



ADMINISTRATIVE REPORT

Report Date: November 25, 2009
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Meeting Date: December 3, 2009

TO: Standing Committee on City Services and Budgets

FROM: General Manager of Olympic and Paralympic Operations

SUBJECT: 2010 Winter Games By-law No. 9908 ("Existing By-law") and proposed 2010 Winter Games By-law ("Proposed By-law") regarding the Vancouver 2010 Olympic and Paralympic Winter Games ("Games")

RECOMMENDATIONS

- A. THAT Council approve replacement of the Existing By-law with the Proposed By-law, provided in draft form in Appendix A, in order, for the purposes of the Games, to reflect recent changes to the *Vancouver Charter*, address changes to the Games plans, and ensure a fair balance between the regulation of commercial activities in public spaces and freedom of expression;
- AND THAT Council instruct the Director of Legal Services to bring forward for enactment the Proposed By-law which repeals and replaces the Existing By-law.
- B. THAT Council amend the *Fire By-law* to permanently increase the maximum fines under that by-law from \$2,000 to \$10,000.
- AND THAT Council instruct the Director of Legal Services to bring forward for enactment a by-law amending the *Fire By-law*, provided in draft form in Appendix B.
- C. THAT Council approve the protocol, set out in Appendix D, for the use of the temporary powers of entry, under the *Municipalities Enabling and Validating Act (No. 3) (MEVA)*, during the Games, and instruct staff to use those powers of entry only in accordance with that protocol.
- D. THAT Council direct the Chief License Inspector to communicate to the Province the city's support for temporary liquor licences allowing liquor service until 2 am during the Games.

- E. THAT within 90 days of the Games, staff report back to Council on by-law enforcement activity during the Games.

CITY MANAGER'S COMMENTS

Council passed an initial 2010 Winter Games By-law in July 2009 with an intention of amending it as plans for the Games evolved and staff continued to consult with affected stakeholders. Since that time, the Province of British Columbia has enacted legislative amendments to align the *Vancouver Charter* provisions with those of other municipalities in British Columbia and to create special temporary provisions allowing Whistler, Richmond and Vancouver to remove illegal signs and graffiti in a timely manner.

Concern has been expressed by members of the public and Council that provisions in the 2010 Winter Games By-law intended to restrict commercial advertising could impact freedom of political expression. City staff has reviewed the Existing By-law and in this report recommends amendments to ensure that the by-law provisions will not interfere with freedom of political expression, including criticism of the Games.

The City Manager supports the proposed recommendations.

COUNCIL POLICY

Relaxation by-laws, as well as amendment by-laws, require Council approval.

SUMMARY

The Proposed By-law and by-law enforcement plan create a Games-time regulatory structure that will:

- facilitate Games operations and activities
- help create a safe and welcoming environment for Games visitors and residents
- protect freedom of political expression, including expression critical of the Games
- minimize littering, graffiti and commercialization of public spaces through illegal commercial advertising

These goals are achieved through by-law provisions that:

- are temporary with individual provisions applicable the minimum required time
- are geographically limited where applicable
- restrict the distribution and display of commercial advertising matter only and do not apply to non-commercial expression or newspapers
- scale back the number of sites to which LiveCity security and advertising provisions apply and no longer enable the City Manager to create rules for the LiveCity sites

The Province amended the *Vancouver Charter* to allow the city to bring maximum city by-law fines in line with other British Columbia municipalities, and in alignment with this, the maximum fines for infringement of the Proposed By-law or the Fire By-law are set at \$10,000. Fines under other existing city by-laws are not affected.

Although the Vancouver Charter amendments allow the City, like all other B.C. municipalities, to create by-laws that include jail-time for by-law violations, Vancouver long ago removed jail provisions from its by-laws, and no such provisions are proposed in this report.

In summary the report recommends that Council:

- (a) Repeal the Existing By-law and replace it with the Proposed By-law with provisions that:
 - (i) reflect recent amendments to the *Vancouver Charter*,
 - (ii) limit commercial advertising during the Games without impacting freedom of political expression for residents and visitors,
 - (iii) temporarily expand the Municipal Ticket Information (MTI) program to provide an additional tool for by-law enforcement officers to ensure by-law compliance,
 - (iv) temporarily allow weekend liquor service hours seven days per week for restaurants and bars, and
 - (vi) update various relaxations and regulations to reflect refinement of the operational plans for the Games;
- (b) permanently increase the maximum fines under the *Fire By-law* from \$2,000 to \$10,000;
- (c) during the Games, adopt a protocol to allow the city to exercise the power, granted by the Province under the *Municipalities Enabling and Validating Act (No. 3) (MEVA)*, to enter real property and remove illegal commercial advertising signs; and
- (d) communicate to the Province the city's support for temporary liquor licences allowing liquor service until 2 am during the Games.

PURPOSE

The purpose of this report is to provide an overview and rationale for by-law changes to support the City role as Host City for the 2010 Winter Games. The Existing By-law enacted in July was transitional and necessary to facilitate preparation for the Games. The Proposed By-law utilizes recent *Vancouver Charter* changes as well as input from Council and the public to ensure that it does not impact political expression including expression critical of the Games.

BACKGROUND

In July 2009, Council enacted the Existing By-law which, in order to facilitate and support the Games, temporarily amended and relaxed various provisions of the *Building By-law*, *City Land Regulation By-law*, *Graffiti By-law*, *License By-law*, *Noise Control By-law*, *Sign By-law*, *Street Distribution of Publications By-law*, *Street and Traffic By-law*, *Vehicles for Hire By-law*, *Zoning and Development By-law*, and *CD-1 By-law No. 9733*.

The amendments included regulation of commercial advertising in parts of the city connected with the Games. At the time of enactment, Council directed staff to find ways to reduce any unintentional impact that these regulations might have on freedom of expression.

In October 2009, the Province, in the *Miscellaneous Statutes Amendment Act, 2009* (formerly Bill 13), amended the:

- (a) *Vancouver Charter*, granting the city additional powers in keeping with powers already available to other BC municipalities under the *Community Charter*; and
- (b) *Municipalities Enabling and Validating Act (No. 3)*, giving Vancouver, Richmond, and Whistler temporary enforcement powers to deal more effectively with regulation of commercial activities during the Games.

For simplicity, staff recommends Council repeal the Existing By-law, and enact the Proposed By-law.

DISCUSSION

By-law Timing

Generally speaking the Existing By-law provisions apply only during the Games period, defined as January 1 to March 31, 2010. The Proposed By-law reduces the time during which many of these provisions will be in place. Each by-law provision has been reviewed with the goal of minimizing the applicable time period. Specific by-law provisions have unique time periods to match requirements. For instance, restrictions on the distribution and display of advertising matter on streets have been scaled back to February 11 to 28 to correspond with the torch relay's arrival in Vancouver.

The detailed timelines for each of the by-law provisions are provided in Appendix C of the report.

Consultation

City staff engaged with the public and stakeholders in preparation for the Games in a variety of forums including VANOC's Game Plan public communication program; community meetings in the downtown eastside and other inner city neighbourhoods; transportation community and stakeholder meetings; engagement with the City's Games partners including VANOC, the Provincial Government, the Federal Government and commercial partners; and specific by-law consultation with groups such as the Civil Liberties Advisory Committee, and the B.C. Civil Liberties Association (BCCLA).

In general, community feedback has been that restrictions on commercial advertising must not impact freedom of political expression. This feedback has assisted city staff in revising the scope of the Proposed By-law.

Regulation of Commercial Activities in Public Spaces

The city and the park board limit and, in some cases, prohibit commercial activities in public spaces such as streets, parks and other public property through various provisions of the *Street and Traffic By-law*, *Street Vending By-law*, and the *Parks Control By-law*. The goal of those regulations is to preserve public spaces for the use and enjoyment of the public, free from undue commercialization, as well as to ensure that unregulated commercial activities do not interfere with the primary purpose of the public space in question.

City streets and parks are a limited public resource. Regulation of commercial activities on the streets and in the parks is particularly important during special events because of the increased commercial pressures on those limited public spaces. The city hosts over 500 special events each year and the experience has shown that these events attract commercial activity, especially street vending and advertising, proportionate to the numbers of people attending the event. Unregulated commercial activity in public spaces has the potential to interfere with the safety and enjoyment of the people attending the special event by creating congestion and littering.

The Games will be the largest special event ever hosted by the city and will attract an unprecedented level of commercial activity in public spaces such as streets and parks in the proximity of the Olympic venues and the LiveCity sites, unless it is carefully regulated. Street vending and commercial advertising at the street level, through distribution of pamphlets, flyers, and product samples, can cause congestion and littering adversely affecting the enjoyment of the Games by residents and visitors alike. The Proposed By-law strengthens the city's ability to regulate commercial activities on the streets in the vicinity of Games sites, on pedestrian corridors and along the Olympic lanes.

Freedom of Expression

The *Canadian Charter of Rights and Freedoms* guarantees freedom of expression and any law, including a municipal by-law, which is inconsistent with that guarantee is of no force or effect. All the rights and freedoms enshrined in the *Canadian Charter of Rights and Freedoms* are subject to reasonable limits imposed by law that can be demonstrably justified in a free and democratic society. To be valid, a restriction must be rationally connected to a valid and important governmental objective and must restrict the right or freedom only to the extent that is necessary to achieve that objective.

The city, like other municipalities across Canada, already regulates expression through the *Sign By-law* and, to a lesser extent, through other by-laws. The courts have upheld those regulations, and sometimes outright prohibitions, as consistent with the *Canadian Charter of Rights and Freedoms*.

The Games will draw international attention to our city. Unfortunately, the experiences of other host cities suggest that some individuals and corporations will attempt to take advantage of this international attention through unregulated commercial advertising.

Illegal advertising on streets in the immediate vicinity of Games sites is a major form of ambush marketing by which corporations who are not official Games sponsors attempt to create an association with the Games. Such illegal advertising not only undermines the value of Games sponsorship impacting the viability of the Games, it also threatens the aesthetic values of Vancouver at a time when the city will be subject to unprecedented international scrutiny. It may also conflict with Games associated programming. Furthermore, some forms of commercial advertising, such as distribution of pamphlets or product samples, will contribute to litter and street congestion in the very areas which are expected to be more congested than normal due to the proximity of Games-related sites.

Prohibition on the display and distribution of illegal commercial advertising in the Games-related areas is an effective means of mitigating the negative impacts of unregulated commercial activities. At the same time, the city has always recognized the importance of

avoiding any unintentional interference with the right to express political dissent, including disapproval of the Games. The intent of the Existing By-law was to regulate commercial advertising without unduly interfering with political expression. As directed by Council, staff have continued to review the by-law to ensure that restrictions on commercial advertising do not impact citizens and groups rights to freedom of expression.

Power of Entry

Although the *Sign By-Law* gives the city the ability to require removal of illegal signage on private property, the removal process is too slow to deal effectively with illegal signage installed during or immediately prior to the Games.

Provincial amendments to the *Municipalities Enabling and Validating Act (No. 3)* ("MEVA") give Vancouver, Richmond and Whistler the authority to enter onto private property and remove illegal signs from February 1 to March 31, 2010. The MEVA provisions require that the removal of illegal signs occur at a reasonable time and in a reasonable manner, and that reasonable steps are taken to notify the owner.

To ensure that the authority to remove illegal signs is used only when absolutely required and only to deal with commercial signs, staff has developed a protocol, set out in Appendix D, and seek Council's approval of it. The protocol is in part based on requirements of the MEVA, but includes additional provisions to ensure that the authority is not used inappropriately.

The proposed protocol for the use of the power of entry under the MEVA clearly states that:

- (a) staff is to use this power only in relation to illegal commercial signs;
- (b) staff is not to enter a private dwelling to remove such a sign under this power except
 - (i) with the consent of the owner or occupier, or
 - (ii) pursuant to a warrant issued by an independent judicial officer, or
 - (iii) in cases of significant risk to the health or safety of the occupier or other persons (e.g. sign in danger of falling onto the sidewalk below); and
- (c) staff will report to Council after the Games on the use of this power.

The decision to use the MEVA powers to remove illegal commercial signs from private property will be made by the City Manager, Deputy City Manager, or General Manager of Community Services based on the following criteria:

- (a) visibility of the illegal sign from locations with high spectator presence, key transportation routes, or media focus; and
- (b) aesthetic impact of the sign; and
- (c) potential risk to health or safety of anyone

The ownership of a commercial sign will not be considered in determining whether or not it should be removed - i.e., an illegal sign installed by a Games sponsor will be treated the same as a sign installed by another party.

Specific By-law Amendments and Relaxations

The Proposed By-law continues the various amendments and relaxations to the *Building By-law*, *Street Distribution of Publications By-law*, *Vehicle for Hire By-law*, *Zoning and Development By-law* and *CD-1 By-law No. 9733* enacted by Council in July as part of the Existing By-law.

Proposed changes to the amendments and relaxations to the various by-laws that are contained in the Proposed By-law are discussed below.

Building By-law

Because the Vancouver Charter previously only allowed relaxations to building by-laws for public space or activities, the Existing By-law only relaxes the *Building By-law* for city controlled and VANOC sites but not for private temporary structures such as hosting sites and private pavilions. The recent *Vancouver Charter* change allows relaxations of building by-laws for special events enabling Council to extend the relaxations to all sites being developed for the Games.

These *Building By-law* relaxations create specific technical requirements for temporary buildings and a streamlined approval process for these temporary buildings. This change will allow the expediting of *Building By-law* approvals for temporary Games structures in the last months leading up to the Games while ensuring maintenance of life safety.

City Land Regulation By-Law

In addition to its rights as a property owner, the city has the power to regulate, by by-law, the use of and access to any land it owns, and in 2003, Council enacted the *City Land Regulation By-law*. That by-law applies to city owned land that is not a park or a street.

When the *City Land Regulation By-law* was enacted, it was not designed to regulate special events such as the two LiveCity sites. Both sites are located on city owned land that is not a park¹ or street. As a result, the Existing By-law includes City Land Regulation provisions to protect the safety and enjoyment of participants at the LiveCity sites. The by-law provisions also help protect the commercial rights of the City's partners that are participating within the LiveCity sites.

Staff has always intended that these rules would apply only to sites actually used for Games-related activities and not to any other city owned property. At the time of enactment of the Existing By-law, given plans for such activities were still evolving, staff recommended to Council that the rules apply to six city owned sites being considered for use during the Games.

¹ David Lam Park is a parcel of land owned by the City for park purposes, but it is not a dedicated park.

Finalization of the city's celebration program clarified that the city will use only the two LiveCity sites, LiveCity Downtown at Georgia and Beatty Streets and LiveCity Yaletown at David Lam Park, as celebration sites. Although the other sites may still be used for some Games-related activities, they do not require the additional regulations introduced in the Existing By-law. Therefore, the Proposed By-law restricts the Games-related provisions of the *City Land Regulation By-law* to the two LiveCity sites only.

Staff recommends that in addition to the rules included in the Existing By-law, the Proposed By-law include the power to deny access to, or remove from, the LiveCity sites anyone breaching the *City Lands Regulation By-law*. Denial of access or removal of violators is the most effective way to manage the LiveCity sites to ensure the safety and enjoyment of the participants.

In the Existing By-law, the City Manager is given the authority to create additional rules for the LiveCity sites. Now that plans for the LiveCity sites are finalized the City Manager no longer needs the ability to create new rules and thus this authority is removed from the Proposed By-law provisions.

In accordance with Council's directions at the time of enactment of the Existing By-law, staff has reviewed the LiveCity sites rules, and the Proposed By-law further clarifies that the temporary restrictions on signs and advertising only apply to display and distribution of commercial advertising.

Following consultation with BCCLA, staff recommends removal of the prohibition on causing a disturbance or nuisance that interferes with the enjoyment of entertainment at LiveCity sites because causing a disturbance would already be governed by applicable criminal law. Instead, to prevent unreasonable interference with the enjoyment of the entertainment, the Proposed By-law includes a prohibition against unreasonably interfering with the enjoyment of entertainment.

Graffiti By-law

The *Graffiti By-law* requires property owners to remove graffiti promptly. If an owner does not do so, the city orders the owner to remove it in 10 days or less. Failure to do so may result in the city removing the graffiti at the owner's expense.

During the Games, if graffiti occurs in high profile locations with high spectator presence or media focus, or along main Games transportation corridors, the city needs to be able to remove it quickly. To facilitate that, the Proposed By-law would allow the city, from February 1 to March 21, to enter onto private property to remove graffiti.

Under the MEVA provisions, although the city is able to enter onto private property, the City has no authority to enter into private dwellings or buildings. The city must remove the graffiti at a reasonable time in a reasonable manner, and must take reasonable steps to advise the property owner before entering onto private property.

Normally, the city charges its costs of graffiti removal to the owner but, during the Games, the city will bear the cost of immediate removal, and fund it as part of municipal Games service costs.

License By-law

The Games are an extensive special event and thousands of visitors, athletes and officials from all over the world will join our citizens in celebration.

From February 8 to February 28, staff proposes relaxing licensing provisions for establishments that serve liquor to allow weekend service hours seven days per week. This change will not only simplify operating hours during the Games, but also create financial benefit for Vancouver restaurants and bars.

The proposed change will allow:

- restaurants and bars that normally serve liquor until 2:00 a.m. on weekends to serve liquor to 2:00 a.m. seven days per week, and
- bars that normally serve liquor until 3:00 a.m. on weekends to serve liquor until 3:00 a.m. seven days per week.

Licensees will still need approval from the provincial Liquor Control Branch to operate during those extended hours.

Staff also recommends that the city indicate to the Province its support of a 2 am closing for temporary Games-time liquor licences for private and public special event functions.

Noise Control By-law

The Existing By-law includes a number of noise control provisions which support the Games transportation plan by authorizing the Mayor to allow extended hours for garbage collection and deliveries and overnight servicing of Games sites, and to recognize increased activity throughout the city.

The Proposed By-law introduces additional amendments to the *Noise Control By-law* to:

- (a) authorize extended hours for construction activities at VANOC venues and city sites to allow for timely installation and removal of temporary buildings and other site infrastructure from January 1 to March 31; and
- (b) empower the City Manager and General Manager of Community Services, in addition to the Mayor (who currently has the power to permit increased noise) to permit increased noise levels during that same period.

Sign By-law

The *Sign By-law* regulates signs on private property. Signs require permits and are restricted in size as well as content (limits on third party advertising) to prevent uncontrolled proliferation of advertising and to preserve the aesthetics of Vancouver. The courts have upheld the *Sign By-law* as consistent with the *Canadian Charter of Rights and Freedoms*.

The Existing By-law relaxes the *Sign By-law* to allow for the installation and display of celebratory signage throughout the city leading up to, during, and after the Games. The

Proposed By-law modifies the rules related to celebratory signs to allow trademarks and other symbols of Olympic sponsors on celebratory signs.

