

THE CORPORATION OF THE DISTRICT OF BURNABY

BYLAW NO. 5047

**A BYLAW to regulate the operation of Discotheques
(Consolidated for convenience with Bylaw No. 7130)**

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

1. This Bylaw may be cited as "BURNABY DISCOTHEQUE REGULATION BYLAW 1966".
2. In this Bylaw:
 - "Discotheque" shall mean a place for dancing open only, unless otherwise provided in this Bylaw, to persons who are 15, 16, 17, 18 years of age;
 - "Statutory holiday" shall not include Sunday.
3.
 - (a) No person shall own or operate a Discotheque without a valid and subsisting license for the carrying on of such business.
 - (b) The Chief License Inspector shall issue a license for a Discotheque when he is satisfied that the applicant has complied with the requirements of all the bylaws of the municipality regulating building, zoning, health, sanitation and business, and of any statute affecting the operation of the said business, and without limiting the generality of the foregoing and Chief License Inspector shall not issue a license unless
 - (i) the premises are situated in a commercial zone as defined in the Municipal Zoning Bylaw; and
 - (ii) off-street parking is provided in accordance with the requirements of the Municipal Zoning Bylaw.
4. The owner or operator of a Discotheque
 - (a) shall not admit to the premises any person not of the proper age fixed by this bylaw for admission thereto;
 - (b) shall not have any alcoholic beverages upon the premises;

- (c) shall not permit any person to have alcoholic beverages in his possession on the premises;
- (d) shall not permit the drinking of alcoholic beverages on the premises;
- (e) shall not permit drunkenness or disorderly conduct on the premises;
- (f) shall not permit any drunk or disorderly person to enter or remain on the premises;
- (g) shall not permit any person who leaves the Discotheque to re-enter the Discotheque on the same day.

5. (1) The owner or operator of a Discotheque

- (a) may have the Discotheque open for business only during the hours hereinafter specified:
 - (i) From 6:00 o'clock in the afternoon to 10:00 o'clock in the afternoon on Mondays, Tuesdays, Wednesdays and Thursdays;
 - (ii) From 4:00 o'clock in the afternoon to 12:00 o'clock in the afternoon on Fridays;
 - (iii) From 1:00 o'clock in the afternoon to 12:00 o'clock in the afternoon on Saturdays;
 - (iv) From 4:00 o'clock in the afternoon to 12:00 o'clock in the afternoon on any statutory holiday when the next day is not a day when public schools are in session.
 - (v) From 4:00 o'clock in the afternoon to 12:00 o'clock in the afternoon on any day preceding a statutory holiday.
- (b) shall not open the Discotheque for business on Sundays or permit dancing or other entertainment therein on that day.

(2) Notwithstanding anything in this bylaw contained the owner or the operator of a Discotheque may open the Discotheque to persons who are 13 or 14 years of age provided that

- (a) a special permit is obtained from the Chief License Inspector of the municipality;

- (b) no persons who are not of the ages specified in this subsection are permitted to be within the Discotheque at the same time as those persons who are of the ages specified in this subsection;
- (c) the Discotheque is not open for such purpose during school hours or after the hour of 9:00 o'clock in the afternoon or on Sundays.

6. The owner or operator of a Discotheque shall when the Discotheque is open for business

- (a) provide adequate adult supervision and for the purpose of this section adult shall mean over the age of thirty years; and
- (b) ensure that the interior and exterior of the Discotheque is fully illuminated.

7. No person shall be or remain on the premises of a Discotheque at any time when his presence there is for any reason prohibited by this bylaw.

8. The provisions of this bylaw respecting age shall not apply to persons employed by the owner or operator of the Discotheque provided that no person under the age of sixteen years may be employed in any Discotheque.

9. Any person who violates any of the provisions of this bylaw shall be guilty of an offence punishable upon summary conviction.

Read a first time this 5th day of December, 1966.

Read a second time this 5th day of December, 1966.

Read a third time this 19th day of December, 1966.

Reconsidered and adopted this 9th day of January, 1967.

(Signed) A.H. EMMOTT
REEVE
"SEAL"

(Signed) J.H. SHAW
CLERK