

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 7478

A BY-LAW to regulate the closing of shops

WHEREAS Council may regulate shops to the extent provided in Division (3) of Part XXVII of the Municipal Act, R.S.B.C. 1960.

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

1. This By-law may be cited as "BURNABY SHOPS CLOSING BY-LAW 1980".
2. In this by-law "shop" shall have the same meaning as in section 857 of the Municipal Act provided.
3. For the local convenience and well being of the residents of the municipality, Council does hereby exempt completely from the provisions of section 859 of the Municipal Act the classes of shops more particularly defined in Schedule "A" hereof.
4. By-Law No. 3970, being "Burnaby Shops Closing By-Law 1950", is repealed.

Read a first time this 5th day of MAY 1980.

Read a second time this 5th day of MAY 1980.

Read a third time this 5th day of MAY 1980.

Reconsidered and adopted this 20th day of MAY 1980.



M A Y O R



C L E R K

SCHEDULE "A"

Class of Shop

1. Agricultural Machinery and Machine Parts Shop
"Agricultural Machinery and Machine Parts Shop" means a shop where the principal or only trade or business is the sale by retail of agricultural machinery and machine parts.
2. Automobile Dealer
"Automobile Dealer" means a shop where the principal or only trade or business is the sale by retail of one or more of the following lines of products:
 - (i) New Automobiles, including trucks;
 - (ii) Used Automobiles, including trucks;
 - (iii) Motor cycles;
 - (iv) Trailers;
 - (v) Parts for automobiles, trucks, motor cycles and trailers.
3. Automobile Parts Shop
"Automobile Parts Shop" means a shop where the principal or only trade or business is the sale by retail of new and used parts for automobiles, trucks, motor cycles and trailers.
- 3A. Barber Shop
"Barber Shop" and barbering shall have the same meaning as in the Barbers Act contained.
4. Bicycle Shops
"Bicycle Shops" means a shop where the principal or only trade or business carried on is the sale by retail of bicycles and parts therefor or the renting of bicycles.
5. Boat Sales Shop
"Boat Sales Shop" means a shop where the principal or only trade or business is the sale by retail of boats including motors, sails, and other nautical equipment and supplies.
6. Book Shops
"Book Shops" means a shop where the principal or only trade or business is the sale by retail of books and magazines or either of them.
7. Builders' Supply Houses
"Builders' Supply Houses" means a shop where the principal or only trade or business carried on is the sale by retail of builders' supplies including lumber, hardware, bricks, cement, sand, gravel and miscellaneous items to be used in the construction repair and alteration of buildings and associated structures.
8. Candy Shop
"Candy Shop" means a shop where the principal or only trade or business carried on is the sale by retail of candies, nuts and gift cards.

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Class of Shop

9. Clothing Shop

"Clothing Shop" means a shop where the principal or only trade or business carried on is the sale by retail of one or more of the following lines of goods:

- (i) Men's clothing;
- (ii) Ladies' clothing;
- (iii) Children's clothing;
- (iv) Shoes

10A. Customer Operated Dry Cleaning Establishment

"Customer Operated Dry Cleaning Establishment" means a shop where the principal or only trade or business is the sale by retail of the right by members of the general public to clean textiles, fabrics, garments and other articles by use of a dry cleaning machine utilizing a solvent other than water.

10B. Customer Operated Laundry

"Customer Operated Laundry" means a shop where the principal or only trade or business is the sale by retail of the right by members of the general public to clean textiles, fabrics, garments and other articles by use of a laundry machine utilizing water as a solvent.

11. Department Store

"Department Store" means a shop composed of five or more separately functioning departments in which retail trade or business of one or more of the classes defined in this Schedule is carried on in any one or more of such departments; but, nevertheless, "Department Store" shall not include any retail trade or business of the following classifications:

- (i) Barber Shops;
- (ii) Automobile Service Station; and
- (iii) Automobile Service Garage.

12. Delicatessen Shop

"Delicatessen Shop" means a shop where the principal or only trade or business carried on is the sale by retail of prepared foods including cooked meats, pickles and relishes.