Street and Traffic By-law

The Existing By-law amends the *Street and Traffic By-law* to restrict street performing, and advertising on streets around Games sites and on key transportation corridors. The by-law addresses the problems associated with illegal advertising including congestion and litter. In accordance with Council's direction, staff has reviewed these provisions in light of evolving plans. The Proposed By-law clarifies that these restrictions apply only to commercial advertising. Also, staff has reduced the areas and time frames of these restrictions.

When Council enacted the Existing By-law, Council sought clarification that the provisions related to advertising-matter would not impact the distribution of newspapers. The Proposed By-law clarifies that newspapers with no more than 70% advertising content (based on the Canada Post criteria) are not advertising-matter. As a result, the temporary restrictions on the distribution of advertising-matter near Games-related sites will not affect newspaper distribution.

Staff has also reviewed the provisions related to automatic changeable media on vehicles, and propose modifying the Existing By-law to prohibit only the actual changing of media copy on streets. Thus, vehicles may display advertising copy, but that copy must not change while the vehicle is operating or parked on streets from February 11 to February 28 and March 12 to 21.

Under the *Street and Traffic By-law*, street performers are able to operate without a permit in specified areas. Many of those areas are in the immediate vicinity of Games sites. Allowing unregulated street performers in these areas during the Games will conflict with permitted Games street based activities and contribute to congestion. The Proposed By-law temporarily removes the existing zones near the Games sites and introduces new areas where street performers may perform without a permit.

Ticket Offences By-law

The speed with which the city addresses by-law violations during the Games will be critical to ensure safety and enjoyment of the residents and visitors. Ticketing rather than conventional prosecution allows for more speedy and effective enforcement of the by-laws. An amendment to the *Ticket Offences By-law* to temporarily increase the number of by-laws that the city may enforce through tickets would enable more efficient and effective enforcement of these by-laws during the Games. The proposed fines under the tickets will be \$250 except for offences related to the *Fire By-law* which will be \$500, the current lowest fine provided under that by-law.

In special cases, e.g. repeat offenders, the city will continue to have the option of proceeding with a conventional prosecution process where, subject to Council approving the recommendation to increase maximum fines for the Fire By-law and the Proposed By-law, fines up to \$10,000 would be possible.

The following table lists the by-laws for which temporary ticketing power is proposed. More detailed description of the proposed *Ticket Offence By-law* provisions are listed starting in Table 6 of the Proposed By-law (Appendix A).

By-law	Ticket Offence Provisions
<i>Fire By-law</i>	Various offences related to unsafe conditions in buildings
<i>Single Room Accommodation By-law</i>	Rental of rooms in contravention of the by-law
<i>Street and Traffic By-law</i>	Display and distribution of advertising matter, street performing, failure to remove snow or ice from streets, defacing or postering street furniture, light standards, etc.
<i>Street Vending By-law</i>	Vending without permit
<i>Vehicle for Hire By-law</i>	Operation of taxis and limousines without a license; limousines occupying a taxi stand; taxi operators refusing to convey orderly person; pedicabs or rickshaws operating in unapproved areas; displaying of unauthorized advertising on a taxi, pedicab or rickshaw

Vehicles for Hire By-law

Under the *Vehicles for Hire By-law*, pedicab routes are restricted to ensure that pedicabs operate on streets where they will not create hazards for vehicles or pedestrians. With changes in traffic patterns and Games-related street closures there is a requirement to modify the routes that pedicabs can operate. The Proposed By-law temporarily amends the Vehicle for Hire By-law to change the routes where pedicabs will be allowed to operate from February 4 to March 1. For Council's information, pedicabs will be allowed to operate on the pedestrian corridors along with many other streets in the downtown.

The creation of pedestrian corridors will also allow rickshaws to operate within those corridors. Rickshaws will provide an additional sustainable transportation option within the downtown core during the Games. The proposed by-law contains provisions to regulate rickshaws including them under the definition of vehicles for hire whether or not they charge fee for service. The total number of allowed rickshaws would be restricted to 20 given the relatively small area of the city that they would be able to operate in and given that they will be operating alongside pedicabs (total allowed number 60). The rules regulating rickshaws would be similar to pedicabs including allowances for third party advertising on the rickshaws.

Robson Square

The Province of British Columbia intends to use Robson Square as a celebration site during the Games. Planned activities include the installation of celebratory signs, live entertainment, television broadcast production and other Games-related programming.

To facilitate the use of Robson Square as a celebration site, staff proposes adding Robson Square to the list of Games sites in the Proposed By-law. This would enable the temporary relaxation of the *Sign By-law* to apply to signs installed as part of the provincial celebration site, and would simplify the approval process for such signs. It would also allow for temporary relaxation of the *Noise Control By-law* in relation to activities at Robson Square. Finally, it would restrict street based commercial advertising and street performing to the streets in the immediate vicinity of the provincial celebration site at Robson Square, not including streets north of the Vancouver Art Gallery.

Fines

The Province has amended the *Vancouver Charter* to harmonize Vancouver maximum by-law fines with the fines allowed under the *Community Charter*. The *Community Charter* sets maximum fines for by-laws in other British Columbia municipalities. Council may now set by-law fines up to \$10,000. The court, based on the specific circumstances of the offence and the offender, then imposes the actual amount of the fine on a particular offender.

Staff recommends that Council, at this time, permanently amend the *Fire By-law* to increase maximum fines to \$10,000 to deter unsafe conduct during the Games (e.g., overcrowding). The Proposed By-law sets fines for violation of the Proposed By-law and temporary amendments to other by-laws contained in the Proposed By-law at a maximum of \$10,000.

Although the *Vancouver Charter* allows Council to impose imprisonment for up to six months for violation of a by-law, the city removed this penalty from almost all its by-laws many years ago. None of the by-laws referred to in this report include imprisonment as a penalty.

Enforcement Plan

Staff anticipates that the Games will create extensive demands on by-law enforcement resources. Inspectors will maximize the effectiveness of efforts to protect public safety and minimize impacts of by-law infringement on public enjoyment of the Games.

Subject to Council direction and any unexpected developments during the Games, it is proposed that during the Games, city by-laws be enforced in keeping with the following priorities:

- (a) Public safety issues, the goal being to ensure that restaurants and bars and clubs are not overcrowded, exits are not blocked, and that any other life safety issues are quickly addressed;
- (b) Public domain protection issues, the goal being to ensure that the public can use city streets and sidewalks without obstruction and can enjoy festivities without undue interference by commercial interests; and that related transportation issues concerning vehicles for hire are addressed; and
- (c) Aesthetic issues, the goal being to minimize littering, graffiti and commercial signs, so Vancouver can present its best face to the world.

These priorities are guidelines to help staff plan inspection activities. Specific inspection activity will be determined based on the individual circumstances.

To deal with the increased demands during the Games, inspection staff will be organized into teams composed of inspectors from Community Services, Engineering Services, Fire and Park Board. In total approximately 60 staff from various departments will be redeployed to focus on Games-time by-law compliance. These staff will be primarily deployed in the downtown core, and cover shifts seven days per week from 8:00 a.m. to 3:00 a.m. The primary resource requirements will be during the 17 days of the Olympic Games.

Some of these city staff will work as part of the Coordinated Enforcement team, a multi-jurisdictional team of Liquor Control Inspectors (Provincial), Property Use and Building Inspectors, Fire Prevention and Vancouver Police created to address issues with overcrowding and unsafe conditions in restaurants and bars (and unapproved Raves). This team will focus on the 1100 + licensed restaurants and 229 bars to ensure that public safety is not jeopardized due to overcrowding, blocked exits, or other life safety issues.

In addition to enforcing city by-laws, city inspectors will be act as Vancouver's representatives on the streets and assist visitors and residents with directions and information about Vancouver and the Games.

Delegation of authority

Inspections to ensure compliance with city by-laws during the Games will encompass both private and public lands.

Inspections in a cohesive and efficient manner will require that inspection staff be cross-trained and that in some cases, inspectors be delegated the authority to enforce other by-laws for the duration of the Games. This temporary delegation will be assigned by the appropriate authority (e.g., City Engineer, Chief Building Official, etc.) as needed.

Training

By-law inspectors from Community Services, Engineering Services, Fire and Park Board will be provided additional Games-related training in January 2010. The training will stress Council's message that by-law enforcement is to be carried out in a manner which is respectful of the individual freedoms of law abiding citizens, particularly the right to express political opinions including opinions that may be critical of the Games.

Non-Games-related enforcement

Due to redeployment of many inspection staff for Games-related inspections, enforcement of by-laws throughout the city will be prioritized based on the nature of the violation. Priorities elsewhere in the city will focus on public safety and protection of property.

Report Back

To ensure openness and accountability of by-law enforcement during the Games, staff proposes to report back to Council, within 90 days of the Games, on by-law enforcement activity during the Games. This report back will cover all Games related enforcement activity and include statistics on number and nature of enforcement steps taken. The report will also

review the effectiveness of individual temporary by-law amendments with the goal of recommending permanent by-law changes where appropriate.

FINANCIAL IMPLICATIONS

Enforcement of the proposed by-laws will require additional staff resources during the Games as described in this report. The City is now finalizing an agreement with its Games Partners to fund incremental costs of these enforcement resources.

COMMUNICATIONS PLAN

The city will continue to work with Games Partners, stakeholders and the public to communicate the:

- city's support for freedom of political expression
- intent and content of the Proposed By-law
- temporary nature and geographical limitations of the Proposed By-law,
- city's goals in developing the by-law and enforcement framework, and
- rules related to the relaxation of the *Sign By-law*, and the protocol for the use of the temporary powers under MEVA

CONCLUSION

Changes to the Existing By-law are required to address changes to the plans for the Games as well as changes to the Vancouver Charter. The Proposed By-law also modifies the Existing By-law to ensure that the right balance is struck between preventing illegal advertising while protecting the freedom of expression guaranteed under the *Canadian Charter of Rights and Freedoms*.

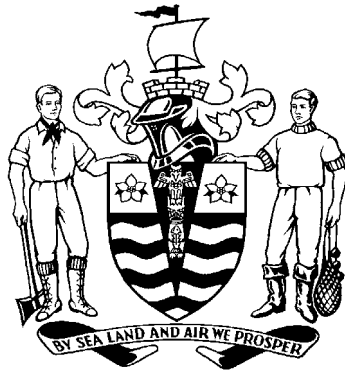
The Proposed By-law is essential for the success of the Games and staff recommends that Council adopt the Proposed By-law as set out in draft in Appendix A along with the other recommendations described in this report.

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APPENDIX "A"

2010 Winter Games By-law

CITY OF VANCOUVER
BRITISH COLUMBIA



2010 WINTER GAMES BY-LAW NO. _____

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BY-LAW NO. _____

Vancouver 2010 Olympic and Paralympic Winter Games By-law

PREAMBLE

Council wishes to:

- (a) facilitate, accommodate, enhance, and secure the unique experience of the 2010 Winter Games for citizens, participants, visitors, and all others engaged with the 2010 Winter Games; and
- (b) create a fair and reasonable balance between those aims and the rights and privileges which citizens of the city customarily enjoy.

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

SECTION 1
INTERPRETATION

Name of By-law

1.1 The name of this By-law, for citation, is the "2010 Winter Games By-law".

Definitions

1.2 In this By-law, unless the context otherwise requires:

"accredited vehicle" means a vehicle in respect of which VANOC has issued a vehicle access and parking permit;

"advertising matter" means anything capable of use or used to convey information or direct or attract attention for a commercial purpose including advertisement, business promotion, or promotion of a product, activity, or service but excluding any newspaper that:

- (a) contains a maximum ratio of 70% advertising, including all enclosures, to 30% news, editorial, and notices content,
- (b) publishes at least monthly,
- (c) serves the community through its news and editorial content, and
- (d) its publisher intends it for the public, and not for a special interest group;

"applicant owner" means

- (a) VANOC, in the case of a venue,
- (b) the city, in the case of a city site,
- (c) the Province, in the case of Robson Square, or
- (d) any person to whom the city has given permission to construct a special event facility or to alter an existing building as a special event facility, at a venue, city site, or private site or at Robson Square;

“by-law consultant” means, in the case of a special event facility at a:

- (a) venue, a certified professional appointed by VANOC,
- (b) city site, a certified professional appointed by the person to whom the city has given permission, by lease or otherwise, to construct the special event facility,
- (c) Robson Square, a registered professional appointed by the Province or the person to whom the city has given permission to construct the special event facility, and
- (d) private site, a registered professional appointed by the owner of the site or the person to whom the city has given permission to construct the special event facility;

“celebratory sign” means a sign that celebrates the 2010 Winter Games, and creates or enhances a festive environment and atmosphere for the 2010 Winter Games;

“Chief Building Official” means the individual appointed by Council to be the Chief Building Official or a person duly authorized to carry out the powers and duties of the Chief Building Official including any landscape development specialist, electrical inspector, or building policy engineer authorized by Council or the Chief Building Official to enforce by-laws;

“Chief License Inspector” means the individual appointed by Council to be the Chief License Inspector or a person duly authorized to carry out the powers and duties of the Chief License Inspector including any property use or other inspector authorized by Council or the Chief License Inspector to enforce by-laws;

“City Engineer” means the individual appointed by Council to be the General Manager of Engineering Services or a person duly authorized to carry out the powers and duties of the General Manager of Engineering Services including any street use inspector or parking enforcement officer authorized by Council or the City Engineer to enforce by-laws;

“City Manager” means the individual appointed by Council to be the City Manager or a person duly authorized to carry out the powers and duties of the City Manager;

“city site” means any site established, owned, or controlled by the city, and described in Part 1 of Schedule A to this By-law for:

- (a) live celebration of the 2010 Winter Games, and
- (b) administrative, cultural, or governmental protocol pavilions, facilities, or centres;

“city live site” means any city site described in Part 2 of Schedule A to this By-law;

“city live site licensee” means a person to whom the city has given a license to occupy space at a city live site;

“clustered modular building” means two or more modular buildings with an aggregate building area not more than 1000 m² installed side-by-side or back to back, with zero limiting distance between modular buildings;

“custom modular building” means a single storey temporary building consisting of combustible construction or noncombustible construction with combustible or noncombustible cladding, with a building area not more than 400 m² for a Group A major occupancy or not more than 1000 m² for a Group D major occupancy, and constructed with modular components assembled either on site or off site;

“Director of Planning” means the individual appointed by Council to be the Director of Planning or a person duly authorized to carry out the powers and duties of the Director of Planning;

“dwelling unit” has the meaning ascribed to it by section 2 of the Zoning and Development By-law;

“Fire Chief” means the individual appointed by Council to be the Fire Chief or a person duly authorized to carry out the powers and duties of the Fire Chief including any fire prevention officer authorized by Council or the City Engineer to enforce by-laws;

“games period” means that period of time from January 1, 2010 to March 31, 2010;

“General Manager of Olympic and Paralympic Operations” means the individual appointed by Council to be the General Manager of Olympic and Paralympic Operations or a person duly authorized to carry out the powers and duties of the General Manager of Olympic and Paralympic Operations;

“Managing Director of Cultural Services” means the individual appointed by Council to be the Managing Director of Cultural Services or a person duly authorized to carry out the powers and duties of the Managing Director of Cultural Services;

“metal sea container” means a metal transportable structure designed for the storage and transport of goods, the typical dimensions of which are 2.44 m in width, 2.59 m in height, and 6.1 m, 12.19 m, or 18.29 m in length;

“modular building” means a temporary building consisting of combustible construction or noncombustible construction with combustible or noncombustible cladding, with typical maximum dimensions measuring 4.27 m wide, 18.29 m long, and 2.44 m floor to ceiling height, in respect of which the exterior walls, floor, and roof need not be constructed as a fire separation;

“Olympic lane” means any portion of a street referred to in section 104(3) of the Street and Traffic By-law, being an amendment to the Street and Traffic By-law which Council is to enact under section 10 of this By-law, or which the City Engineer may later designate under section 104(3);

“parent by-law” means the Building By-law, City Land Regulation By-law, Graffiti By-law, License By-law, Noise Control By-law, Sign By-law, Street Distribution of Publications By-law, Street and Traffic By-law, Ticket Offences By-law, Vehicles for Hire By-law, Zoning and Development By-law, or CD-1 By-law No. 9733, as the case may be;

“pedestrian corridor” means any portion of a street referred to in section 104(2) of the Street and Traffic By-law, being an amendment to the Street and Traffic By-law which Council is to enact under section 10 of this By-law, or which the City Engineer may later designate under section 104(4);

“private site” means each parcel of real property owned by a person, firm, or corporation that is not a public body;

“Province” means the Province of British Columbia;

“rickshaw” means a vehicle propelled by the operator pushing or pulling the vehicle while on foot, and capable of carrying passengers;

“Robson Square” means the real property described in Part 3 of Schedule A to this By-law;

“special event facility” means a temporary building, tent, or interior fitout, or other temporary structure for or in connection with the 2010 Winter Games;

“street use special event” means a special event on a venue corridor or pedestrian corridor authorized by the city under a permit issued under section 104(11) of the Street and Traffic By-law, being an amendment to the Street and Traffic By-law which Council is to enact under section 10 of this By-law;

“supplementary tables” mean Tables 6 to 10 set out in section 2A of the Ticket Offences By-law, being an amendment to the Ticket Offences By-law which Council is to enact under section 11 of this By-law;

“2010 Winter Games” means the Vancouver 2010 Olympic and Paralympic Winter Games;

“temporary accommodation” means temporary bedroom accommodation and temporary dwelling unit accommodation;

“temporary bedroom accommodation” means the use of no more than one bedroom in a dwelling unit for the purpose of accommodating no more than two guests in connection with the 2010 Winter Games in return for rent or other consideration;

“temporary dwelling unit accommodation” means the use of a dwelling unit for the purpose of accommodating:

- (a) one or more guests all related to one another by blood, marriage, or adoption, or
- (b) no more than five unrelated guests,

in connection with the 2010 Winter Games in return for rent or other consideration;

“tent” includes air-supported structures;

“third party advertising” has the meaning ascribed to it by section 2.1 of the Sign By-law;

“VANOC” means the Vancouver Organizing Committee for the 2010 Olympic and Paralympic Winter Games established on September 30, 2003;

“venue” means any venue established, owned, or controlled by VANOC, for competition, non-competition, training, or support for the 2010 Winter Games, described in Schedule B to this By-law;

“venue corridor” means any portion of a street referred to in section 104(1) of the Street and Traffic By-law, being an amendment to the Street and Traffic By-law which Council is to enact under section 10 of this By-law, or which the City Engineer may later designate under section 104(4);

“wayfinding sign” means a sign that gives directions to a venue or city site or to Robson Square; and

“zone street” means any street within any area outlined in bold black in Schedule C to this By-law.

