

VF1911 cc 48-1-10/10

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 3961

*Repealed by
By-law
4366*

A BY-LAW to extend the hours for closing of automobile service-stations and automobile service-garages.

WHEREAS the Municipal Council may by by-law extend the hours for closing of automobile service-stations and automobile service-garages to the extent provided in section 869 B of the Municipal Act.

NOW THEREFORE the Municipal Council of The Corporation of the District of Burnaby ENACTS as follows:

1. This By-law may be cited as "BURNABY SERVICE STATION CLOSING BY-LAW 1958."
2. Automobile service-stations and automobile service-garages shall be closed and remain closed for the serving of customers for the entirety of each day mentioned in section 866 of the Municipal Act, and on every other day
 - (a) not later than seven o'clock in the afternoon during the months of October to April inclusive; and
 - (b) not later than nine o'clock in the afternoon during the months of May to September inclusive.
3. (1) Notwithstanding anything in this by-law contained any operator of an automobile service-station or of an automobile service-garage, provided that he is in possession of a subsisting trades license in respect of such business issued by the License Inspector, may keep open his automobile service-station or automobile service-garage on any day mentioned in section 866 of the Municipal Act until seven o'clock in the afternoon during the months of October to April inclusive and until nine o'clock in the afternoon during the months of May to September inclusive.

(2) For the purposes of this section a subsisting trades license shall be deemed to be a permit issued pursuant to subsection (3) of section 869 B of the Municipal Act.

4. Notwithstanding anything in this by-law contained any operator of an automobile service-station or an automobile service-garage may apply in writing to the License Inspector for a permit granting exemption from the provisions of section 869 B of the Municipal Act and the License Inspector shall issue such permit subject to the regulations hereinafter set forth, namely:

- (a) such permit shall be valid for the remainder of the calendar year in which it is issued and thereafter may be renewed annually upon application.
- (b) the operator shall keep open his automobile service-station or automobile service-garage for twenty-four hours on each day when the automobile service-station or automobile service-garage may, by law, be open for the serving of customers.
- (c) any operator who shall fail to keep open his automobile service-station or automobile service-garage, as required by paragraph (b), shall have his permit immediately revoked.
- (d) any operator whose permit has been revoked may not apply for another permit until the expiry of one year from the date of revocation.

5. Section 3 of By-law No. 3951 is repealed.

6. Every person who violates any of the provisions of this by-law is guilty of an offence and is liable on summary conviction to a fine not exceeding one hundred dollars or in default to imprisonment not exceeding thirty days.

Read a first time this 9th day of June, 1958.

Read a second time this 9th day of June, 1958.

Read a third time this 9th day of June, 1958.

Reconsidered and adopted this 11th day of June
1958.



W. E. Reeve

R E E V E.

Charles D. Brown

C L E R K.