13. Drapery Shop

"Drapery Shop" means a shop where the principal or only trade or business carried on is the sale by retail of draperies and curtains.

14. Dry Cleaner and Laundry

"Dry Cleaner and Laundry" means a shop where the principal or only trade or business carried on is one or more of the following services rendered directly to the general public;

- (i) Dry Cleaning of textiles, fabrics, garments and other articles;
- (ii) Laundering of textiles, fabrics, garments and other articles.

SCHEDULE "A"

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Class of Shop

15. Drug Store
"Drug Store" means a shop operated in conjunction with a Pharmacy having a registered Pharmacist in attendance for at least a portion of the days on which such shop is open for business and where the principal or only trade or business, apart from the dispensing of prescribed drugs, is the sale by retail of one or more of the following lines of goods:
 - (i) Proprietary drugs;
 - (ii) Smokers' supplies;
 - (iii) Cosmetics;
 - (iv) Magazines;
 - (v) Stationary and School Supplies
 - (vi) Candies and soft drinks
 - (vii) Toys;
 - (viii) Notions.
16. Electric Appliance and Supplies Shop
"Electric Appliance and Supplies Shop" means a shop where the principal or only trade or business carried on is the sale by retail of one or more of the following lines of goods:
 - (i) Electric appliances including radios and Television sets;
 - (ii) Electrical supplies;
 - (iii) Electric equipment.
17. Engine Sales Shop
"Engine Sales Shop" means a shop where the principal or only trade or business carried on is the sale by retail of engines and parts therefor.
18. Fabric Shop
"Fabric Shop" means a shop where the principal or only trade or business carried on is the sale by retail of fabrics.
19. Feed Store
"Feed Store" means a shop where the principal or only trade or business carried on is the sale by retail of feed, including hay, straw, grain, flour and fertilizer.
20. Fur Shop
"Fur Shop" means a shop where the principal or only trade or business carried on is the sale by retail of furs or items manufactured from furs.
21. Furniture Store
"Furniture Store" means a shop where the principal or only trade or business carried on is the sale by retail of new or used home furnishings, including furniture, carpets, carpeting and electrical appliances.
22. Gift Shop
"Gift Shop" means a shop where the principal or only trade or business carried on is the sale by retail of a variety of arts and craft objects and bric-a-brac suitable as gifts.

SCHEDULE "A"

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Class of Shop

23. Grocery Shop
"Grocery Shop" means a shop where the principal or only trade or business carried on is the sale by retail of food-stuffs, including sugar, spices, coffee, fruits, and other commodities, chiefly edible.
24. Glass and Mirror Shop
"Glass and Mirror Shop" means a shop where the principal or only trade or business carried on is the sale by retail of glass and mirrors.
25. Hairdressers' Shop
"Hairdressers' Shop" means a shop where the principal or only trade or business carried on is that of a hairdresser as defined in the "Hairdressers Act", Revised Statutes of British Columbia, 1960, Chapter 169.
26. Hardware Store
"Hardware Store" means a shop where the principal or only trade or business carried on is the sale by retail of hardware, including garden implements, electrical supplies, glass, crockery, stoves, paint and paint brushes.
27. Heavy Construction Equipment Store
"Heavy Construction Equipment Store" means a shop where the principal or only trade or business carried on is the sale by retail of heavy construction machines and equipment.
28. Hobby Shop
"Hobby Shop" means a shop where the principal or only trade or business carried on is the sale by retail of materials and supplies for or in connection with the carrying on by any person of a hobby or similar recreational pastime.
29. Hydraulic Equipment Shop
"Hydraulic Equipment Shop" means a shop where the principal or only trade or business carried on is the sale by retail of hydraulic equipment.
30. Implement Shop
"Implement Shop" means a shop where the principal or only trade or business carried on is the sale by retail of implements, including tools, power saws and parts, and air compressors and equipment.
31. Jewellery Store
"Jewellery Store" means a shop where the principal or only trade or business carried on is the sale by retail of jewellery, including watches and clocks.
32. Lawn Mower Shop
"Lawn Mower Shop" means a shop where the principal or only trade or business carried on is the sale by retail of lawn mowers and associated equipment.