Use of definitions from this By-law in parent by-law

1.3 Where Section 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, or 14 of this By-law, in amending a parent by-law uses a term defined under section 1.2 of this By-law, any amendment of the parent by-law is to include such definition in its definition section in the appropriate alphabetical order but each such definition, when included in the parent by-law, is to conclude with the words “, except that this definition is to apply only for the purpose of amendments to this By-law made under the 2010 Winter Games By-law”.

Use of definitions from parent by-law in this By-law

1.4 Any term defined in a parent by-law applies to any provision of this By-law that relaxes or amends a provision of the parent by-law unless this By-law otherwise defines the term.

Table of contents

1.5 The table of contents for this By-law is for convenient reference only, and is not for use in interpreting or enforcing this By-law.

Schedules

1.6 Each schedule attached to this By-law forms part of this By-law, and of the parent by-law to which this By-law refers.

Severability

1.7 A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this By-law, and is not to affect the balance of this By-law.

SECTION 2 GENERAL PROVISIONS

Conflicts with parent and other by-laws

2.1 To the extent that this By-law:

- (a) authorizes a relaxation or amendment of a parent by-law, such relaxation or amendment applies despite anything to the contrary in the parent by-law;
- (b) conflicts with a parent by-law or another by-law, this By-law governs.

Compliance with parent by-laws

2.2 Except to the extent that this By-law expressly authorizes a relaxation or amendment of a parent by-law or otherwise provides:

- (a) a person must comply with the applicable parent by-law; and
- (b) all provisions of the applicable parent by-law including those provisions with regard to powers of entry, inspection, enforcement, violations, offences, non-compliance with notices or orders, and fines or penalties apply to the relaxed or amended use or regulation under this By-law.

Time limits

2.3 Except as otherwise set out in sections 8.1, 14.1, and 14.4, the relaxation or amendment of any by-law under this By-law, the rights and permissions set out in this By-law, and any permits or licenses issued under this By-law are to:

- (a) commence on the later of the date at the beginning of:
 - (i) the games period, and
 - (ii) any period set out in the following Table 1; and
- (b) have no further force or effect after the earlier of the date at the end of:
 - (i) the games period, and
 - (ii) any period set out in the following Table 1:

TABLE 1

Name of By-law	By-law provision	Period in 2010 during which by-law provision has force and effect
City Land Regulation By-law	Sections 4A and 4B set out in Section 4 of this By-law	February 11 to February 28
City Land Regulation By-law	Sections 4A and 4B set out in Section 4 of this By-law	March 12 to March 21
Graffiti By-law	Section 5.2	February 1 to March 21
License By-law	Section 24(3A) set out in Section 5 of this By-law	February 8 to February 28
Noise Control By-law	Subsection (b) of section 19A set out in Section 7 of this By-law	February 12 to February 28
Noise Control By-law	Subsection (c) of section 19A set out in Section 7 of this By-law	February 1 to February 28
Noise Control By-law	Section 7.2 set out in Section 7 of this By-law	February 11 to February 28
Street and Traffic By-law	Section 90A	February 1 to March 21
Street and Traffic By-law	Subsection (2) of Section 104 set out in Section 10 of this By-law	February 12 to February 28
Street and Traffic By-law	Subsection (3) of Section 104 set out in Section 10 of this By-law	February 4 to March 1
Street and Traffic By-law	Subsection (6) of Section 104 set out in Section 10 of this By-law	February 1 to March 21
Street and Traffic By-law	Subsection (7) of Section 104 set out in Section 10 of this By-law	February 11 to February 28
Street and Traffic By-law	Subsection (9)(a) of Section 104 set out in Section 10 of this By-law	February 11 to February 28
Street and Traffic By-law	Subsection (9)(a) of Section 104 set out in Section 10 of this By-law	March 12 to March 21
Street and Traffic By-law	Subsection (10) of Section 104 set	February 11 to February 28

	out in Section 10 of this By-law	
Ticket Offences By-law	Sections 2.7, 2A.1, 2A.2, 2A.3, 2A.4, 2A.5, 2A.6, and 2A.7 set out in Section 11 of this By-law	February 6 to March 21
Vehicles for Hire By-law	Sections 12.1 and 12.2 set out in Section 12 of this By-law	February 4 to March 1
Vehicles for Hire By-law	Section 12.3 set out in Section 12 of this By-law	February 12 to February 28

Application of relaxation or amendment

2.4 Any provision set out in any Section 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, or 14 of this By-law relaxes or amends the parent by-law identified in the heading to that Section.

SECTION 3 BUILDING BY-LAW NO. 9419

Numbering system

3.1 The numbering system used in section 3.7 is the same as that used in the Building By-law for articles, sentences, clauses, and subclauses.

Special event designation

3.2 Council hereby designates the 2010 Winter Games as a special event.

Provision for public space or activities

3.3 Council hereby determines that the proposed development, by way of the construction or installation of each special event facility, and the use of certain existing buildings or structures, at each:

- (a) venue or city site or at Robson Square in connection with competition, non-competition, training, or support for the 2010 Winter Games, makes provision for public space or activities or for a special event;
- (b) private site is in relation to a special event.

Relaxation of Building By-law

3.4 Subject to the conditions set out in this Section 3, Council hereby relaxes the provisions of the Building By-law referred to in this Section 3 in respect of each special event facility, and certain existing buildings or structures, at each venue or city site, at Robson Square, and at each private site.

Removal of special event facilities

3.5 Each applicant owner must remove each special event facility that does not comply with the Building By-law, or cause the special event facility or existing building to comply with the Building By-law, to the satisfaction of the Chief Building Official, within 60 days after expiry of the games period.

Definitions regarding relaxations

3.6 For the purpose of interpreting the relaxation provisions set out in section 3.7, Council deems the definitions set out in section 1.2 and used in this Section 3, and the terms used in those definitions which the Building By-law defines, to be in italics.

Relaxation provisions

3.7 Council hereby relaxes each of the following specific articles, sentences, clauses, and subclauses of each of Divisions A, B, and C of the Building By-law, to the extent and subject to the conditions set out in each relaxation or added to each specific article, sentence, clause, or subclause:

DIVISION A

Article 1.2.2.2. Storage on the Building Site

- 2) If a *metal sea container* is used for temporary storage of materials and equipment on a *building site*, the *metal sea container* must
 - a) be equipped with lighting under both normal and emergency power,
 - b) include padlocks to lock the latching mechanism in the open position to prevent the door latch from closing when doors are in open position,
 - c) include signage, to avoid persons being locked inside the container, posted on the exterior of the swing door and outlining the procedure set out in clause (b), and
 - d) if the *metal sea container* is used for the storage of *flammable liquids*, *combustible liquids*, or hazardous chemicals, include a placard posted on the entrance door that sets out the size and orientation requirements contained in the Transport Dangerous Goods Regulation, Part 4, under the Transportation of Dangerous Goods Act (Canada).

DIVISION B

Article 3.1.4.2 Protection of Foamed Plastics

- 2) Despite Sentence (1), if foamed plastic insulation has a *flame spread rating* of no more than 25, foam plastic insulation on the inside face of the walls and ceiling of *metal sea containers* with no thermal barrier is permissible.

Article 3.1.5.8. Combustible Flooring Elements

- 2) Wood members more than 50 mm but not more than 1 000 mm high applied directly above a *noncombustible* floor slab are permitted for the *construction* of a temporary raised platform in a *building* required to be of *noncombustible construction* provided the concealed spaces are fire stopped in conformance with Sentence 3.1.11.3.(2).
- 5) *Combustible* floor assemblies supported on *noncombustible* scaffolding are permitted for *special event facility* platforms for cameras, lighting, and similar support services.

Article 3.1.5.12. Combustible Insulation and its Protection

7) A factory-assembled non-*loadbearing* interior or exterior wall or ceiling panel containing foamed plastic insulation having a *flame-spread* rating of not more than 25 is permitted to be used in a *building* required to be of *noncombustible construction* provided

- a) the panel contains metal facing on both side that is adhered to a foamed plastic insulation core,
- b) the exposed edges of the panels are covered with metal caps,
- c) the *flame spread rating* of the foamed plastic insulation must be determined on the basis of not less than three tests conducted in accordance with CAN/ULC-S102, "Test for Surface Burning Characteristics of Building Materials and Assemblies", and
- d) the panel does not contain an air space.

Article 3.1.6.3. Clearance to Other Structures

5) Sentence (2) does not apply to *tents*.

Article 3.1.6.5. Flame Resistance

- 2) Despite Sentence (1), *tent* fabrics may conform to
 - a) NFPA 701, "Standard Methods of Fire Tests for Flame Propagation of Textiles and Films", 2004 edition, or
 - b) Certification of Registered Flame Resistant Product certified by the California Department of Forestry and Fire Protection, Office of the State Fire Marshall.

Subsection 3.1.6. Tents and Air-Supported Structures

3.1.6.7. Mezzanines within tents

- 1) If
 - a) the *mezzanine* complies with Sentence 3.2.1.1.(5),
 - b) the structural framing supporting the *mezzanine* is *noncombustible construction*, and
 - c) the *mezzanine* floor is constructed of either *noncombustible* material or *fire-retardant treated* wood sheathing,

then up to 2 levels of *mezzanine* within *tents* is permissible.

Article 3.1.7.1. Determination of Ratings

3) Despite Sentence 3.1.7.1.(1), if the required *fire-resistant rating* of the temporary *fire separation* wall is not more than 1 hour, every joint in the drywall is fastened to a wood stud or wood blocking with a minimum thickness of 38 mm, and the gap between adjacent sheets is not more than 6 mm, taping and filling the joints between drywall sheathing in *fire separation* walls is not necessary.

Article 3.1.11.3. Fire Stopping between Nailing and Supporting Elements

2) In a *building* required to be of *noncombustible construction*, fire stops conforming to Article 3.1.11.7. must be provided in the concealed spaces created by the wood members permitted by Sentence 3.1.5.8.(2) so that the maximum area of a concealed space is not more than 100 m².

Article 3.1.12.1. Flame-Spread Rating and Smoke Developed Classification

4) Despite Sentences 3.1.12.1.(1) and (2), ASTM E84–09 “Standard Test Method for Surface Burning Characteristics of Building Materials” is an acceptable test standard for *flame spread ratings*.

Article 3.2.1.1. Exceptions in Determining Building Height

4) Except as required by Sentence (5), the space above a *mezzanine* need not be considered as a *storey* in calculating the *building height*, provided

- a) the aggregate area of *mezzanines* that are not superimposed and do not meet the conditions of Sentence (3) does not exceed 10% of the *floor area* in which they are located, and
- b) the area of a *mezzanine* in a *suite* does not exceed 10% of the area of that *suite*, except that the area of a *mezzanine* in a *tent* is not to exceed 15% of the floor area in which it is located.

5) Except as permitted by Sentence (6), each level of *mezzanine* that is partly or wholly superimposed above the first level of *mezzanine* must be considered as a *storey* in calculating the *building height*, except that for a *tent* if

- a) each *mezzanine* level complies with Sentence 3.2.1.1.(4),
- b) the means of *egress* from the lowest and uppermost *mezzanine* levels comply with Sentence 3.4.4.2.(2),
- c) *in the case of two egress stairs provided for the lowest mezzanine level*, the *occupant load* of the *mezzanine* does not exceed 100,
- d) the *building* is equipped with a fire alarm system with smoke detectors on each floor level, and
- e) for the purposes of Sentence 3.2.1.1.(4), the *mezzanine* area is the area of each individual *mezzanine* level rather than the aggregate of both levels,

then the *mezzanine* above the first level of *mezzanine* to be considered a *storey* is exempt from the calculation of *building height*.

Article 3.2.1.2. Storage Garage Considered as a Separate Building

4) Despite anything to the contrary in this By-law, the installation of temporary *modular buildings* or *custom modular buildings* and *tents* on top of *existing buildings* is permissible whether or not they meet the requirements of Article 3.2.1.2.

Article 3.2.2.25. Group A, Division 2, up to 2 Storeys

3) Despite Sentence (2), if:

- a) a *combustible tent* fabric is flame resistant,
- b) *fire-retardant treated wood* sheathing is used as the structural floor sheathing for any floor assembly constructed with *combustible* floor, and
- c) a fire alarm system is installed in the *tent* with *smoke detectors* installed in both *storeys*,
unsprinklered 2-storey *tents* that have a *building area* not exceeding 800 m² are permissible.

Article 3.2.2.28. Group A, Division 2, One Storey

2) Despite Sentence (1), if one or more *modular buildings* or *custom modular buildings* are installed adjacent, or attached, to a *tent*, a *clustered modular building* or *custom modular building* may have a maximum aggregate *building area* of no more than 400 m², except that, if a *custom modular building* is equipped with a fire alarm system including smoke detectors, the maximum *building area* or aggregate *building area* may increase to no more than 1 500 m².

Article 3.2.2.53. Group D, up to 3 Storeys

3) Despite Sentence (2)

- a) floor assemblies of up to 3 vertically stacked *modular buildings* need not be constructed as *fire separations*, and
 - b) *loadbearing* walls of *modular buildings* or *custom modular buildings* need not have a *fire-resistance rating*.
- 4) Up to 3 vertically stacked *modular buildings* must have the following features
- a) each *modular building*, and each *modular building* in a stack, must be equipped with minimum 2 hard wired *smoke alarms*,
 - b) the *smoke alarms* must be interconnected so that, if one alarm is activated, it will cause all alarms within stacked or *clustered modular buildings* to sound an *alarm signal*,
 - c) two fire extinguishers must be provided within each *modular building*, and
 - d) liquid or gas fuel-fired appliances must not be used in elevated or stacked *modular buildings* or *custom modular buildings*.

Article 3.2.2.55. Group D, up to 2 Storeys

3) Despite Sentence (2)

- a) floor assemblies of up to 2 vertically stacked *modular buildings* need not be constructed as *fire separations*, and
 - b) *loadbearing* walls of *modular buildings* or *custom modular buildings* need not have a *fire-resistance rating*.
- 4) Up to 2 vertically stacked *modular buildings* must have the following features
- a) each *modular building*, and each *modular building* in a stack, must be equipped with at least 2 hard wired *smoke alarms*,
 - b) the *smoke alarms* must be interconnected so that, if one alarm is activated, it must cause all alarms within stacked or *clustered modular buildings* to sound an *alarm signal*,
 - c) two fire extinguishers must be provided within each *modular building*,
 - d) liquid or gas fuel-fired appliances must not be used in an elevated or stacked *modular building*, and
 - e) the unsprinklered *building area* for a 2-storey office *building* must not exceed 800 m² with *noncombustible* floor assembly.
- 5) Despite Sentence (1), if one or more *modular buildings* or *custom modular buildings* are installed adjacent, or attached, to a *tent*, a *clustered modular building* or *custom modular building* may have a maximum aggregate *building area* of no more than 1 000 m².
- 6) Despite this Article 3.2.2.55., if a 2-storey *tent*
- a) has a *building area* not exceeding 800 m²,
 - b) the *combustible tent* fabric is flame resistant,
 - c) the floor assembly consists of *combustible* floor, *fire-retardant treated wood* sheathing as the structural floor sheathing, and
 - d) has a fire alarm system that has smoke detectors installed in both *storeys*,
- then sprinklering of the *tent* is not necessary.

Article 3.2.3.1. Limiting Distance and Area of Unprotected Openings

- 2) The area of the *unprotected openings* in an *exposing building face* must be the aggregate area of *unprotected openings* expressed as a percentage of the area of the *exposing building face* in [Table 3.2.3.1.A](#), [Table 3.2.3.1.B](#), [Table 3.2.3.1.C](#), or [Table 3.2.3.1.D](#), except that *modular buildings*, *custom modular buildings*, *clustered modular building*, or stacked *modular buildings* may have 100% *unprotected openings* with a minimum of 3 m separation between the exposing *building face* of *buildings*.

Article 3.2.3.6. Combustible Projections

2) Despite Sentence (1), if the exposed surface of a *combustible* structure and finishes of a projection has a *flame spread rating* of no more than 25, *combustible* projections constructed less than 1.2 m but not less than 600 mm from the property line or from any other *building* on the same property are permissible.

Article 3.2.4.1. Determination of Requirement for a Fire Alarm System

6) Despite Sentence (2), a fire alarm system need not be provided for a *tent* unless specified in this By-law.

Article 3.2.5.1. Access to Above Grade Storeys

1) Except for *storeys* below the *first storey*, *modular buildings*, *custom modular buildings*, *clustered modular buildings*, stacked *modular buildings*, or *tents*, direct access for firefighting must be provided from the outdoors to every *storey* that is not *sprinklered* throughout and whose floor level is less than 25 m above *grade*, by at least one unobstructed window or access panel for each 15 m of wall in each wall required to face a *street* by [Subsection 3.2.2.](#)

4) Except for *modular buildings*, *custom modular buildings*, *clustered modular building*, stacked *modular buildings*, or *tents*, where locking devices to prevent access to *floor areas* are installed on *exit* doors either

a) a master key to operate the locking devices must be provided in an *acceptable* location accessible to fire fighters, or

b) the *exit* door must be provided with a wired glass panel not less than 0.0645 m² in area, and be located not more than 300 mm from the door opening hardware.

Article 3.2.5.5. Location of Access Routes and Paths of Travel

2) Except as provided by Sentence (3), access routes required by Article 3.2.5.4. must be located so that the principal entrance is located not more than 45 m from the closest portion of the access route required for fire department use, measured horizontally along the path of travel from the access route to the principal entrance of each *special event facility* provided

a) each *modular building, custom modular building, tent, or metal sea container* must have a designated number posted on or above the entrance door,

b) *Robson Square* and each *venue, city site, or private site* must have a graphic site plan indicating the location and numbering of each *special event facility*, which graphic site plan must be posted at the main entrance to Robson Square and each venue, city site, and private site.

Article 3.2.5.13. Automatic Sprinkler Systems

11) Despite Sentence (1), areas beneath the bleacher seating need not be sprinklered provided

a) signage must be posted in the unoccupied space beneath the bleacher seating that reads "No Storage Permitted in This Area",

b) only staff and cleanup crews shall be permitted in the unoccupied space beneath the bleacher seating,

c) cleanup crews must clean up debris from the unoccupied space beneath the bleacher seating at the end of each day, and

d) the only occupied space beneath the bleacher seating is used as a pedestrian walkway for access to the bleacher seating.

12) Despite Sentence (1), additional sprinkler heads need not be installed beneath the temporary ceilings that are installed in existing sprinklered *buildings* provided

a) installations of ceilings must be limited to concentrated areas of not more than 50% of the sprinkler design area as determined by NFPA 13 for the relevant hazard classification,

b) concentrated areas of temporary ceilings must be separated from adjacent temporary ceilings by a minimum horizontal distance of 3 m,

c) space beneath the temporary ceiling must not contain any hazardous materials, and

d) trained personnel for fire watch must be provided for each such *building*.

