote

For establishing  
public conveniences,  
etc.

5. Section 125 of the principal Act is amended by adding after subsection (42) thereof the following subsection:—

“(42a.) For erecting, constructing, building, establishing, protecting, regulating, and cleansing public closets, urinals, and sanitary conveniences either underground or elsewhere within the city.”

Foodstuffs, milk  
and cream.

6. Section 125 of the principal Act is further amended by adding thereto after subsection (59) thereof the following subsection:—

“(59a.) For regulating and governing the keeping and sale of and for inspecting foodstuffs and articles of food of all kinds, and milk and cream, and the places wherein any such foodstuffs and articles of food and milk and cream are kept or sold.”

S 125, subsec  
(112), repealed

7. Subsection (112) of section 125 of the “Vancouver Incorporation Act, 1900,” is hereby repealed: Provided, however, that this repeal shall not take effect until December thirty-first, 1911.

Repeals subsec  
(121) of s 125

8. Section 125 of the principal Act is further amended by striking out after subsection (120a) thereof the heading “Milk and Milk Dealers” and subsection (121), and substituting therefor the following heading and subsection:—

“*Milk and Foodstuff Dealers.*”

Milk and foodstuff  
dealers.

“(121.) For licensing, governing, and regulating all persons, firms, and corporations selling or dealing in fish or fruit, milk or cream by retail.”

Height of  
buildings.

9. Subsection (135) of section 125 of the principal Act is hereby amended by adding to the end thereof the words:—

“And no building shall exceed one hundred and twenty (120) feet in height, and no building shall contain or be over ten stories in height, not including the basement of such building: Provided, however, that in the case of buildings containing a base area of seven thousand square feet or more, the main portion of such building may be surmounted by a superstructure, the area of the base of which shall not exceed thirty-three (33) per cent. of the area of the base of the main portion; and provided further, that such superstructure shall not exceed two hundred (200) feet in height, measured from the sidewalk to the roof of such superstructure, and that such superstructure shall not contain more than eight stories:

“Provided, however, that the above restrictions shall not apply to any building bona fide projected for which a permit has been taken out.”

10. Subsection (179) of section 125 of the principal Act is amended by inserting after the word "subsections" in the first line thereof the following words and figures: "(171) to (178) inclusive." Amends subsec. (179) of s. 125.

11. Subsection (183) of section 125 of the principal Act is amended by striking out the words "this subsection" in the second line thereof, and substituting in lieu thereof the words "the next preceding subsection hereof." Amends subsec. (183) of s. 125.

12. Section 145 of the principal Act is amended by inserting after the word "any," in the second line thereof, the words "negligence or." Amends s. 145.

13. The principal Act is amended by striking out section 161, and inserting the following in lieu thereof:—

"161. All licences for the sale of intoxicating liquors shall be granted and issued by a Licensing Board which shall consist of five members, of whom the Mayor or Acting-Mayor shall be one, two persons who shall be elected annually by the voters qualified to vote for Mayor, at the time and in the manner directed for the election of Mayor, and two persons who shall be appointed annually by the Lieutenant-Governor in Council. The term of office of such Commissioners shall expire at the same time as that of the Aldermen for such city, and any three members of the Board may form a quorum. The Board shall also have the power to transfer or revoke any liquor licence." Liquor licences

14. Section 162 of the principal Act is amended by inserting after the word "for," in the second line thereof, the words "granting, refusing, cancelling, and "; and by inserting after the word "hotel," in the third line thereof, the word "restaurant"; and by inserting after the word "shops," in the eighth line thereof, the words "and also licences to bartenders selling, dispensing, providing, or disposing of any such liquors in hotels or restaurants"; and by inserting after the word "licences," in the thirteenth line thereof, the words "or for otherwise infringing any of the provisions of any such by-laws"; and by inserting after the word "hotels," in the twentieth line thereof, the word "restaurants"; and by inserting after the word "same," in the twenty-second line thereof, the words "and bartenders selling, dispensing, providing, or disposing of any such liquors in same." Amends s. 162

15. Section 5 of the "Vancouver Incorporation Act, 1900, Amendment Act, 1904," is amended by striking out the word "ninth" in the second line thereof, and substituting in lieu thereof the word "sixth." Amends s. 5 of "Vancouver Incorporation Act, 1900, Amendment Act, 1904"

16. Subsection (1) of section 30 of the "Vancouver Incorporation Act, 1907," is amended by inserting after the word "lane," in Amends subsec. (1) of s. 30 of "Vancouver Incorporation Act,

1900, Amendment Act, 1907."

the seventh line thereof, the words "including furnishing, installing, providing, constructing, and erecting ornamental street standards for electric or other lighting upon or along same."

Amends subsec (2) of s. 30 of "Vancouver Incorporation Act, 1900, Amendment Act, 1907."

