

Retail/wholesale uses

BY-LAW NO.

**A By-law to amend
Zoning and Development By-law No. 3575**

THE COUNCIL OF THE CITY OF VANCOUVER, in public meeting, enacts as follows:

1. In section 2 of the Zoning and Development By-law, Council:

(a) after the definition of "**Residential Unit**", adds:

"**Retail** means to offer to sell or rent, or to sell or rent, merchandise to a consumer who buys or rents the merchandise as the ultimate consumer or end user, being the last person in the chain of distribution, for personal consumption or use and not for further sale or rent;"

(b) from the definition of "**Retail Uses**", repeals the definitions of "**Adult Retail Store**", "**Furniture or Appliance Store**", "**Grocery or Drug Store**", "**Retail Store**", and "**Vehicle Dealer**", and substitutes the following definitions for insertion under the definition of "**Retail Uses**" in the appropriate alphabetical order:

"**Adult Retail Store**, which means the use of premises to display or retail either or both of the following:

(a) a sex object;

(b) adult magazines using more than 3.0 linear metres of shelving, being a maximum of .6 m in depth;

Furniture or Appliance Store, which means the use of premises with a floor area greater than 500 m² to retail household furniture, major household appliances, or household furnishings such as carpets and draperies;

Grocery or Drug Store, which means the use of premises to retail food or drugs, including food and drugs manufactured on the premises as an integral part of the retail operation but which excludes Neighbourhood Grocery Store or specialty shops such as bakeries, butchers, delicatessens, candy shops, and ice cream parlours which limit sales to a particular type of food;

Retail Store, which means the use of premises to retail merchandise, including merchandise manufactured on the premises, if the total floor area used for manufacturing does not exceed 300 m², but which excludes any other Retail Uses listed in this section 2 or included in a Lumber and Building Materials Establishment;

Vehicle Dealer, which means the use of premises to retail motor vehicles, boats, or recreational trailers;”;

- (c) after the definition of “**Utility and Communication Uses**”, adds:

“**Wholesale** means to offer to sell or rent, or to sell or rent, merchandise other than as retail;”;

- (d) from the definition of “**Wholesale Uses**”, repeals the definitions of “**Bulk Fuel Depot**”, “**Lumber and Building Materials Establishment**”, “**Wholesaling - Class A**”, and “**Wholesaling - Class B**”, and substitutes the following definitions for insertion under the definition of “**Wholesale Uses**” in the appropriate alphabetical order:

“**Bulk Fuel Depot**, which means the use of premises to wholesale gasoline, fuel oil, heating oil, petroleum, propane, kerosene, coal, coke, fuel wood, natural gas or similar fuels;

Lumber and Building Materials Establishment, which means the use of premises to wholesale and retail merchandise consisting primarily of lumber, plywood, millwork and related building materials;

Wholesaling - Class A, which means the use of premises to wholesale merchandise where the operator of the premises keeps merchandise for sale or rent on the premises and the floor area for storage space exceeds the floor area for showroom or display space, but which excludes any other Wholesale Uses included in this section 2;

Wholesaling - Class B, which means the use of premises to wholesale merchandise where the operator of the premises keeps merchandise for sale or rent on the premises and the floor area for showroom or display space exceeds the floor area for storage space, but which excludes any other Wholesale Uses listed in Section 2 and an office for an import agent or broker, manufacturer’s agent or similar establishment;”.

2. This By-law is to come into force and take effect on the date of its enactment.

ENACTED by Council this day of , 2006

Mayor

City Clerk

EXPLANATION

A By-law to amend the Zoning and Development By-law re retail and wholesale uses

After the public hearing on December 12, 2006, Council resolved to amend the Zoning and Development By-law to redefine retail and wholesale and related uses. The Director of Planning has advised that there are no prior-to conditions, and enactment of the attached by-law will implement Council's resolution.

Director of Legal Services
December 12, 2006