13) Despite Sentence (1), if temporary partition walls are installed in sprinklered *buildings*, additional sprinkler heads need not be provided to accommodate the temporary partition walls provided

- (a) temporary partition walls are installed not less than 300 mm horizontally from any existing sprinkler heads, and
- (b) trained personnel for fire watch is provided for each such *building*.

Article 3.2.7.1. Minimum Lighting Requirements

4) Despite Sentence (1), all newly constructed temporary non-public stairs as described in Sentence 3.4.6.7.(7) must be equipped to provide illumination to an average level not less than 100 Lx at stair landing or tread.

Article 3.2.7.3. Emergency Lighting

5) Despite Sentence (1), if the general site lighting provides an average level of illumination not less than 10 lx under emergency power, the requirement for emergency lighting on the exterior of *modular buildings* or *custom modular buildings* is not necessary.

Article 3.3.1.13. Doors and Door Hardware

13) Despite Sentence (2), if

- a) the entry and egress doors for temporary enclosures created within *existing buildings* are fence type gates complete with chains and padlocks, and
- b) signage within the enclosure reads "Door to remain unlocked when room is occupied",

using panel fencing or chain link fencing for such temporary enclosures is permissible.

4) Despite Clause 3.3.13.(10)(c), door knobs for all back of house doors not used by the general public are permissible.

Article 3.3.1.14. Ramps and Stairways

3) Despite Sentence (1), if the height of a platform such as a medal platform or commentator platform is no more than 600 mm above the finished floor, a handrail at the stairs that lead to the platform is not necessary.

Article 3.3.1.18. Guards

6) Despite Clause 1(c), this By-law waives the requirement for guards at the front, sides, and back of elevated platforms used for media broadcasts such as medal presentations, ceremonies, and announcement positions; at camera platforms where the guard could restrict visibility of the camera site lines; and at audio, video, and lighting platforms.

Article 3.3.2.2. Fire Separations

3) If usable space exists under tiers of seats in arena-type *buildings* or *tents*, *fire separation* between the space and the seats is not required, and the space need not be *sprinklered*.

Article 3.3.2.5. Aisles

6) The length of travel from a *building* to an *exit* door of a *tent*, which is installed adjacent to such *building*, by any aisle must be not more than 70 m provided

a) trained personnel must be available at all times to assist occupants to evacuate, and the path of travel from the exterior *exit* doors of the *building* to the exterior *exit* doors of the adjacent *tent* must be kept clear,

b) trained personnel must be provided at a minimum ratio of 1 per 500 spectators,

c) training procedures for the trained personnel must include fire drill training,

d) trained personnel must be equipped with voice communication devices to notify occupants of the emergency evacuation routes and procedures,

e) each *building* and associated *special event facility* must have a fire and emergency evacuation plan, and

f) fire watch procedures must be based on NFPA 101, "Life Safety Code", 2006 Edition.

Article 3.3.2.9. Guards

5) If the level area for wheelchair viewing positions is more than 600 mm above the ground or floor, it must be protected with a guard in front of the viewing position not less than 840 mm high above the level area.

6) If non-fixed seats for companions are provided adjacent to wheelchair viewing positions, the guard height in front of these non-fixed seats may be reduced to not less than 840 mm.

Article 3.3.5.6. Storage Garage Separation

2) Despite Sentence (1), neither:

- a) a fire separation between a storage garage and a temporary facility such as fencing for storage in a parkade, nor
- b) the fire resistance rating for temporary office build-outs within a parkade, is necessary.

Article 3.4.2.2. Means of Egress from Mezzanines

3) At least half of the required means of *egress* from a *mezzanine* must comply with Sentence (1) if the *mezzanine* is not required to terminate at a *fire separation* as permitted by Sentence 3.2.8.2.(1), except that this sentence must not apply to temporary buildings.

Article 3.4.5.1. Exit Signs

7) Despite Sentences (2) and (3), self-illuminated *exit* signs may be used for *special event facilities* provided

- a) the *exit* sign complies with the requirements of ULC/ORD C924-02 "Photoluminescent and Self-luminous Exit Signs", and
- b) the *exit* sign has been evaluated by the Canadian Construction Materials Centre, and is currently listed in the Registry of Product Evaluations.

Article 3.4.6.4. Handrails

7) Except for non-public stairs that serve a *special event facility* where work functions cannot reasonably be expected to be performed by persons with disabilities, at least one handrail at the side of a stairway or ramp must extend horizontally not less than 300 mm beyond the top and bottom of the stairway or ramp.

11) Despite Sentence (7), the hand rail extensions may extend vertically downward not less than 300 mm beyond the top and bottom of the stairway.

12) Despite Sentence (1), if the height of a platform such as a medal platform or commentator platform is no more than 600 mm above the finished floor, a handrail at the stairs that lead to the platform is not necessary.

Article 3.4.6.5. Guards

5) There must be no opening that permits the passage of a sphere whose diameter is more than 100 mm through a *guard* for an *exit*, except for

- a) guards on stairs that are used only by staff or work force volunteers, and
- b) egress stairs that serve bleacher seating, in which case the triangular space created by the stair tread, stair rise, and the underside of the guard may have an opening size that could permit the passage of a sphere whose diameter does not exceed 200 mm.

7) A *guard* must be designed so that no member, attachment, or opening located between 140 mm and 900 mm above the level being protected by the *guard* will facilitate climbing, except for

- a) guards on stairs that are used only by staff or work force volunteers, and
- b) the installation of rosettes in the vertical posts of scaffolding type bleachers.

Article 3.4.6.7. Treads, Risers and Tactile Warning

7) Despite Sentence (1), all newly constructed temporary non-public stairs where work functions cannot reasonably be expected to be performed by persons with disabilities may have open risers, and existing rental stairs that do not serve the general public may have

- a) a run of not less than 250 mm between successive steps,
- b) a rise between successive treads not less than 125 mm and not more than 190 mm, and
- c) open risers.

8) Despite Sentence (1)(a), rental stairs that are part of a bleacher system may have a run of not less than 250 mm between successive steps.

Article 3.4.6.11. Direction of Door Swing

1) Except for doors serving a single *dwelling unit* and except as permitted by Sentences (2), (3), or (4) or Article 3.4.6.13., every *exit* door must

- a) open in the direction of *exit* travel, and
- b) swing on its vertical axis.

- 3) *Exit* doors for *tents* may be equipped with fabric flaps, tie straps, zippers, or VELCRO brand or equivalent hook and loop fasteners in lieu of doors that swing on a vertical axis provided
 - a) a minimum of two *exit* doors must be provided for each *tent*, and
 - b) the *occupant load* of the *tent* must not exceed 60.
- 4) Temporary sliding gates may be installed in the *exit* path instead of an *exit* door opening in the direction of *exit* travel and swinging on its vertical axis provided
 - a) gates must be opened during normal operating hours, and manned with security personnel,
 - b) gates must be closed during non-operating hours, and locked with chains and a padlock,
 - c) operational procedures must be in place to ensure that the chains and padlock are removed during operating hours, and
 - d) security personnel must be trained for emergency evacuation procedures, and must remain in the vicinity of the *exit* gates.

Article 3.4.6.15. Door Release Hardware

- 1) Locking, latching, and other fastening devices on a principal entrance door to a *building* as well as on every *exit* door must permit the door to be readily opened from the inside with not more than one releasing operation and without requiring keys, special devices, or specialized knowledge of the door opening mechanism, except
 - a) for devices on doors serving a *contained use area* or an *impeded egress zone* designed to be remotely released in conformance with [Article 3.3.1.13.](#),
 - b) as permitted by [Sentence \(4\)](#) and [Article 3.4.6.16.](#),
 - c) that *exit* doors for *tents* may be equipped with fabric flaps, tie straps, zippers, or VELCRO brand or equivalent hook and loop fasteners in lieu of swing doors provided
 - i) a minimum of two *exit* doors must be provided for each *tent*, and
 - ii) the *occupant load* of the *tent* must not exceed 60, and

- d) temporary sliding gates may be installed in the *exit* path in lieu of an *exit* door opening in the direction of exit travel and swinging on its vertical axis provided
 - i) gates must be opened during normal operating hours, and manned with security personnel,
 - ii) gates must be closed during non-operating hours, and locked with chains and a padlock,
 - iii) operational procedures must be in place to ensure that the chains and padlock are removed during operating hours, and
 - iv) security personnel must be trained for emergency evacuation procedures, and must remain in the vicinity of the *exit* gates.

Article 3.8.3.19. Egress from Floor Areas

- 6) In the case of a temporary building with regard to a Group A2 or Group D major occupancy, a balcony may be provided to satisfy the requirements of Sentence (1) if it
 - a) has direct access from the suite or floor area,
 - b) is not less than 1.5 m deep from the outside face of the exterior wall to the inside edge of the balcony, and
 - c) contains at least two spaces for non-ambulatory persons, each of which spaces is to measure at least 1 220 mm x 1 220 mm.

Article 4.1.1.3. Design Requirements

- 6) Single *storey modular buildings* need not be designed for earthquake load and effects, or wind load.
- 7) Stacked *modular buildings*, *modular buildings* that are supported on scaffolding, or *custom modular buildings* must be designed for wind load but need not be designed for earthquake load and effects.
- 8) *Tents*, scaffolding, and platforms need not be designed for earthquake load and effects.

Article 4.1.6.1. Specified Load Due to Rain or to Snow and Associated Rain

- 2) Despite Sentence (1), a *tent* may be designed for a minimum specified snow load (S) of 0.48 kPa provided
 - a) snow removal must commence when the depth of roof snow exceeds 50 mm, and must be removed before the accumulation reaches 100 mm,

- b) electric heaters must be provided for all enclosed *tents* to assist in melting the roof snow, and must be used and located as recommended by the manufacturer to avoid any fire hazard, and
- c) electric heaters must start up immediately after initial erection of the *tent*, and must run continuously until the removal of the *tent*.

Article 4.1.7.1. Specified Wind Load

- 4) The reference velocity pressure, q , must be the appropriate value determined in conformance with Subsection 1.1.3., based on a probability of being exceeded in any one year of 1 in 50 or, in the case of a *special event facility*, of 1 in 10.

Article 4.1.8.17. Elements of Structures, Non-structural Components and Equipment

- 14) Despite this Article 4.1.8.17., seismic bracing of non-structural elements for temporary use is not necessary.

Article 4.2.2.1. Subsurface Investigation

- 1) Except for a *special event facility*, a *subsurface investigation*, including *groundwater* conditions, must be carried out by or under the direction of a professional engineer having knowledge and experience in planning and executing such investigations to a degree appropriate for the *building* and its use, the ground, and the surrounding site conditions.
- 2) *Foundation* design for a *special event facility* must be designed based on a maximum 144 kPa allowable bearing pressure for soil for *modular buildings* and *metal sea containers*, and a maximum 96 kPa allowable bearing pressure for all other *special event facilities*.

Article 4.2.4.1. Design Basis

- 7) Tie down anchors are not required for single *storey modular buildings*, *custom modular buildings*, or single *storey clustered modular buildings* when the floor level is less than 1.5 meters above adjacent ground level.

Article 4.2.4.4. Depth of Foundations

- 2) The *bearing surface* of a *foundation* need not be below the level of potential damage from frost where the *foundation*
 - a) is designed against *frost action*,
 - b) overlies material not susceptible to *frost action*, or
 - c) is for a *special event facility*.

Part 5 Environmental Separation

Part 5 is not to apply to special event facilities.

Article 6.2.2.1. Natural Ventilation

1) Except as provided in Sentence (3) and for *tents*, all *buildings* must be ventilated in accordance with this Part.

Article 6.2.2.6. Commercial Cooking Equipment

5) Despite Sentence (1), and if access panels for clean outs are provided in the ducts at all elbows and at 6 m spacing straight runs, 26 gauge galvanized sheet metal ducts for short term use kitchen exhaust ducts with seams are permissible.

Article 7.2.2.6. Low Consumption Water Closets

(2) Despite Sentence 7.2.10.6.(2), there is no maximum water consumption of water closets for temporary facilities.

Article 7.2.2.7. Low Consumption Urinals

(2) Despite Sentence 7.2.2.7.(1), there is no maximum water consumption of urinals for temporary facilities.

Article 7.2.10.6. Supply and Waste Fittings

(3) Despite Sentence 7.2.10.6.(2), there are no requirements for faucets and shower heads for temporary facilities.

Article 7.4.2.1. Connections to Sanitary Drainage Systems

f) Portable water closets that are part of a *special event facility* need not be connected to the *sanitary drainage system*.

Article 7.4.2.4. Connections to Storm Drainage Systems

1) Except as provided in Sentences (2) and (3), all roof and paved areas must drain to a *storm drainage system*.

3) Roofs and paved areas of a *special event facility* need not comply with Sentence (1).

DIVISION C

Article 1A.3.4.2. Assure Compliance

2) Despite Sentence (1), for a *special event facility* at a *venue*, *VANOC* must cause its *by-law consultant* to collect all letters referred to in Sentence (1), and the *applicant owner* must retain those letters.

Article 1A.7.2.2. Application Form

2) In addition to the requirements of Sentence (1), for a *special event facility*, the *applicant owner* must submit, with the application a

a) 2010 Winter Games Special Event Facility Building Permit Application Confirmation in the form attached as Schedule D to this By-law, and

b) 2010 Winter Games Special Event Facility Confirmation of Commitment By Applicant Owner and By-law Consultant in the form attached as Schedule E to this By-law,

signed, as required therein, by the *applicant owner* and signed and professionally sealed by the appropriate *by-law consultant*.

3) Despite Clause (1)(c), for a *special event facility*, *VANOC*, in the case of a *venue*, must cause its *by-law consultant* to collect all plans and specifications referred to in Clause (1)(c), and *VANOC* must retain those plans and specifications.

Article 1A.7.2.5. Fee Schedule

1) *Permit* fees must be calculated in accordance with the Fee Schedule to the Building By-law, except that the *permit* fee for a *special event facility* is to be \$100.00, and the fees for *construction* without a *permit* are as outlined in Article 1A.7.9.1.

Article 1A.8.2.1. Occupancy Permit Required

3) Despite Sentence (1), for a *special event facility*, the *applicant owner*, instead of obtaining an *occupancy permit*, must cause its *by-law consultant* to deliver to the *Chief Building Official* a

a) 2010 Winter Games Special Event Facility Design and Inspection Checklist in the form attached as Schedule F to this By-law, and

b) 2010 Winter Games Special Event Facility Final Inspection and Occupancy Checklist in the form attached as Schedule G to this By-law, signed and professionally sealed by the *by-law consultant*.

1A.10.1.5. Fence, boarding, and barricade regulations

1) An *applicant owner* must not suffer or permit the installation or placement of any sign or advertising matter on any fence, boarding, or barricade referred to in Article 8.2.1.3. of Division B, except with the permission of the City Engineer and subject to the following requirements

- a) third party advertising is not permissible,
- b) the City Engineer may allow advertisements related to the project on the site such as the number of dwelling units,
- c) the City Engineer may allow art work, and
- d) the City Engineer's permission may be subject to such conditions as the City Engineer considers necessary or advisable.

2) The *applicant owner* must remove immediately from any fence, boarding, or barricade referred to in Sentence (1) any illegal sign, advertising matter, or graffiti.

3) The *City Engineer* may remove from any fence, boarding, or barricade referred to in Sentence (1) any illegal sign, advertising matter, or graffiti, and may charge the cost of doing so to the *applicant owner*.

Article 1.3.3.7. Energy Use

1) Except as permitted in Sentence (2) and for *special event facilities*, all *buildings* referred to in Sentences 1.3.3.2.(1) and 9.25.1.1.(3) of Division B must comply with the energy efficient design requirements of ANSI/ASHRAE/IESNA 90.1, "Energy Standard for Building Except Low-Rise Residential Buildings".

SECTION 4 CITY LAND REGULATION BY-LAW NO. 8735

Requirements regarding city live sites

4. After section 4 of the City Land Regulation By-law, Council adds:

"Prohibitions regarding city live sites

4A. In addition to the requirements set out in this By-law, a person must not:

- (a) bring onto a city live site any:
 - (i) weapon,
 - (ii) object, including any rock, stick, or glass or metal bottle useable as a weapon, except for crutches or a cane that a person who is elderly or disabled uses as a mobility aid,

- (iii) large object, including any bag, or luggage that exceeds 23 x 40 x 55 centimetres,
- (iv) voice amplification equipment including any megaphone,
- (v) motorized vehicle, except for a motorized wheel chair or scooter that a person who is elderly or disabled uses as a mobility aid,
- (vi) anything that makes noise that interferes with the enjoyment of entertainment on a city live site by other persons, or
- (vii) alcohol;

unless that person is a live site licensee expressly authorized by the city to do so;

- (b) a person must not unreasonably interfere with the enjoyment of entertainment on a city live site by other persons;
- (c) sell any product or service on a live site unless that person is a live site licensee expressly authorized by the city to do so; or
- (d) exhibit, display, visually project, place, install, or distribute any advertising matter at a city live site unless that person is a live site licensee expressly authorized by the city to do so.

Security measures regarding city live sites

4B. The city, at a city live site, may:

- (a) install and monitor airport style and other security measures including magnetometers and X-ray machines;
- (b) install and monitor closed circuit television cameras;
- (c) search any person who wishes to enter on a city live site, and any bag, luggage, or other container carried by such person; and
- (d) prohibit access to, or remove from, a city live site any person who fails to comply with any requirement of section 4A or who refuses to submit to a search under section 4B(c)."

**SECTION 5
GRAFFITI BY-LAW NO. 7343**

References to occupier

5.1 In the Graffiti By-law, Council:

- (a) from section 5, strikes out "occupant", and substitutes "occupier"; and
- (b) to each of sections 6, 7, 8, and 9, after "owner", each time it appears, adds "or occupier".

Removal of graffiti

5.2 The city, pursuant to the powers granted to it under sections 31 and 33 of the Municipalities Enabling and Validating Act (No. 3)(British Columbia), may enter on real property at reasonable times and in a reasonable manner to remove graffiti at the city's expense.

**SECTION 6
LICENSE BY-LAW NO. 4450**

Liquor service hours

6.1 After the last provision of section 24.3 of the License By-law, Council adds:

"RESTAURANTS WITH LIQUOR SERVICE AND LIQUOR ESTABLISHMENTS

24.3A The owner or operator of a:

- (a) restaurant - class 1 with liquor service, restaurant - class 2 with liquor service, or liquor establishment who, under this By-law, must stop serving liquor before 2 a.m. on any day, may serve liquor until 2 a.m; and
- (b) liquor establishment who, under this By-law, may serve liquor until 3 a.m. on weekends, may serve liquor until 3 a.m. on any day"

Temporary accommodation

6.2 After section 26.1 of the License By-law, Council adds:

"TEMPORARY ACCOMMODATION

26.1A (1) Council hereby establishes the provision of temporary dwelling unit accommodation as a class of business.