17. Subsection (2) of section 30 of the "Vancouver Incorporation Act, 1900, Amendment Act, 1907," is amended by inserting after the word "lighted," in the fourth line thereof, the words "or upon or along which ornamental street standards for electric or other lighting should be furnished, installed, provided, constructed, and erected."

Amends s. 13 of "Vancouver Incorporation Act, 1900, Amendment Act, 1910"

18. Section 13 of the "Vancouver Incorporation Act, 1900, Amendment Act, 1910," is amended by striking out the word "thirtieth" in the fourth line thereof, and substituting in lieu thereof the word "twentieth."

Amends s. 18 of "Vancouver Incorporation Act, 1900, Amendment Act, 1910"

19. Section 18 of the "Vancouver Incorporation Act, 1900, Amendment Act, 1910," is amended by striking out the word "subsection" wherever it occurs therein, and substituting in lieu thereof the word "section."

20. The principal Act is amended by adding the following sections:—

Deputy Police Magistrate

"173A. The Lieutenant Governor in Council may appoint a person to be a Deputy Police Magistrate in and for the said city, who shall hold office during pleasure, and shall receive from the municipality such salary as may be fixed from time to time by the Lieutenant Governor in Council.

Police Magistrate to assign duties to Deputy Police Magistrate

"173B. It shall be the duty of the Police Magistrate to arrange and provide, subject to the provisions of this Act, for the sittings of the Police Court, and to assign to the Deputy Police Magistrate such duties as may, in his opinion, be necessary and proper, and generally to control and direct the business of the Police Court, and it shall be the duty of the Deputy Police Magistrate to perform such duties and to carry out such directions.

Provisions of Act to apply to Deputy Police Magistrate

"173C. Subject to the next preceding section, all the provisions of this Act relating to the Police Magistrate shall, mutatis mutandis, apply to the Deputy Police Magistrate."

Valuation of extension of city limits

21. Notwithstanding anything contained in the "Vancouver Incorporation Act, 1900, Amendment Act, 1909," or any other Act or law in force in the Province of British Columbia, the boundaries and limits of the City of Vancouver are declared to be and are extended in the manner, and so as to include the additional land and territory set out and described in section 1 of the "Vancouver Incorporation Act, 1900, Amendment Act, 1909," and so as to include the lands and territory described and known as Hastings Townsite, Group 1, Vancouver District, Province of British Columbia, according to the plan thereof marked "Z" and known

as "Official Map of Hastings," and filed in the Lands Department, Victoria, and being more particularly known and described as—

"Commencing at a point at low-water mark on the south shore of Burrard Inlet, being the north-east corner of Lot 184, Group 1, New Westminster District, and the westerly limit of Nanaimo Street; thence southerly along the westerly limit of Nanaimo Street to its intersection with the northerly limit of Lot 195, Group 1, New Westminster District; thence south sixty-seven degrees nineteen minutes east 8.40 chains, more or less, to the north-easterly corner of Lot 195; thence south twenty-two degrees thirty-five minutes west a distance of 22.50 chains, more or less, to the westerly limit of Nanaimo Street; thence southerly along the westerly limit of Nanaimo Street to the south-west corner of the Town of Hastings; thence easterly along the northerly boundaries of Lots 393, 52, 51, and 36, Group 1, New Westminster District, to the south-east corner of the Town of Hastings, situated on the easterly limit of Boundary Road; thence northerly along the easterly limit of Boundary Road to its intersection with low-water mark on the south shore of Burrard Inlet; thence west astronomic to a point due north of the westerly limit of Nanaimo Street; thence south to the point of commencement."

And all of the said additional lands and territory form, and are declared to form, part of the City of Vancouver, and are, and are declared to be, subject to all Statutes, laws, by-laws, rules, and regulations relating to, in force in, or of, or passed, or made by the City of Vancouver.

22. Notwithstanding anything contained in the principal Act, the Council of the city may, by by-law, declare said Hastings Town-site and that part of District Lot 301, Vancouver District, which the limits and boundaries of the city are extended to include as in the last preceding section mentioned to be wards of the city in addition to the wards of the city already existing, and said Council may, by such or any by law, fix the number of Aldermen to represent each of such wards. Nothing herein contained shall limit the power of the Council under section 3 of the principal Act.

Creation of new wards, etc.

23. The said Council may, by the said last-mentioned or any by law, fix the date for the nomination of candidates for election as such last-mentioned Aldermen for the remainder of the term of office for which such Council is elected, and for the time and place of holding polls for the election thereof and appointment of deputy returning officers therefor in case a poll shall be necessary for such election.

