



CHAPTER 63.

An Act to amend the "Vancouver Incorporation Act, 1900." 1900, c. 54.

[12th March, 1909.]

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

And whereas it is deemed 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, enacts as follows:—

1. Section 2 of the "Vancouver Incorporation Act, 1900," hereinafter called the "Principal Act," is hereby amended by inserting the following words in the tenth line thereof, after the word "the": Amends s. 2, c. 54, 1900.

"North-easterly corner of Lot 301 in said New Westminster District; thence southerly, along the easterly boundary of said Lot 301, to the south-easterly corner of said lot; thence westerly, along the southerly boundary of said Lot 301, to the south-westerly corner of said lot; thence northerly, along the westerly boundary of said Lot 301, to the middle of the street between Blocks 57, 58 and 59, on the other side, according to a registered plan of a sub-division of the southerly half of Lot No. 302, in said New Westminster District; thence westerly, along the middle of said latter street, to the westerly boundary of said Lot 302." And by striking out all words in the said section from "south-westerly," in the tenth line thereof down to and including the word "district," in the eighteenth line of said section: Provided that this section shall not come in force or take effect until the Council, by an affirmative vote of at least two-thirds of the members thereof, shall pass a resolution affirming the Extension of City Limits.
District Lot 301.

expediency of extending the limits of the said City as above described, and unless the consent of the owners of more than one-half in value of the land to be included within the boundaries of the proposed extension affected thereby, and who are entitled to petition for incorporation as a Municipality, under chapter 143 of the Revised Statutes of British Columbia, 1897, has first been obtained at a poll to be held for that purpose, which poll shall be held by such person and at such time and place or places, and in such manner as the Lieutenant-Governor in Council may appoint, and unless a by-law has been submitted to the electors of the City of Vancouver, entitled to vote for Mayor, in the same manner as to giving notice thereof and taking a vote as is provided for the submission of money by-laws in section 103 of this Act. And upon the receipt of the returns of the votes cast, the City Clerk 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 vote polled, the City Clerk shall forthwith declare such by-law carried, otherwise he shall declare it lost. In the event of such by-law being carried the Council shall finally pass the by-law.

2. The "Principal Act" is hereby amended by inserting as section 2A thereof, the following section:—

Extension of City Limits, General.

"2A. The City Council may, at any time, by an affirmative vote of at least two-thirds of the members thereof, pass a resolution extending the limits of the City: Provided, that such extension or extensions shall be subject to and governed by the same terms, conditions and provisoes as are provided with respect to the extensions provided for in the preceding section of this amending Act, and that the limits of the City shall not thereby be extended more than one (1) mile beyond the boundaries existing at the time of the passage of such resolution by such City Council."

Amends s.-s. (52) of s. 125.

3. Section 125 of the "Principal Act," is hereby amended by inserting the word "bridges" after the word "streets," in the third line of sub-section 52 of said section 125.

Amends s. 125.

4. Section 125 of the "Principal Act," is hereby amended by adding thereto the following sub-section (70a.):

Regulation of weighing of coal, etc.

"(70a.) For regulating and compelling the weighing of coal and the measuring of wood or other fuel sold and delivered in the City."

Amends s.-s. (130), s. 125.
Automobiles.

5. Section 125 of the "Principal Act," is hereby amended by inserting the word "automobiles" after the word "omnibuses," in the third line of sub-section (130) of said section 125.

6. Section 125 of the "Principal Act," is hereby amended by adding thereto the following sub-section (135a.):

“(135a.) For regulating, in so far as the Legislative Assembly Wharves.
of the Province of British Columbia has jurisdiction to
confer the power, the erection of wharves and of additions
and alterations thereto.”

7. Section 125 of the “Principal Act,” is hereby amended by Alteration of build-
ings.
inserting after the word “buildings,” in the first line of sub-section
(135) the words “and of any addition or alteration thereto,” and Amends s.-s. (135),
s. 125.
by striking out the words “the same,” in the second line of said
sub-section, and inserting the words “such buildings,” in lieu
thereof.

8. Section 125 of the “Principal Act,” is hereby amended by
adding thereto as sub-section (153a), the following sub-section:

“(153a.) For establishing, regulating and maintaining a fire Fire alarms and
Police patrol
systems.
alarm system and a police patrol signal system in the City.”

9. Section 125 of the “Principal Act,” is hereby amended by
adding thereto the following sub-section:

“(187a.) For regulating or preventing the use of sirens, horns, Horns, sirens and
whistles, etc.
bells, gongs and whistles on automobiles, bicycles or
vehicles drawn by horses or propelled by any other motive
power.”

10. Section 219 of the “Principal Act,” is hereby amended by Amends s. 219.
adding thereto the following words:

“Provided, however, that the Corporation shall in no case be Notices required in
case of action for
non-repairs of
roads, etc.
liable for any damages occasioned by reason of the neglect of the
said Corporation to repair any such road, square, lane, bridge or
highway, unless notice in writing, setting forth the time, place and
manner in which such damage has been sustained shall be left and
filed with the City Clerk within two calendar months after the date
on which such damage was sustained: Provided, that in case of
the death of a person injured the want of notice shall be no bar to
the maintenance of the action. The want or insufficiency of the
notice required by this section shall not be a bar to the maintenance
of an action if the Court or Judge before whom such action is tried,
or in case of appeal, if the Court hearing the appeal is of opinion
that there was reasonable excuse for the want or insufficiency, and
that the defendant has not been thereby prejudiced in his defence.”

11. Section 81 of the “Principal Act,” as amended by section 5 Amends s. 81.
of the “Vancouver Incorporation Act, 1900, Amendment Act, 1906,” Affidavits as to
qualification of
voters.
is hereby further amended by striking out the words “within one
week previous to the first sitting of the Court of Revision,” after
the word “made,” and inserting in lieu thereof the words “on or
after the first day of August.”

Amends s. 11. **12.** Section 11 of the “Vancouver Incorporation Act, 1900, Amendment Act, 1907,” is hereby amended by adding the following words to sub-section (1) :

“(d.) For constructing sewers on the combined system.”

Amends s. 11. **13.** Section 11 of the “Vancouver Incorporation Act, 1900, Amendment Act, 1907,” is hereby amended by striking out the words “a new street” after the word “establishing,” in the third line of sub-section (1) of said section 11, and inserting the words “new streets or lanes.”

Amends s. 11. **14.** Section 11 of the “Vancouver Incorporation Act, 1900, Amendment Act, 1907,” is hereby amended by inserting after the word “drain,” in the second line of sub-section (2) thereof, the following words, “and making of proper connections between the same and the property line of the streets or lanes along which said sewers are constructed.”

Amends s. 12. **15.** Section 12 of the “Vancouver Incorporation Act, 1900, Amendment Act, 1907,” is hereby amended by adding thereto the following words: “Provided, that none of the provisions of this section shall apply when the contemplated work or improvement is the construction of a sewer on the combined system.”

Short title. **16.** This Act may be cited as the “Vancouver Incorporation Act, 1900, Amendment Act, 1909.”

VICTORIA, B. C. :

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