- (2) A person who applies for a license must provide, with the application, a license fee of \$106.00 for temporary dwelling unit accommodation.
- (3) A license to provide temporary accommodation is not transferable.”

**SECTION 7
NOISE CONTROL BY-LAW NO. 6555**

Mayor’s permission for noise

7.1 After section 19 of the Noise Control By-law, Council adds:

“Permission regarding noise related to the 2010 Winter Games

19A. The Mayor, City Manager, or General Manager of Community Services may permit noises arising from the following activities or circumstances subject to the following restrictions and to such further restrictions as the Mayor, City Manager, or General Manager of Community Services may impose from time to time:

- (a) the repair, maintenance, or operation of structures, facilities, equipment, and vehicles, and the installation and removal of temporary overlay, for or in connection with the 2010 Winter Games:
 - (i) 24 hours each day at venues, city sites, and Robson Square, and
 - (ii) during such extended hours as the Mayor, City Manager, or General Manager of Community Services considers necessary or desirable, other than at venues, city sites, and Robson Square, if road closures, in the opinion of the Mayor, City Manager, or General Manager of Community Services, are having an adverse effect on the timeliness of such repair and maintenance;
- (b) solid waste removal:
 - (i) 24 hours each day from venues, city sites, and Robson Square,
 - (ii) 5 a.m. to midnight Monday to Friday, and 8 a.m. to midnight Saturday and Sunday, from the downtown area,
 - (iii) 6 a.m. to 8 p.m. Monday to Friday, and 8 a.m. to 8 p.m. Saturday and Sunday, other than at venues, city sites, Robson Square, and the downtown area, and
 - (iv) during such extended hours as the Mayor, City Manager, or General Manager of Community Services considers necessary or desirable, other than at venues, city sites, and Robson Square, if road closures, in the opinion of the Mayor, City Manager, or

General Manager of Community Services, are having an adverse effect on the timeliness of such solid waste removal;

- (c) deliveries:
 - (i) 24 hours each day to and from venues, city sites, and Robson Square, and the 24 hour delivery zone shown on the map attached as Schedule H to the 2010 Winter Games By-law, and to be labelled as Schedule G to this By-law, and
 - (ii) during such extended hours as the Mayor, City Manager, or General Manager of Community Services considers necessary or desirable, other than at venues, city sites, and Robson Square, and such 24 hour delivery zone, if road closures, in the Mayor's opinion, are having an adverse effect on the timeliness of such deliveries;
- (d) portable toilet pumping:
 - (i) 24 hours each day at venues, city sites, and Robson Square, and
 - (ii) during such extended hours as the Mayor, City Manager, or General Manager of Community Services considers necessary or desirable, other than at venues, city sites, and Robson Square, if road closures, in the opinion of the Mayor, City Manager, or General Manager of Community Services, are having an adverse effect on the timeliness of such portable toilet pumping;
- (e) radio and television broadcast production including setting up studios in public areas 24 hours each day;
- (f) public address systems and voice amplification systems from 8 a.m. to midnight each day at venues, city sites, and Robson Square;
- (g) music and other forms of entertainment from 8 a.m. to midnight each day at venues, city sites, and Robson Square; and
- (h) such other activities or circumstances as the Mayor, City Manager, or General Manager of Community Services considers necessary or desirable."

Definition of "daytime"

7.2 Council repeals the definition of "daytime" set out in section 2 of the Noise Control By-law, and substitutes:

' "daytime" means from the hours between 7 a.m. and 12 a.m. Monday to Friday, and between 8 a.m. and 12 a.m. Saturday and Sunday; '.

SECTION 8 SIGN BY-LAW NO. 6510

Designation

8.1 Council designates the 2010 Winter Games as a special event.

Authorization

8.2 Subject to the conditions set out in this Section 8, Council authorizes the Chief License Inspector to relax the Sign By-law for any sign in relation to the 2010 Winter Games, and to impose time limits and conditions on such relaxations.

Restriction on relaxation

8.3 The Chief License Inspector may relax the Sign By-law only for a sign at a venue or city site or at Robson Square, a celebratory sign, or a wayfinding sign.

Compliance with Sign By-law

8.4 Except only to the extent this By-law allows or to the extent the Chief License Inspector authorizes a relaxation, a person who constructs, installs, places, erects, displays, projects, paints, alters, repairs, or relocates a sign must comply with the Sign By-law.

Electrical and construction requirements

8.5 This By-law does not apply to, nor allow any relaxation of, Section 14 of the Sign By-law which sets out electrical requirements for signs, or Section 15 which sets out construction requirements for signs.

Time limits for signs at venues or city sites

8.6 The relaxations the Chief License Inspector may authorize for a sign at a venue or city site or at Robson Square are to commence on a date authorized by the Chief License Inspector, and end on the earlier of a date required by the Chief License Inspector and December 31, 2010.

Time limits for celebratory signs

8.7 The relaxations the Chief License Inspector may authorize for a celebratory sign are to:

- (a) begin on a date authorized by the Chief License Inspector, except for a sign that covers more than 10% of a building face which is not to begin until October 1, 2009; and
- (b) end on the earlier of:
 - (i) a date required by the Chief License Inspector,
 - (ii) December 31, 2010, and
 - (iii) despite clause (ii), March 31, 2010 for a sign that covers more than 10% of the building face on which it is situate.

Time limits for wayfinding signs

8.8 The relaxations the Chief License Inspector may authorize for a wayfinding sign are to:

- (a) begin on a date authorized by the Chief License Inspector; and
- (b) end on March 31, 2010.

Sign removal

8.9 Each of:

- (a) VANOC, in the case of a sign at a venue;
- (b) the city, in the case of a sign at a city site;
- (c) any person who has an obligation to VANOC or the city to remove a sign from a venue or city site;
- (d) the permit holder of a celebratory sign or wayfinding sign; and
- (e) the owner of real property on which a celebratory sign or wayfinding sign is situate;

must remove each sign that does not comply with the Sign By-law, or cause the sign to comply with the Sign By-law, to the satisfaction of the Chief License Inspector, within 24 hours after expiry of the applicable time limit referred to or set out in section 8.6, 8.7, or 8.8 or, if removal of the sign within 24 hours is not practical, within such further period as the Chief License Inspector may allow.

Conditions for signs at venues or city sites or at Robson Square

8.10 Before the Chief License Inspector authorizes a relaxation for a sign at a venue or city site, the General Manager of Olympic and Paralympic Operations for the city, in consultation with the Chief License Inspector, must approve an overall plan for signage at the venue or city site or at Robson Square.

Permit not required

8.11 A sign:

- (a) at a venue or city site or at Robson Square to which a relaxation applies; or
- (b) that the Managing Director of Cultural Services determines to be a projection public art sign consisting of visual images, with or without sound accompaniment, projected onto a building or site or into the sky, and whose sole purpose is to provide an experience of art that has no commercial content and no intent to draw attention to or create an association with a particular business, product, or service;

does not require a permit under the Sign By-law.

Conditions for celebratory signs

8.12 A celebratory sign:

- (a) requires a permit under the Sign By-law unless it is at a venue or city site or at Robson Square;
- (b) must include information that celebrates the 2010 Winter Games, or creates or enhances a festive environment and atmosphere for the 2010 Winter Games;
- (c) subject to compliance with the Olympic and Paralympic Marks Act (Canada), may include one or more marks set out from time to time in Schedule 1 or Schedule 2 to that Act;
- (d) subject to compliance with applicable laws, including trade-mark laws, may include trade-marks, brand names, symbols, logos, and other like corporate identifiers used by a corporation, that is an official Olympic sponsor authorized as such by VANOC, solely to promote its own goods, services, or corporate identity, except that the area which contains such corporate identifiers must not exceed the lesser of 10% of the copy area of the celebratory sign and 20 m² of such copy area;
- (e) subject to subsections (b), (c), and (d), must not include anything, including any third party advertising, that does not comply with the requirements of the Sign By-law; and

- (f) except for the celebratory copy area, must not include any copy area larger than the lesser of 10% of the copy area of the celebratory sign and 20 m² of such copy area.

Conditions for wayfinding signs

8.13 A wayfinding sign must:

- (a) meet the conditions set out in section 8.12 for celebratory signs; and
- (b) include directions to a venue or city site or to Robson Square.

Removal of signs

8.14 The city may exercise the powers set out in sections 31 and 32 of the Municipalities Enabling and Validating Act (No. 3) (British Columbia) despite anything to the contrary in the Sign By-law.

SECTION 9 STREET DISTRIBUTION OF PUBLICATIONS BY-LAW NO. 9350

2010 Winter Games advertising

9. After section 7.4 of the Street Distribution of Publications By-law, Council adds:

“Celebratory signs

7.4.1 Until the earlier of a date required by the Chief License Inspector and December 31, 2010, the exterior of a news box may include celebratory signs.

Conditions for celebratory signs

7.4.2 The following conditions apply to a celebratory sign:

- (a) it does not require a permit;
- (b) it must not contain any copy area larger than the front, back, or side of the news box to which it is affixed; and
- (c) it must not include any third party advertising, except that, subject to compliance with the Olympic and Paralympic Marks Act (Canada), it may include one or more marks set out from time to time in Schedule 1 or Schedule 2 to that Act.”

**SECTION 10
STREET AND TRAFFIC BY-LAW NO. 2849**

Miscellaneous street and traffic amendments

10. After section 103 of the Street and Traffic By-law, Council adds:

“2010 WINTER GAMES PROVISIONS

104. The following provisions apply in connection with the 2010 Winter Games:

Venue corridors

- (1) A person must not operate a motor vehicle on:
 - (a) Abbott Street between Pacific Boulevard and Expo Boulevard;
 - (b) Canada Place between Howe Street and Thurlow Street;
 - (c) Dinmont Ave between Peveril Avenue and Midlothian Ave;
 - (d) Dunsmuir Viaduct;
 - (e) East Waterfront Road;
 - (f) Expo Boulevard between Smithe Street and Quebec Street;
 - (g) Georgia Viaduct;
 - (h) Howe Street between Cordova Street and Canada Place;
 - (i) Midlothian Avenue between Dinmont Avenue and Ontario Street;
 - (j) Ontario Street between Midlothian Avenue and Peveril Avenue;
 - (k) Pacific Boulevard between Smithe Street and Quebec Street;
 - (l) Peveril Avenue between Ontario Street and W 28th Avenue;
 - (m) Quebec Street between Terminal Street and Second Avenue;
 - (n) Renfrew Street between Hastings Street and McGill Street;
 - (o) Thurlow Street between Cordova Street and Canada Place;
 - (p) West Waterfront Road; or
 - (q) such other streets as the City Engineer considers necessary or desirable.

Pedestrian corridors

- (2) A person must not operate a motor vehicle on:
- (a) Beatty Street between Dunsmuir Street and Smithe Street;
 - (b) Davie Street between Mainland Street and Expo Boulevard;
 - (c) Georgia Street between Hamilton Street and Beatty Street;
 - (d) Granville Street between Smithe Street and Cordova Street;
 - (e) Hamilton Street between Georgia Street and Davie Street;
 - (f) Robson Street between Bute Street and Beatty Street; or
 - (g) such other streets as the City Engineer considers necessary or desirable;

except for any motor assisted pedicab permitted by the Vehicles for Hire By-law.

Olympic lanes

- (3) A person must not operate a vehicle in any lane designated thereon as an "Olympic Lane" on:
- (a) Broadway between Arbutus Street and Commercial Drive;
 - (b) Burrard Street between Burrard Bridge and Cordova Street;
 - (c) Cambie Street between Cambie Bridge and 59th Avenue;
 - (d) Georgia Street between Richards Street and the Stanley Park Causeway;
 - (e) Hastings Street between Richards Street and Boundary Road;
 - (f) Howe Street between Cordova Street and Granville Bridge;
 - (g) Pender Street between Beatty Street and Howe Street;
 - (h) Seymour Street between Granville Bridge and Cordova Street; or
 - (i) such other streets as the City Engineer considers necessary or desirable;

except for any BC Transit bus, emergency vehicle, or accredited vehicle.

Exceptions to street use prohibitions

- (4) The prohibitions set out in subsections (1), (2), and (3) of this section apply 24 hours each day, except if the City Engineer determines from time to time that the prohibition regarding any particular street or portion of a street is to apply for less than 24 hours each day.

Truck routes and approved transit routes

- (5) Any BC Transit bus or accredited vehicle may travel on any street that is not an approved transit route, truck route, or temporary truck route.

Temporary truck routes

- (6) If, during any restricted hours set out in sections 90A and 90B, a person operating a vehicle subject to sections 90A and 90B may not use one or more designated truck routes, such person may operate the vehicle only on one or more of the following temporary truck routes:
 - (a) Hastings Street between Main Street and Burrard Street;
 - (b) Nelson Street between Burrard Street and Cambie Bridge;
 - (c) Smithe Street between Cambie Bridge and Burrard Street; or
 - (d) such other temporary truck routes as the City Engineer considers necessary or desirable.

Restrictions on commercial advertising on a street

- (7) A person must not exhibit, display, visually project, place, install, or distribute any advertising matter on, in, from, or above any zone street, venue corridor, pedestrian corridor, or street that includes an Olympic lane, or on any pole or projection therein.

Exceptions to restrictions on commercial advertising on a street

- (8) Section 104(7) does not apply to:
 - (a) any advertising matter on a street existing as at the date of enactment of this By-law which the city has authorized by permit, license, or agreement;
 - (b) any advertising matter on a street in connection with a street use special event and referred to in subsection (11) of this section;
 - (c) any sign on a street that is a celebratory sign or wayfaring sign authorized by VANOC or the city; or

- (d) any advertising matter on a street in connection with a business operating in a street under subsection (13) of this section.

Use of vehicle for commercial advertising

- (9) The owner or operator of a vehicle must not:
 - (a) change, or suffer or allow to change, automatic changeable copy on the exterior of a vehicle, or in the interior if visible from outside the vehicle, while the vehicle is on a street, and whether it is moving or stationary, "automatic changeable copy" being copy which is changeable, either electronically or manually, by electronic switching of lamps or illuminated tubes, electronic screens, scrolling media, or any other means for changing copy without manually replacing detachable letters, characters, or graphics, or repainting or replacing signage materials; or
 - (b) drive, stand, or park a vehicle, on any street, for the sole or primary purpose of exhibiting, displaying, visually projecting, or distributing advertising matter.

Street performance

- (10) A person:
 - (a) despite section 67(3), must not perform or entertain on, in, or above any street listed in Schedule E or any zone street, except that a participant in a street use special event who holds a permit under subsection (12) of this section may perform or entertain subject to such restrictions as the city may impose pursuant to subsection (12) of this section; and
 - (b) may entertain on, any street listed in Schedule I to the 2010 Winter Games By-law, and to be labeled as Schedule F to this By-law, without a permit.

Street use special events

- (11) A person may apply to the City Engineer for issuance of a temporary permit to organize a special event on a specified portion of a venue corridor, pedestrian corridor, or other street designated by the City Engineer, and the City Engineer may issue such a street use special event permit in which case the permit holder:
 - (a) without limiting the generality of section 104(7), must ensure that no person in the special event area designated by the permit distributes paper advertising matter;
 - (b) must not, and must not suffer or permit any other person to, exhibit, display, visually project, place, install, or distribute any

advertising matter on, in, from, or above a street in the special event area that reflects or is common to the street use special event as a whole or is on any infrastructure such as a stage, fence, or tent that is common to the street use special event as a whole;

- (c) must not allow any person who does not have a permit issued under subsection (12) of this section to participate in the street use special event;
- (d) must comply with all requirements of the city, to the extent the City Engineer considers them necessary or desirable, with which the permit holder would have to comply if the permit holder were obtaining a film activity and special event permission from the city; and
- (e) must comply with all other requirements the City Engineer considers necessary or desirable.

Participants in street use special events

- (12) A person may apply to the City Engineer for issuance of a temporary permit to participate in a street use special event, either under this By-law or the Street Vending By-law, or otherwise in the discretion of the City Engineer, and, if such person gives the City Engineer a written consent for such participation, signed by the street use special event permit holder, the City Engineer may issue such a participation permit.

Business expansion into streets

- (13) Without limiting the generality of other by-law requirements, and subject to subsection (7), a person may apply to the City Engineer for issuance of a permit to expand its business from an adjacent building onto a pedestrian corridor, and the City Engineer may issue such an expansion permit.

Regulations in special event areas

- (14) A permit holder under subsection (12) or (13):
 - (a) may display a sign, that directs attention to principal products sold or services provided at the permit holder's premises in the special event area, on the face of any temporary building or structure the permit holder erects or installs in front of those premises, except that such a sign must not cover more than 10% of any face of such building or structure;
 - (b) may not display any third party advertising;

- (c) despite section 104(7), may distribute samples or products subject to such restrictions as the City Engineer may impose;
- (d) without limiting the generality of section 104(7), may not distribute any paper advertising matter; and
- (e) must comply with all other requirements the City Engineer considers necessary or desirable."

**SECTION 11
TICKET OFFENCES BY-LAW NO. 9360**

Regulation of ticket offences with respect to the 2010 Winter Games

11. After Table 5 in Section 2, Council adds:

"Designation of substitute by-law enforcement officers with respect to the 2010 Winter Games

2.7 Council repeals the text in Column 1 of each of Tables 2, 3, 4, and 5, and, for the purpose of section 482.1(1)(b) of the Vancouver Charter, substitutes the following text, and designates the persons listed therein as by-law enforcement officers:

Table 2 - Health By-law	Chief License Inspector
	Chief Building Official
	Police Officer
Table 3 - License By-law	Chief License Inspector
	City Engineer
	Chief Building Official
Table 4 - Noise Control By-law	Police Officer
	Chief License Inspector
	Chief Building Official
	Police Officer
Table 5 - Street and Traffic By-law	Chief License Inspector
	City Engineer
	Chief Building Official
	Police Officer

**SECTION 2A
REGULATION OF OTHER TICKET OFFENCES
WITH RESPECT TO THE 2010 WINTER GAMES**

Designation of by-laws with respect to the 2010 Winter Games

2A.1 For the purpose of section 482.1(1)(a) of the Vancouver Charter, Council designates the by-laws named in the titles to each of the supplementary tables.

Designation of by-law enforcement officers with respect to the 2010 Winter Games

2A.2 For the purpose of section 482.1(1)(b) of the Vancouver Charter, Council designates the persons listed in Column 1 of each of the supplementary tables as by-law enforcement officers.