Fixing date for election of Aldermen

24. All provisions of the principal Act and amending Acts which relate to or are applicable to the qualification, disqualification, nomination, election, tenure, or vacancy of, or resignation from, office of, or controverted elections of, Aldermen or candidates for

Qualification, etc., of Aldermen

such office shall relate to and be applicable to the Aldermen in the next preceding section hereof mentioned and the candidates for office as such Aldermen.

Manner of  
holding elections.

25. All provisions of the principal Act and amending Acts relating to the nomination and election of Aldermen for the City of Vancouver, the returning officer thereat, and his duties thereat and thereafter, and the time, hour, place, and manner of holding such nomination and election, and the hours for and manner and conduct of the polls therefor (if same become necessary), shall, so far as same can apply, relate to and apply to the said nomination and election of the Aldermen referred to in sections 18 and 19 hereof.

Addition of  
assessment roll

26. The assessor and collector, appointed under the "Assessment Act, 1903," and amending Acts, of rates and taxes for the said lands and territory in section 17 hereof mentioned shall forthwith deliver to the Assessment Commissioner of the City of Vancouver the last revised assessment roll, duly certified by said assessor and collector as correct and revised under the said last-mentioned Act, in so far as the same relates to land, real property, improvements thereon, machinery and plant being fixtures therein and thereon, within the said lands and territory; and notwithstanding anything contained in the principal Act and amending Acts or in the said "Assessment Act, 1903," and amending Acts, the said last revised assessment roll shall be deemed to form a part of and be added to and included in, and shall form a part of and be added to and included in, the revised assessment roll of the City of Vancouver for the year 1911, made and revised under the principal Act and amending Acts, in the same manner as if made, prepared, compiled, and revised under said principal Act and amending Acts as part of the said revised assessment roll of the City of Vancouver for the year 1911; and, except as in this Act otherwise provided, all the provisions of the principal Act and amending Acts as to levying, collection of, sale of lands for, and recovery of taxes and rates, and as to voters' lists, and making and preparation thereof, shall extend and apply to the said lands and territory in section 17 hereof mentioned and to the said last revised assessment roll in respect of same. No taxes or rates upon said land, real property, improvements thereon, machinery and plant being fixtures therein and thereon shall be levied, collected, or recovered under the said "Assessment Act, 1903," and the amending Acts.

Levying and  
collection of rates.

Principal  
voters' lists

27. Notwithstanding anything contained in the principal Act and amending Acts, if and so soon as the Council of the city shall have by by-law declared the lands and territory mentioned in section 17 hereof to be wards of the city, and fixed the number of Aldermen to represent such wards, the city clerk shall make a correct alphabetical list for each of said wards of all persons being of the full

age of twenty-one years and appearing by the said last-mentioned revised assessment roll of said lands and territory as persons who would, under the provisions of the principal Act and amending Acts, be entitled to vote in the city at municipal elections if said last-mentioned last revised assessment roll had formed part of the last revised assessment roll of the City of Vancouver, and the said clerk shall certify said lists; and for the purposes herein mentioned said lists, when so certified, shall be and be deemed to be final and binding and conclusive, and there shall be no revision thereof or appeal therefrom, and the said clerk shall publish for two weeks, in a newspaper published in the City of Vancouver, a notice that such lists are completed and open for inspection at his office, and such lists may be inspected by any one desiring so to do, and those persons, and those persons only, whose names shall appear on the said lists as so certified shall be deemed to be electors and entitled to nominate and vote for the election of said Aldermen as mentioned in sections 18 to 21, inclusive, hereof, for the remainder of the term of office for which said Council is elected. Such of said last-mentioned persons as comply with the requirements and conditions of and come within the class or classes of persons mentioned in section 103 of the principal Act and amending Acts shall have the right (for the remainder of the term of office for which such Council is elected) of voting on by-laws which by said principal Act and amending Acts require the assent of electors.

28. The city shall, on or before the first day of October, 1911, pay to the Government—(a) the proportion (calculated at the Government rate) of the taxes levied by the city for the year 1911 upon and in respect of the lands and territory mentioned in section 17 hereof represented by the fraction of the year that has elapsed between the first day of January, 1911, and the date when this Act is assented to; (b) the costs and expenses incurred by the Government in holding the polls in said lands and territory under orders of the Lieutenant-Governor in Council, pursuant to sections 1 and 2 of the "Vancouver Incorporation Act, 1900, Amendment Act, 1909"; and (c) a proportionate part (represented by the said land, real property, improvements thereon, machinery, and plant being fixtures therein and thereon referred to in section 22 hereof) of the costs and expenses of the assessment of said lands and territory mentioned in section 17 hereof for the year 1911, and the preparation, revision, and making of the assessment roll therefor.

29. This Act may be cited as the "Vancouver Incorporation Act, short title. 1900, Amendment Act, 1911."

VICTORIA, B. C. :

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