SCHEDULE "A"

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Class of Shop

33. Leather Goods Shop
"Leather Goods Shop" means a shop where the principal or only trade or business carried on is the sale by retail of leather goods, and items manufactured from leather and leather substitutes.
34. Marine Electronic Equipment Shop
"Marine Electronic Equipment Shop" means a shop where the principal or only trade or business carried on is the sale by retail of Marine Electronic Equipment.
35. Meat Shop
"Meat Shop" means a shop where the principal or only trade or business carried on is the sale by retail of one or more of the following foods:
- (i) Butcher Meats;
 - (ii) Packaged Meats;
 - (iii) Dressed and Undressed Fowl;
 - (iv) Fish;
 - (v) Poultry.
36. Motor Cycle Shop
"Motor Cycle Shop" means a shop where the principal or only trade or business carried on is the sale by retail of motor cycles, including parts and equipment therefor.
37. Nurseries
"Nurseries" means a shop where the principal or only trade or business carried on is the sale by retail of trees, shrubs, flowers, bulbs and nursery stock.
38. Office Supply Shop
"Office Supply Shop" means a shop where the principal or only trade or business carried on is the sale by retail of office supplies including office machines, office furniture and office stationery and supplies.
39. Pet and Garden Supplies Shop
"Pet and Garden Supplies Shop" means a shop where the principal or only trade or business carried on is the sale by retail of animals or birds for domestic pets, and garden supplies.
40. Photographers' Supply Shop
"Photographers' Supply Shop" means a shop where the principal or only trade or business carried on is the sale by retail of photographic equipment, including cameras, films, picture frames and photographs.
41. Picture Gallery and Art Supplies Shop
"Picture Gallery and Art Supplies Shop" means a shop where the principal or only trade or business carried on is the sale by retail of paintings, prints, statuary, picture frames, art objects, and supplies for artists and craftsmen.
42. Record Shop
"Record Shop" means a shop where the principal or only trade or business carried on is the sale by retail of records, tapes, and associated items.

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Class of Shop

43. Second Hand Shop
"Second Hand Shop" means a shop where the principal or only trade or business carried on is the sale by retail of second hand or used goods.
44. Sewing Machine Shop
"Sewing Machine Shop" means a shop where the principal or only trade or business carried on is the sale by retail of sewing machines, including parts and supplies therefor.
45. Shoe Store
"Shoe Store" means a shop where the principal or only trade or business carried on is the sale by retail of shoes or footwear.
46. Sporting Goods Shop
"Sporting Goods Shop" means a shop where the principal or only trade or business carried on is the sale by retail of goods and equipment for engaging in sports and recreational activities and including firearms and ammunition and bicycles.
47. Stationery Shop
"Stationery Shop" means a shop where the principal or only trade or business carried on is the sale by retail of stationery for office or home.
48. Tire and Battery Shop
"Tire and Battery Shop" means a shop where the principal or only trade or business carried on is the sale by retail of automobile tires and batteries or either of them.
49. Toy Shop
"Toy Shop" means a shop where the principal or only trade or business carried on is the sale by retail of toys and games, or either of them.
50. Variety Shop
"Variety Shop" means a shop where the principal or only trade or business carried on is the sale by retail of sundry articles, including one or more of the following lines of goods:
- (i) Notions;
 - (ii) Stationery and School Supplies;
 - (iii) Toys;
 - (iv) Dry goods and clothing;
 - (v) Pet and garden supplies;
 - (vi) Kitchenware, crockery and glassware;
 - (vii) Arts and craft objects, and bric-a-brac;
 - (viii) Home lighting supplies;
 - (ix) Light tools.
51. Wool Shop
"Wool Shop" means a shop where the principal or only trade or business carried on is the sale by retail of wool, needles, patterns and associated items.