Authorization of the use of any word or expression on a ticket with respect to the 2010 Winter Games

2A.3 For the purpose of section 482.1(1)(c) of the Vancouver Charter, Council designates the words or expressions listed in Column 2 of each of the supplementary tables as words or expressions to describe the offences under the by-law provisions listed in Column 3 opposite each such word or expression in Column 2.

Ticket offence fines with respect to the 2010 Winter Games

2A.4 Council sets the fine for contravention of each by-law provision in the amount listed in Column 4 of each of the supplementary tables opposite each such provision in Column 3.

Enforcement of ticket offences with respect to the 2010 Winter Games

2A.5 A by-law enforcement officer referred to in Column 1 of each of the supplementary tables may lay an information by means of a ticket for contravention of a by-law provision listed in Column 3 of the same supplementary table.

Existing fines with respect to the 2010 Winter Games

2A.6 Despite anything to the contrary in the City Land Regulation By-law, Fire By-law, Single Room Accommodation By-law, Street and Traffic By-law, Street Vending By-law, Trailer Courts By-law, or Vehicles for Hire By-law, the fine set out in each of those by-laws for contravention of a by-law provision listed in Column 3 of each of the supplementary tables does not apply if a by-law enforcement officer lays an information by means of a ticket under this By-law.

Conflicts between tables and supplementary tables

2A.7 In case of any conflict between any provision of a table and a supplementary table, the provision of the supplementary table applies.

**Table 6
Fire By-law**

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
Fire Chief	Refusing entry for inspection	Section 1.4.2.7.(1)	\$500.00
Police Officer	Allowing temporary activities creating life safety concern, not permitted in original building design	Section 2.1.2.2.(1)	\$500.00
	Failing to provide permanent sign on fire door	Section 2.2.3.1.	\$500.00
	Accumulating combustible materials	Section 2.4.1.1.(1)	\$500.00
	Commercial cooking equipment -Failing to inspect -Failing to maintain -Using unapproved equipment	Section 2.6.1.9.(2)	\$500.00
	Exceeding occupant load permit number	Section 2.7.1.3.(4)	\$500.00
	Failing to maintain means of egress in good repair and free of obstructions	Section 2.7.1.6.(1)	\$500.00
	Failing to provide exit doors that -are readily openable -open without use of key -open in direction of exit travel	Section 2.7.2.1.(5)	\$500.00
	Failing to illuminate exit lighting and signs in occupied buildings	Section 2.7.3.1.(2)	\$500.00
	Permitting smoking or open flame devices in tent or air-supported structure occupied by the public	Section 2.9.3.3.	\$500.00
	Failing to provide fire extinguishers in conformance with NFPA 10	Section 6.2.1.1.(1)	\$500.00
	Failing to inspect, test, maintain, or recharge portable fire extinguishers	Section 6.2.4.1.(1)	\$500.00

Failing to maintain fire alarm and voice communication system operable at all times	Section 6.3.1.1.(1)	\$500.00
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Failing to inspect, test, or maintain automatic sprinkler system	Section 6.5.1.1.(1)	\$500.00
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**Table 7
Single Room Accommodation By-law**

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
Chief License Inspector	Renting designated room in contravention of the Single Room Accommodation By-law	Section 4.12(c)	\$250.00
Chief Building Official			
Police Officer			

**Table 8
Street and Traffic By-law**

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
Chief License Inspector	Placing or displaying merchandise or chattels on streets	Section 66.1	\$250.00
City Engineer	Distributing advertising matter on streets	Section 84A	\$250.00
Chief Building Official	Placing advertising matter on vehicle on street	Section 85	\$250.00
Police Officer	Defacing or postering furniture, light standards, poles on streets	Section 85A	\$250.00
	Street performing without permit	Section 67(2)	\$250.00
	Failing to remove snow or ice from adjacent sidewalk	Section 76	\$250.00
	Exhibiting or distributing advertising matter in zone streets, venue corridors, pedestrian corridors, or Olympic lanes	Section 104(7)(a)	\$250.00

Distributing advertising matter in zone streets, venue corridors, pedestrian corridors, or Olympic lanes	Section 104(7)(b)	\$250.00
Exhibiting sign in zone streets, venue corridors, pedestrian corridors, or streets that include Olympic lanes	Section 104(8)	\$250.00
Using vehicle for advertising on streets	Section 104(9)(a)	\$250.000
Using vehicle displaying automatic changeable copy on streets	Section 104(9)(b)	\$250.00

**Table 9
Street Vending By-law**

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
Chief License Inspector	Street vending without permit	Section 7(a)	\$250.00
City Engineer	Failing to comply with condition of street vending permit	Section 5A	\$250.00
Chief Building Official			
Police Officer			

**Table 10
Vehicles for Hire By-law**

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
Chief License Inspector	Carrying on vehicle for hire business without license	Section 7 (1)	\$250.00
City Engineer	Operator of taxicab picking up passengers in Vancouver without Vancouver license	Section 7(6)	\$250.00
Chief Building Official			
Police Officer	Operator of limousine occupying taxi stand	Section 14(12)(b)	\$250.00
	Operator of limousine responding to hail from street	Section	\$250.00

	14(12)(b)	
Limousine operator cruising or hovering without confirmed prior booking	Section 14 (12)(c)	\$250.00
Operating a pedicab on an undesignated street	Section 20(1)(a)	\$250.00
Displaying third party advertising on pedicab	Section 20(1)(l)	\$250.00
Operating a rickshaw on street	Section 21(a)	\$250.00
Operating a rickshaw without license	Section 21A(1)(c)	\$250.00
Displaying third party advertising that exceeds 0.45 m ² on rickshaw	Section 21A(1)(h)	\$250.00
Displaying advertising on taxicab without a license	Section 23(3)	\$250.00
Taxicab operator refusing to convey orderly person upon request	Section 23(19)	\$250.00
Taxicab operator failing to post visible identification".	Section 23(23)	\$250.00

**SECTION 12
VEHICLES FOR HIRE BY-LAW NO. 6066**

Vehicles for hire definitions

12.1 In section 2 of the Vehicles for Hire By-law, Council:

- (a) to the end of the definition of "Hire", before the period, adds:

' , and any revenue derived, directly or indirectly, from third party advertising in or on a vehicle for hire specifically listed, in this section 2, under the definition of "Vehicle for Hire" ';
- (b) under the definition of "Vehicles for Hire", repeals the definition of "Motor Assisted Pedicab", and substitutes:

' "Motor Assisted Pedicab", which means a vehicle propelled by pedaling of the operator and motor assist, and capable of carrying two passengers.'; and

- (c) under the definition of "Vehicles for Hire", repeals the definition of "Pedicab", and substitutes:

' "Pedicab", which means a vehicle propelled by pedaling of the operator, and capable of carrying passengers.'

Pedicab regulations

12.2 In section 20(1)(a) of the Vehicles for Hire By-law, Council:

- (a) to the end of subsection (a) before the semi-colon, adds ", except that a person may operate a pedicab only in those streets, on those days, and at those times indicated in Schedule J to the 2010 Winter Games By-law, and to be labeled as Schedule B to the Vehicles for Hire By-law";
- (b) from the end of subsection (k), strikes out "and";
- (c) from the end of subsection (l), strikes out the period, and substitutes "; and"; and
- (d) after subsection (l), adds:
 - "(m) the pedicab is carrying no more than two passengers."

Rickshaw regulations

12.3 After section 21 of the Vehicles for Hire By-law, Council adds:

"Rickshaws

- 21A. (1) A person must not operate a rickshaw on a street except if:
- (a) that person is in a pedestrian corridor;
 - (b) the rear of the rickshaw has a current vehicle for hire plate, issued under the authority of this By-law, affixed to it;
 - (c) that person is carrying a current business license for the operation of the rickshaw along with a current photo identification that includes the person's name, address, and birth date;
 - (d) prior to issuance of a license for use, the Inspector has inspected rickshaw, and found it safe;
 - (e) the rickshaw has painted or otherwise permanently affixed, in figures at least 5 cm high, on each side and to the rear of the rickshaw carriage a business name and identification number which uniquely identifies the rickshaw;

- (f) that person can demonstrate, at the request of the Inspector, that the rickshaw is available for transporting passengers;
 - (g) that person ensures that parking, storage, and maintenance of the rickshaw occurs only on private property, except for lawful parking on streets while waiting for customers;
 - (h) that person must not allow third party advertising on the exterior of the rickshaw, except for an area on the rear of the rickshaw carriage that must not exceed 0.45 m²; and
 - (i) the rickshaw is carrying no more than two passengers.
- (2) The owner of a rickshaw must:
- (a) cause any person who operates such rickshaw to comply with the requirements set out in subsection (1); and
 - (b) not transfer its license to any other person.
- (3) The number of licenses issued for rickshaw must not exceed 20, in aggregate, at any one time."

Taxicabs, dual taxicabs, and limousines

12.4 After section 28(17) of the Vehicles for Hire By-law, Council adds:

"Further provisions regarding taxicabs, dual taxicabs, and limousines

28A. (1) The holder of a limousine license under the Vehicles for Hire By-law may apply to the Chief License Inspector for issuance of a temporary additional limousine license to expand the license holder's fleet of limousines, by a specified number during the games period, and, upon receipt of the application the Chief License Inspector may issue such a license in which case the license holder:

- (a) may operate the additional number of limousines permitted under such license during the games period; and
- (b) does not need to comply with the ratio requirement under section 14(1).

(2) The holder of a taxicab or dual taxicab license under the Vehicles for Hire By-law may apply to the Chief License Inspector for issuance of a temporary additional taxicab or dual taxicab license to expand the license holder's fleet of taxicabs or dual taxicabs, by a specified number during the games period, and, upon receipt of the application, along with an application fee of \$200.00, the Chief License Inspector may issue such a license in which case the license holder may operate the additional number of taxicabs or dual taxicabs permitted under such license during the games period.

(3) During the games period, a person who operates a taxicab, dual taxicab, or limousine outside the city in another jurisdiction, and who meets the requirements of that jurisdiction, may operate the taxicab, dual taxicab, or limousine in the city.

(4) A person must not exhibit, place, display, or install any advertising matter on the exterior of a taxicab, dual taxicab, or limousine or on the interior of such a vehicle if visible from the outside the vehicle."

Rickshaw fees

12.5 To Schedule A to the Vehicles for Hire By-law, after:

Pedicab, for each vehicle	146.00
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For each person operating a leased Vehicle on a daily fee basis	11.00
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Council adds:

"Rickshaw, for each vehicle	146.00
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For each person operating a leased Vehicle on a daily fee basis."	11.00
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SECTION 13 ZONING AND DEVELOPMENT BY-LAW NO. 3575

Temporary accommodation

13.1 Subject to the conditions set out in this Section 13, Council hereby relaxes the Zoning and Development By-law to permit temporary accommodation.

Time relaxation

13.2 The prohibition against a person using or permitting the use of a dwelling unit for a period of less than one month does not apply to temporary accommodation.

Residence of operator

13.3 The operator of temporary bedroom accommodation in a dwelling unit must reside in that dwelling unit.

Boarders, lodgers, and tenants

13.4 A person must not provide temporary accommodation:

- (a) coincidentally with the keeping of any boarders or lodgers in the dwelling unit;

- (b) that a tenant under the Residential Tenancy Act (British Columbia) or a boarder or lodger has occupied after June 1, 2009; or
- (c) if there has been an eviction of a tenant under the Residential Tenancy Act (British Columbia) or of a boarder or lodger in order to make temporary accommodation available.

Bed and breakfast accommodation

13.5 The operator of bed and breakfast accommodation may provide temporary accommodation in accordance with this By-law but must not provide temporary dwelling unit accommodation coincidentally with the keeping of any bed and breakfast guests in that dwelling unit.

Dwelling unit lawful

13.6 The relaxation under section 13.1 applies only in respect to dwelling units that are lawful or whose use is lawful.

Principal and accessory uses

13.7 Council hereby authorizes the Director of Planning to relax the Zoning and Development By-law to permit, during the games period, on any site approved by the Director of Planning, any use related to the 2010 Winter Games that makes provision for public space or activities.

SECTION 14 CD-1 BY-LAW NO. 9733

Temporary uses

14.1 Subject to the conditions set out in this Section 14, Council hereby relaxes CD-1 By-law No. 9733 to permit the following uses from November 1, 2009 to April 30, 2010:

- (a) Parking Uses limited to Parking Area for the parking of charter buses or other vehicles in connection with the 2010 Winter Games by or on behalf of VANOC; and
- (b) uses that are ancillary to the use set out in section 14.1, and that are satisfactory to the City Engineer including:
 - (i) vehicle refuelling, maintenance, minor repair, and washing,
 - (ii) administration including dispatch and supervision, and
 - (iii) food and non-alcoholic beverage service.

Area for temporary uses

14.2 The uses referred to in section 14.1 are permissible only on those certain lands described as:

- PID 025-551-361, Parcel 1, District Lots 330 and 331, Group 1 New Westminster District, Plan BCP3000
- PID 025-551-370 Parcel 2, PID 025-551-388 Parcel 3, PID 025-551-396 Parcel 4, and PID 025-551-400 Parcel 5, all of: District Lot 331, Group 1 New Westminster District, Plan BCP3000
- PID 013-594-770 The closed portion of Kinross Street shown on Explanatory Plan 3111, PID 013-594-265 Lot 29, except the West 66 feet now road, PID 013-594-303 Lot 30, PID 013-594-338 Lot 31, PID 013-594-346 Lot 32, PID 013-594-419 Amended Lot 33 (see 53754K), PID 013-594-648 Lot 34, PID 013-594-681 Lot 35, all of: Blocks 9, 10 and 16 to 19, District Lots 330 and 331, Plan 2593

Conditions of temporary uses

14.3 VANOC must design and operate the parking area, and provide temporary facilities for the permitted uses, to the satisfaction of the Director of Planning and City Engineer including:

- (a) re-grading the site, and installing gravel to provide an all-weather surface for traffic;
- (b) installing temporary above ground utilities including water and electrical;
- (c) providing above ground storage tanks for waste water including vehicle washing water and sewage from bus holding tanks;
- (d) constructing or installing temporary structures, including tents and trailers;
- (e) installing security fences and gates;
- (f) locating vehicle washing under a covered area; and
- (g) refueling vehicles by means of fuel trucks or other means that are acceptable to the City Engineer.

Termination of temporary uses

14.4 In April, 2010, VANOC must remove all installations and facilities from the site to the satisfaction of the City Engineer.

**SECTION 15
OFFENCES AND PENALTIES AND ENFORCEMENT**

Offences under By-law

15.1 A person who:

- (a) violates any provision of this By-law, or does any act or thing which violates any provision of this By-law, or suffers or allows any other person to do any act or thing which violates any provision of this By-law;
- (b) neglects to do or refrains from doing anything required to be done by any provision of this By-law;
- (c) fails to comply, or suffers or allows any other person to fail to comply, with an order, direction, or notice given under any provision of this By-law; or
- (d) fails to comply with any term or condition of any relaxation authorized under this By-law;

is guilty of an offence against this By-law, and liable to the penalties imposed under this Section 15.

Notice or order regarding violation

15.2 An inspector or official of the city, or a by-law enforcement officer, may give notice or an order to any person ordering or directing that person to:

- (a) discontinue or refrain from proceeding with any work or doing anything that contravenes this By-law; or
- (b) carry out any work or do anything to bring a building, structure, improvement, or sign to which this By-law applies into conformity with this By-law;

within the time specified in such notice.

Service of notice or order

15.3 An inspector or official of the city, or a by-law enforcement officer, may serve a notice or order under this By-law by one or more of the following methods:

- (a) in the case of a venue, by mailing it by registered post to VANOC or to VANOC's by-law consultant, or by handing it to an officer or director of VANOC or to such by-law consultant;
- (b) in the case of a *city site*, by mailing it by registered post to the special event facility owner or to the special event facility's owner's by-law consultant, or by handing it to an officer or director of the special event facility owner or to such by-law consultant;

- (c) by posting it at the venue or the special event facility at a city site;
- (d) in any other case:
 - (i) by mailing it by registered post to an owner at the address of the owner shown on the real-property assessment roll prepared pursuant to the Assessment Act (British Columbia),
 - (ii) by handing it to the owner or other person who is the addressee of the notice, or
 - (iii) if the notice or order refers to a sign or other on real property, by posting it on the real property.

Fine for offence

15.4 Every person who commits an offence against:

- (a) this By-law; or
- (b) an amendment to a parent by-law contained in this By-law;

is punishable on conviction by a fine of not less than \$250.00 and not more than \$10,000.00 for each offence.

Fine for continuing offence

15.5 Every person who commits an offence of a continuing nature against

- (a) this By-law; or
- (b) an amendment to a parent by-law contained in this By-law;

is punishable on conviction by a fine of not less than \$250.00 and not more than \$10,000.00 for each day such offence continues.

**SECTION 16
REPEAL AND ENACTMENT**

Repeal

16.1 Council repeals By-law No. 9908, and also repeals all amendments to By-law No.'s 8735, 7343, 4450, 6555, 9350, 2849, and 6066 set out in that By-law.

Force and effect

16.2 This By-law is to come into force and take effect on the later of the date of its enactment or, with respect to any individual provision listed in Table 1 of section 2.3, on the commencement date listed in Table 1.

ENACTED by Council this day of ,
2009

Mayor

City Clerk

SCHEDULE A

PART 1 DESCRIPTION OF CITY SITES

Live City Vancouver at Georgia Street	688 Cambie Street	PID: 009-860-991 Block 48 Plan 8970 District Lot 541 New Westminster
Live City Vancouver at David Lam Park	1300 Pacific Boulevard	PID: 018-368-972 Lot 215 Plan LMP10733 District Lot FC New Westminster Ref Plan of Easement Lot 215 LMP27555 & LMP27556
Roundhouse Community Centre	181 Roundhouse Mews	PID: 018-368-883 Lot 207 False Creek Plan LMP10733
Coal Harbour Community Centre	480 Jervis Street	PID: 023-656-956 Lot 13 of the Public Harbour of Burrard Inlet, Plan LMP29891
Vancouver Library - Main Branch	350 West Georgia Street	Lot A, except Part in Air Space Plan LMP 22595, Block 56, District lot 541, New Westminster District, Plan LMP19600
Queen Elizabeth Theatre	649 Cambie Street	Block 47, District Lot 541, Plan 21824

**PART 2
DESCRIPTION OF CITY LIVE SITES**

Live City Vancouver at Larwill Park (Georgia Street)	688 Cambie Street	PID: 009-860-991 Block 48 Plan 8970 District Lot 541 New Westminster
Live City Vancouver at David Lam Park	1300 Pacific Boulevard	PID: 018-368-972 Lot 215 Plan LMP10733 District Lot FC New Westminster Ref Plan of Easement Lot 215 LMP27555 & LMP27556

**PART 3
DESCRIPTION OF ROBSON SQUARE**

Parcel Identifier: 010-442-553
Block 51 District Lot 541 Plan 14423

Parcel Identifier: 010-442-561
Block 61 District Lot 541 Plan 14423

SCHEDULE B

DESCRIPTION OF VENUES

Competition Venues

General Motors Place	800 Griffiths Way	PID: 018-500-374 Lot 221, False Creek, Plan LMP12038
Pacific Coliseum	100 North Renfrew Street	PID: 008-348-219 Lot 90, except Part in Plan 13045, Town of Hastings Suburban Lands, Plan 100
Hillcrest Park		PID: 024-371-734 Parcel A, Block 805, District Lot 526, Group 1, New Westminster District, Plan LMP40757
Nat Bailey Stadium	4601 Ontario Street	PID: 007-025-866 Block 806, District Lot 526, Plan 19380

Training Venues

Killarney Ice Rink	6260 Killarney Street	PID: 009-071-075 Lot 17, except Part in Explanatory Plan 19208, Block A, District Lot 337, Plan 11401
Trout Lake Ice Rink	3350 Victoria Drive	PID: 007-288-212 Block 1, District Lots 195, 264A and 752, Plan 17318
Britannia Ice Rink	1661 Napier Street	PID: 007-622-074 Block 177 Plan 15722 District Lot 264A NWD

Non-Competition Venues

Westin Bayshore Hotel	1601 Bayshore Drive	PID: 018-567-240 Lot J of the Public Harbour of Burrard Inlet, Plan LMP12980
BC Place Stadium	777 Pacific Boulevard	PID: 008-332-614 Lot 153, False Creek, Plan 20421
Marriott Pinnacle Downtown	1128 West Hastings Street	PID: 024-703-281 Strata Lots 1 - 466 Strata Plan LMS4107 District Lot 185 New Westminster District together with an interest in the Com Prop in proportion to the unit entitlement of the strata lot as shown on Form 1

Renaissance Vancouver Hotel	1133 West Hastings Street	PID: 007-694-814 Lot 6, except part in DF67235, Block 15, DL 185, Plan 92 PID: 007-694-831 The West ½ of Lot 5, except part in DF67235, Block 15, DL 185, Plan 92 PID: 007-694-822 The East ½ of Lot 5, except part in DF67235, Block 15, DL 185, Plan 92
BC Place Stadium	777 Pacific Boulevard	PID: 008-332-614 Lot 153, False Creek, Plan 20421
CoV Property - Viaduct Land	90 Pacific Blvd	PID: 024-966-401 Part of Lot B shown on Plan LMP48169, Block 1, District Lots 2037 and 4677 Group 1 NWD Plan 18463
Vancouver Convention and Exhibition Centre	999 Canada Place	PID: 002-841-690 Lot 13 of the Public Harbour of Burrard Inlet, Plan 20247
Vancouver Convention Centre Expansion Project	1055 Canada Place	PID: 027-112-721 Parcel 1 of the Public Harbour Burrard Inlet Plan BCP30843
Olympic Village Vancouver	Southeast False Creek	PID: 026-497-654 Lot 307, except Part on Plan BCP20721, False Creek, Plan BCP20720 PID: 026-723-808 Lot 312, False Creek, New Westminster District, Plan BCP24394
	1661 Ontario Street	PID: 026-980-339 Lot 329, False Creek, Plan BCP28527
	1633 Ontario Street	PID: 026-978-971 Lot 326, False Creek, Plan BCP28523
	1 Athletes Way	PID: 026-894-041 Lot 324, False Creek, Plan BCP27368
	1650 Manitoba Street	PID: 026-978-962 Lot 325, False Creek, Plan BCP28523
	85 West 1st Avenue	PID: 026-723-964 Lot 318, False Creek, New Westminster District, Plan BCP24394

151 West 1st Avenue	PID: 027-607-453 Lot 330, False Creek, New Westminster District, Plan BCP37641
	PID: 027-607-461 Lot 331, False Creek, New Westminster District, Plan BCP37641
150 Athletes Way	PID: 028-074-114 Lot 341, False Creek, New Westminster District, Plan BCP42610
	PID: 028-074-122 Lot 342, False Creek, New Westminster District, Plan BCP42610
151 Athletes Way	PID: 026-892-316 Lot 323, False Creek, Plan BCP27367
215 West 1st Avenue	PID: 026-979-772 Lot 327, False Creek, Plan BCP28525
215 West 1st Avenue	PID: 026-979-781 Lot 328, False Creek, Plan BCP28525
1850 Spyglass Place	PID: 026-498-502 Lot 308, except Part on Plan BCP20724, False Creek, Plan BCP20723
1890 Spyglass Place	PID: 026-490-811 Lot 306, except Part on Plan BCP20179, False Creek, Plan BCP20178

Support Facilities

CoV Property - Abbott and Expo	680 Abbott Street	PID: 027-045-765 Air Space Parcel 1 False Creek Air Space Plan BCP29637
Volunteer, Uniform and Accreditation Centre - Vancouver	Hastings Park	PID: 008-348-219 Lot 90, except Part in Plan 13045, Town of Hastings Suburban Lands, Plan 100
Transport Hub - Hastings Park	NE Corner of Hastings Park	PID: 008-348-219 Lot 90, except Part in Plan 13045, Town of Hastings Suburban Lands, Plan 100 PID: 007-260-776 Lot A of Lot 6, Town of Hastings Suburban Lands, Plan 17749 PID: 007-255-071 Lot A of Lot 13, Town of Hastings Suburban Lands, Plan 17798 PID: 007-252-978 Lot A of Lot 31, Town of Hastings Suburban Lands, Plan 17805 PID: 007-252-986 Lot B of Lot 31, Town of Hastings Suburban Lands, Plan 17805 PID: 007-253-028 Lot C of Lot 31, Town of Hastings Suburban Lands, Plan 17805 PID: 007-253-061 Lot A of Lot 42, Town of Hastings Suburban Lands, Plan 17804 PID: 007-253-079 Lot B of Lot 42, Town of Hastings Suburban Lands, Plan 17804 PID: 007-253-087 Lot C of Lot 42, Town of Hastings Suburban Lands, Plan 17804 PID: 007-253-150 Lot A of Lot 49, Town of Hastings Suburban Lands, Plan 17803

Marine and Boundary Depot	3450 East Kent Ave. South	PID: 013-594-265 PID: 013-594-303 PID: 013-594-338 PID: 013-594-346 PID: 013-594-419 PID: 013-594-648 PID: 013-594-681 Lots 29-35 Blocks 9, 10, 16-19, Dist Lots 330 and 331 Plan 2593
Park and Ride - Langara College	6655 Ontario Street	PID: 008-775-842 Lot 1 of Lot A Block 1165 District Lot 526 Plan 12842
Station and Prior Depot/Remote Vehicle Screening Site	1002 Station Street	PID: 018-550-185 Lot A District Lots 196 and DL 2037 Plan LMP14138 PID: 010-813-217 Lot 19 District Lots 181, 196, and 2037 Plan 6780 PID: 008-776-300 Lot C Blocks 15 to 18 District Lots 196 and 2037 Plan 12884 PID: 008-776-326 Lot D Blocks 15 to 18 District Lots 196 and 2037 Plan 12884 PID: 008-126-780 Lot E District Lots 196 and 2037 Plan 13449 PID: 008-126-798 Lot F District Lots 196 and 2037 Plan 13449
Lost & Found Claim Centre	450 West Broadway	PID: 014-688-140 Lot 6 Block 360A District Lot 526 Plan 1277
Westin Bayshore Hotel Parking	1601 Bayshore Drive	PID: 018-567-240 Lot J of the Public Harbour of Burrard Inlet, Plan LMP12980

Queen Elizabeth Park - Pitch and Putt Parking		PID: 007-025-980 Block 807 District Lot 526 Plan 19375
Old Chrysler Lot - Parking	1615 Main Street	PID: 008-758-158 Lot F, except part in Plan 14963, Block 2, District Lot 200A and of DL 2037 Plan 12966
Village Support Site	1530, 1550 Main Street	PID: 011-086-891 Lot 8 Block 3 District Lot 200A and of Block A2 District Lot 2037 Plan 5703
		PID: 011-086-904 Lot 9 Block 3 District Lot 200A and of Block A2 District Lot 2037 Plan 5703
		PID: 011-086-947 Lot 10 Block A2 District Lot 2037 Plan 5703
		PID: 011-086-963 Lot 11 Block A2 District Lot 2037 Plan 5703

Affiliated Facilities - Cultural Olympiad

Orpheum Theatre	884 Granville Street	PID: 015-463-958 PID: 015-463-982 PID: 015-463-851 PID: 015-463-877 PID: 015-463-893 PID: 015-463-940 PID: 015-464-016 PID: 015-464-032 PID: 015-464-067 Lots 20 to 28 inclusive, All of Block 63, District Lot 541, Plan 210
Vancouver Playhouse Theatre	601 Cambie Street	PID: 011-641-479 Block 47, District Lot 541, Plan 21824
Vancouver Art Gallery	750 Hornby Street	PID: 010-442-553 Block 51, District Lot 541, Plan 14423

Vancouver East
Cultural Centre

1895 Venables Street	PID: 026-382-270 Lot F, Block E, District Lot 183, Group 1, New Westminster District, Plan BCP19154
	PID: 019-023-251 Lot A, except Part in Air Space Plan LMP 22595, Block 56, District lot 541, New Westminster District, Plan LMP19600
1551 Quebec Street	PID: 008-765-634 Lot 5 Block E District Lots 200A and 2037 Plan 12958
95 & 99 East 1 st Avenue	PID: 008-765-146 Lot 1 Block E District Lot 200A Plan 12958
3580 Graveley Street	PID: 011-185-015 Lot A Block 113 Sections 28 and 29 THSL Plan 17192
455 West Waterfront Road	PID: 024-041-254 Lot D of the Public Harbour of Burrard Inlet Plan LMP36518
10 Terry Fox Way	PID: 025-540-866 Lot 288 False Creek Plan BCP1977
798 Pacific Boulevard	PID: 008-538-298 Lot 155 False Creek Plan 21425
728 Pacific Boulevard	PID: 004-808-410 District Lot 2851 Group 1 New Westminster District
10 Pacific Boulevard	PID: 008-332-649 District Lot 4671, except part in PlanLMP12037 Plan 6107
80 Expo Boulevard	PID: 025-540-882 Lot 290 False Creek Plan BCP1977

3512 East Kent Avenue South
PID: 025-551-361
PID: 025-551-370
PID: 025-551-388
PID: 025-551-396
PID: 025-551-400
Parcels 1-5 District Lots 330 and 331 Group 1
New Westminster District Plan BCP3000

1601 West 1st Avenue
PID: 026-380-641
Parcel A False Creek Plan BCP19152

PID: 003-480-674
Lot J District Lot 3610 Plan 20765

Lot 1 Rem District Lot 3610

Lot E Exp Plan 5105

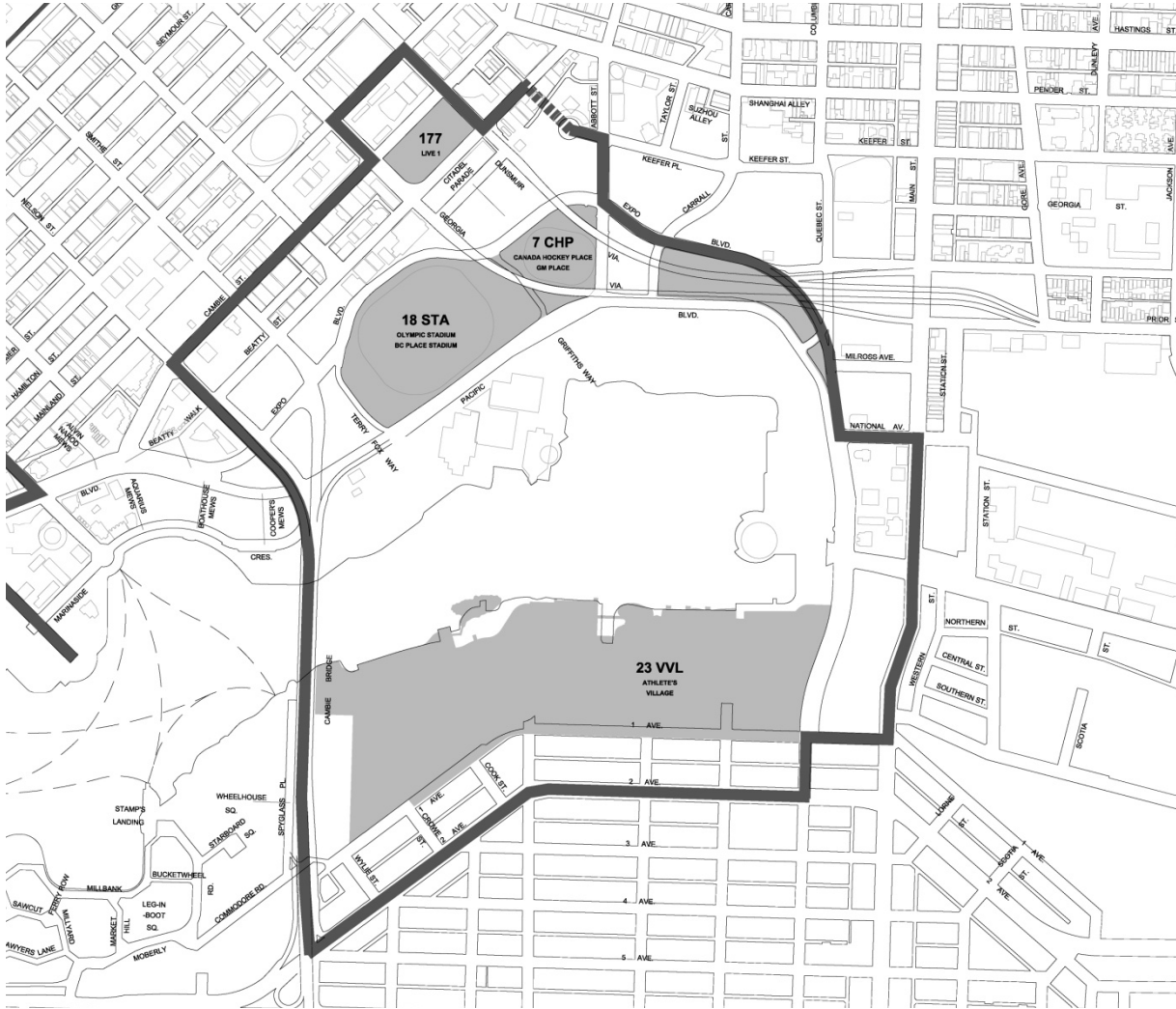
PID: 006-935-273
Lot 91, except part in Plan BCP19152, False
Creek, Plan 19948

Queen Elizabeth
Theatre

688 Hamilton Street
Block 47 District Lot 541 Plan 21824

SCHEDULE C MAP OF VENUE OR CITY SITE STREET ZONES

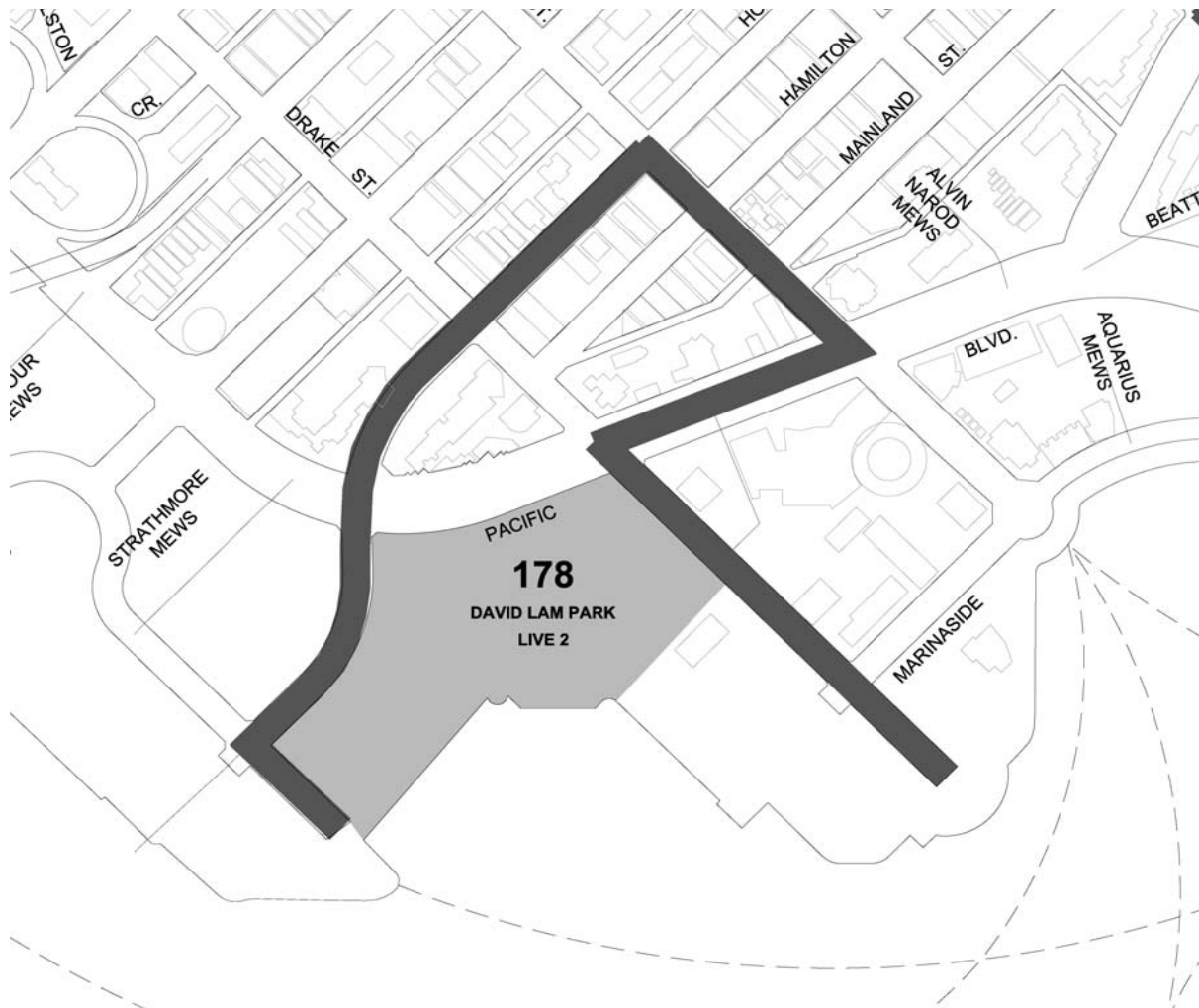
Streets Immediately Adjacent to Venues and City Sites



East False Creek



Hillcrest



LiveCity Yaletown

Main Media Centre

Olympic Family Hotel

Pacific Coliseum

Robson Square

SCHEDULE D

2010 WINTER GAMES SPECIAL EVENT FACILITY
BUILDING PERMIT APPLICATION CONFIRMATION

Project Name: _____

Project Address: _____

Building Permit No. _____

I, _____ hereby confirm that the documents and drawings that have been submitted for the above noted building permit substantially comply with the 2010 Olympic and Paralympic Winter Games By-law.

Signed by: _____
By-law Consultant

Firm: _____

(*By-law Consultant's* Professional Seal and Signature)

SCHEDULE E

2010 WINTER GAMES SPECIAL EVENT FACILITY
CONFIRMATION OF COMMITMENT BY APPLICANT OWNER
AND BY-LAW CONSULTANT

To: The Chief Building
Official

RE: Project Name: _____

Project Address: _____

Building Permit No. _____

The undersigned has authorized as the *By-law Consultant*, _____, to provide overall responsibility and authority for "by-law coordination" of design and "field reviews" required for this Project. It is understood that this *By-law Consultant* will take all such steps as regulated under the Provincial Statute for their profession and by the definitions of "by-law coordination" and "field reviews" hereinafter set forth, to ascertain that the design will substantially comply and construction of the Project will substantially conform in all material respects with the 2010 Olympic and Paralympic Winter Games By-law, and other applicable safety enactments. This *By-law Consultant* will ascertain that only qualified personnel are retained to carry out tests, inspect or carry out design work, detailing or "field reviews".

As used herein, "by-law coordination" must mean the activities necessary to ascertain that the Registered Professionals of record for the various components of the project,

- have reasonably interpreted the applicable by-law requirements governing the design of such components,
- have incorporated such applicable by-law requirements in their designs,
- have interfaced the design of such by-law requirements so that they are compatible with the by-law requirements of other disciplines, and
- must provide "field reviews" of by-law related aspects.

As used herein, "field reviews" must mean such reviews of the work at the project site and at fabrication locations, where applicable, as the *Registered Professional* in his or her professional discretion considers to be necessary in order to ascertain that the work substantially conforms in all material respects to the plans and supporting documents prepared by the *Registered Professional* for which the building permit is issued. This includes keeping records of all site visits and any corrective action taken as a result thereof.

The *By-law Consultant* is mandated to review reports of other testing and inspection agencies and disciplines where necessary, comment on their acceptability, determine the corrective action to take if unacceptable, and maintain a detailed record of every such report and comments.

Schedule E - *continued*

RE: Project Name: _____

SCHEDULE E

2010 WINTER GAMES SPECIAL EVENT FACILITY
CONFIRMATION OF COMMITMENT BY APPLICANT OWNER
AND BY-LAW CONSULTANT

To: The Chief Building
Official

RE: Project Name: _____

Project Address: _____

Building Permit No. _____

The undersigned has authorized as the *By-law Consultant*, _____, to provide overall responsibility and authority for “by-law coordination” of design and “field reviews” required for this Project. It is understood that this *By-law Consultant* will take all such steps as regulated under the Provincial Statute for their profession and by the definitions of “by-law coordination” and “field reviews” hereinafter set forth, to ascertain that the design will substantially comply and construction of the Project will substantially conform in all material respects with the 2010 Olympic and Paralympic Winter Games By-law, and other applicable safety enactments. This *By-law Consultant* will ascertain that only qualified personnel are retained to carry out tests, inspect or carry out design work, detailing or “field reviews”.

As used herein, “by-law coordination” must mean the activities necessary to ascertain that the Registered Professionals of record for the various components of the project,

- have reasonably interpreted the applicable by-law requirements governing the design of such components,
- have incorporated such applicable by-law requirements in their designs,
- have interfaced the design of such by-law requirements so that they are compatible with the by-law requirements of other disciplines, and
- must provide “field reviews” of by-law related aspects.

As used herein, “field reviews” must mean such reviews of the work at the project site and at fabrication locations, where applicable, as the *Registered Professional* in his or her professional discretion considers to be necessary in order to ascertain that the work substantially conforms in all material respects to the plans and supporting documents prepared by the *Registered Professional* for which the building permit is issued. This includes keeping records of all site visits and any corrective action taken as a result thereof.

The *By-law Consultant* is mandated to review reports of other testing and inspection agencies and disciplines where necessary, comment on their acceptability, determine the corrective action to take if unacceptable, and maintain a detailed record of every such report and comments.

Schedule E - *continued*

RE: Project Name: _____

Project Address: _____

Building Permit No. _____

NOTE: The *owner* will notify the City Building Inspector in writing prior to any intended termination of or by the *By-law Consultant*. It is understood that work on the above project will cease as of the effective date of such termination, until such time as a new appointment is made, and a "Stop Work Order" must be posted upon the said project by the City.

OWNER INFORMATION

OR

AGENT FOR OWNER OR CORPORATION INFORMATIONS

Name (Print)

Name (Print)

Signature

Signature

Address (Print)

Title (Print)

City (Print) Postal Code

Address (Print)

Telephone _____

City (Print) Postal Code

Telephone _____

RE: Project Name: _____

Project Address: _____

Building Permit No. _____

BY-LAW CONSULTANT INFORMATION

By-law Consultant's Name (Print)

By-law Consultant's Signature

Date

Address (Print)

Postal Code

Telephone

FAX

(*By-law Consultant's Professional Seal and Signature*)

RE: Project Name: _____

Project Address: _____

Building Permit No. _____

If the *By-law Consultant* is a member of a firm, complete the following.

I am a member of the firm _____
Name of Firm (Print)

Address (Print)

City (Print) Postal Code

and I sign this letter on behalf of myself and the firm.

NOTE: This letter must be signed by the *owner* or the *owner's* appointed agent and by the *By-law Consultant*. An agent's letter of appointment must be attached. If the owner is a corporation, the letter must be signed by a signing officer of the corporation and the signing officer must set forth his or her position in the corporation.

SCHEDULE F

**2010 WINTER GAMES SPECIAL EVENT FACILITY
DESIGN AND FIELD REVIEW CHECKLIST**

Note: Applicable Building *Permit* Documents listed in this checklist to be collected and retained by *IANOC*, in the case of *venues* or the city, in the case of *city sites, private sites, or Robson Square*.

Project Address: _____ Building Permit No. _____

Name of Venue or Site: _____

A. Outdoor Seating	Registered Professional	Received and Retained(Date)
Shop Drawings		
Signed & sealed for structural		
Signed & sealed for electrical		
Schedules B1 & B2 - Structural		
Foundations		
Scaffolding Systems & Platforms		
Outdoor Seating Structural Systems		
Stairs & Ramps to Elevated Platforms		
Guards & Handrails		
Schedules B1 & B2 - Electrical		

B. Indoor Seating	Registered Professional	Received and Retained(Date)
Shop Drawings		
Signed & sealed for structural		
Signed & sealed for electrical		
Schedules B1 & B2 - Structural		
Scaffolding Systems & Platforms		
Indoor Seating Structural Systems		
Stairs & Ramps to Elevated Platforms		
Guards & Handrails		
Schedules B1 & B2 - Electrical		

Project Address: _____ Building Permit No.

Name of Venue or Site:

C. Portable Modular Buildings	Registered Professional	Received and Retained(Date)
Foundations - Structural		
Wood crib foundation < 1 meter high		
Signed & Sealed foundation plan		
Wood crib foundation > 1 meter high		
Signed & Sealed foundation plan		
c/w lateral bracing system details		
Field review reports of foundations		
Scaffolding Platform for elevated buildings	See Section H	
Modular Building - single storey		
Layout plans and elevations (unsealed)	n/a	
Signed & sealed structural letter		
Schedules B1 & B2 - Structural		
CSA Certificate		
Electrical		
Plumbing (where applicable)		
Modular Building - vertically stacked		
Scaffolding platform, stairs, guards	See Section H	
Layout plans and elevations (unsealed)	n/a	
Signed & sealed structural drawing		
Connection & tie down details		
Schedules B1 & B2 - Structural		
CSA Certificate		
Electrical		
Plumbing (where applicable)		

Modular Building - on elevated platforms		
Scaffolding platform, stairs, guards	See Section F	
Layout plans and elevations (unsealed)	n/a	
Signed & sealed structural drawing		
Connection & tie down details		
Schedules B1 & B2 - Structural		
CSA Certificate		
Electrical		
Plumbing (where applicable)		

D. Custom Modular Buildings	Registered Professional	Received and Retained(Date)
Signed and Sealed architectural drawings		
Signed and Sealed structural drawings		
Signed and Sealed electrical drawings		
Schedules B1 & B2 - architectural		
Schedules B1 & B2 - Structural		
Schedules B1 & B2 - Electrical		
CSA Certificate		
Electrical		
Plumbing (where applicable)		

E. Tents	Registered Professional	Received and Retained(Date)
Shop Drawings		
Signed & sealed for structural		
Signed & sealed for electrical		
Schedules B1 & B2 - Structural		
Foundations		
Scaffolding Systems & Platforms		
Tent Structural Systems		
Stairs & Ramps to Elevated Platforms		
Guards & Handrails		
Schedules B1 & B2 - Electrical		
Electrical Systems & Wiring		
Certificate for Flame Spread Rating		
CAN/ULC S109 or		
NFPA 701/California State Fire Marshall		

F. Interior Fit-out within Existing Buildings	Registered Professional	Received and Retained(Date)
Shop Drawings -signed & sealed		
Architectural		
Structural		
Mechanical		
Plumbing		
Fire Suppression Systems		
Electrical		
Commercial kitchen exhaust system		
Schedules B1 & B2 (where applicable)		
Architectural		

Structural		
Mechanical		
Plumbing		
Fire Suppression Systems		
Electrical		
Commercial kitchen exhaust system		
Certificate for Flame Spread Rating		
Factory Assembled Wall Panels		
Fabric - CAN/ULC S109 or NFPA 701		

H. Scaffolding and Platforms	Registered Professional	Received and Retained(Date)
Shop Drawings		
Signed & sealed for structural		
Schedules B1 & B2 - Structural		
Foundations		
Scaffolding Systems & Platforms		
Stairs & Ramps to Elevated Platforms		
Guards & Handrails		

I, _____ hereby confirm that I have received all the applicable documents and drawings as set forth above for the above noted building permit and that these documents and drawings substantially comply with the 2010 Olympic and Paralympic Winter Games By-law.

Signed by: _____
By-law Consultant

Firm: _____

Date: _____
(YY MM DD)



SCHEDULE G
2010 WINTER GAMES
SPECIAL EVENT FACILITY
FINAL INSPECTION AND OCCUPANCY CHECKLIST

Note: Applicable Building *Permit* Documents listed in this checklist to be collected and retained by *IANOC*, in the case of *venues* or the city, in the case of *city sites, private sites, or Robson Square*.

Project Address: _____ Building Permit No. _____

Name of Venue or Site:

A. Outdoor Seating	Registered Professional	Received and Retained(Date)
Final Construction Drawings (if applicable)		
Schedules C-B - Structural		
Foundations		
Scaffolding Systems & Platforms		
Outdoor Seating Structural Systems		
Stairs & Ramps to Elevated Platforms		
Guards & Handrails		
Schedule C-B - Electrical		

B. Indoor Seating	Registered Professional	Received and Retained(Date)
Final Construction Drawings (if applicable)		
Schedules C-B - Structural		
Scaffolding Systems & Platforms		
Indoor Seating Structural Systems		
Stairs & Ramps to Elevated Platforms		
Guards & Handrails		
Schedule C-B - Electrical		

C. Portable Modular Buildings	Registered Professional	Received and Retained(Date)
Modular Building - single storey		
Schedules C-B - Structural		

Modular Building - vertically stacked		
Final Construction Drawings (if applicable)		
Schedules C-B - Structural		

C. Portable Modular Buildings (continued)	Registered Professional	Received and Retained(Date)
Modular Building - on elevated platforms		
Final Construction Drawings (if applicable)		
Schedules C-B - Structural		

D. Custom Modular Buildings	Registered Professional	Received and Retained(Date)
Modular Building - vertically stacked		
Final Construction Drawings (if applicable)		
Schedules C-B - architectural		
Schedules C-B - Structural		
Schedules C-B - Electrical		

E. Tents	Registered Professional	Received and Retained(Date)
Final Construction Drawings (if applicable)		
Schedules C-B - Structural		
Foundations		
Scaffolding Systems & Platforms		
Tent Structural Systems		
Stairs & Ramps to Elevated Platforms		
Guards & Handrails		
Schedules C-B - Electrical		
Electrical Systems & Wiring		

F. Interior Fit-out within Existing Buildings	Registered Professional	Received and Retained(Date)
Final Construction Drawings (if applicable)		

Schedules C-B		
Architectural		
Structural		
Mechanical		
Plumbing		
Fire Suppression Systems		
Electrical		
Commercial kitchen exhaust system		

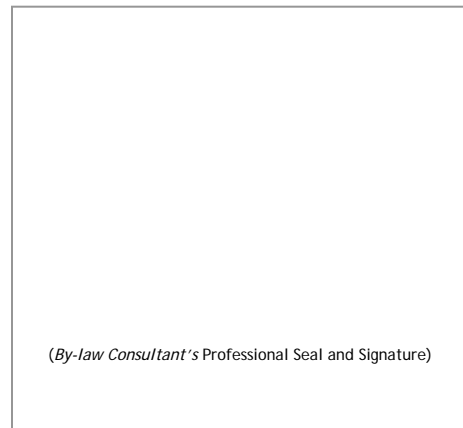
G. Scaffolding and Platforms	Registered Professional	Received and Retained(Date)
Final Construction Drawings (if applicable)		
Schedules C-B - Structural		
Foundations		
Scaffolding Systems & Platforms		
Stairs & Ramps to Elevated Platforms		
Guards & Handrails		

I, _____ hereby confirm that I have received all the applicable documents and drawings as set forth above for the above noted building permit and that these documents and drawings substantially comply with the 2010 Olympic and Paralympic Winter Games By-law.

Signed by: _____
By-law Consultant

Firm: _____

Date: _____
 (YY MM DD)



SCHEDULE H
MAP OF 24 HOUR DELIVERY ZONE

**SCHEDULE I
AREAS REQUIRING NO PERMIT FOR STREET PERFORMING**

Sidewalk in the 300 block of Georgia St. (adjacent Library Square)

Sidewalk in the 700 block of Homer St. (adjacent Library Square)

Sidewalk on the west side of Quebec St. (adjacent Science World)

Sidewalks adjacent to the following rapid transit station entrances:

- Vancouver City Centre
- Olympic Village
- Broadway City Hall
- Oakridge 41st Avenue
- Langara 49th Avenue
- Marine Drive
- Burrard
- Granville
- Broadway
- Nanaimo
- 29th Avenue
- Joyce Collingwood
- VCC Clark
- Commercial Drive
- Renfrew
- Rupert

Areas adjacent to Vancouver Art Gallery that don't require Street Performing Permit

SCHEDULE J
PEDICAB SCHEDULE

EXPLANATION

2010 Winter Games By-law

The attached by-law will implement Council's resolution of December 3, 2009 to create a new 2010 Winter Games By-law.

Director of Legal Services
December 3, 2009

APPENDIX "B"

BY-LAW NO. _____

A By-law to amend Fire By-law No. 8191 regarding fines

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

1. This By-law amends the indicated provisions of the Fire By-law.
2. From Sentence 8.3.1.1.(1), Council strikes out "\$2,000", and substitutes "\$10,000".
3. From Sentence 8.3.1.1.(3), Council strikes out "\$50.00", and substitutes "\$500.00, or not less than \$750 in the case of an offence referred to in Sentence (2), and not more than \$10,000".
4. A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this By-law, and is not to affect the balance of this By-law.
5. This By-law is to come into force and take effect on the date of its enactment.

ENACTED by Council this _____ day of _____, 2009

Mayor

City Clerk

EXPLANATION

Fire By-law amending by-law re fines

The attached by-law will implement Council's resolution of December 3, 2009 to amend the Fire By-law to increase fines pursuant to the new authority to do so under the Vancouver Charter.

Director of Legal Services
December 3, 2009

APPENDIX "C"

2010 Winter Games By-Law Provision Timelines

By-law	Activity	Applicable Dates
<i>City Land Regulation</i>	Rules and Security Provisions Related to LiveCity Sites	February 11 to February 28 and March 12 to March 21
<i>Graffiti By-law</i>	Ability to remove graffiti with limited notice	February 1 to March 21
<i>Noise Control By-law</i>	Extension of commercial garbage collection hours	February 12 to February 28
	24 Hour Delivery in Downtown	February 1 to February 28
	Extension of definition of "daytime" for noise purposes	February 11 to February 28
<i>License By-law</i>	Relaxation of liquor service hours and city's support for temporary liquor licence hours	February 8 to February 28
<i>Street and Traffic By-law</i>	Restrictions on distribution and display of advertising material	February 11 to February 28
	Restrictions on Street Performing	February 11 to February 28
	Olympic Lanes	February 4 to March 1
	Pedestrian Corridors	February 12 to February 28
	Temporary Truck Routes	February 1 to March 21
	Automatic Changeable Messaging	February 11 to February 28 and March 12 to March 21
<i>Ticket Offences By-law</i>	Increase in by-laws that can be enforced through tickets	February 6 to March 21
<i>Vehicles for Hire By-law</i>	Pedicab route restrictions	February 4 to March 1
	Rickshaws permitted in pedestrian corridor	February 12 to February 28

APPENDIX "D"

Protocol for the Exercise of Powers under sections 31 and 32 of the *Municipalities Enabling and Validating Act (No. 3)* during the 2010 Winter Games

1. The power under the *Municipalities Enabling and Validating Act (No. 3)* (the "MEVA") to enter and remove an illegal sign shall only be exercised in relation to signs that are "advertising-matter" as defined in the *2010 Winter Games By-law*.
2. The power under the MEVA to enter private property shall only be exercised in relation to private property that is used as a private dwelling in the following circumstances:
 - a. The owner or occupier consents; or
 - b. An independent judicial officer issues a warrant under the MEVA or another Act; or
 - c. There are reasonable grounds to believe that failure to enter and remove the sign may result in a significant risk to anyone's health or safety.
3. The decision to utilize the power to enter and remove an illegal sign under MEVA shall be made by:
 - a. City Manager; or
 - b. Deputy City Manager; or
 - c. General Manager of Community Services,based on the following criteria:
 - a. Visibility of the sign from locations with high spectator presence, key transportation routes, or media focus;
 - b. Aesthetic impact of the sign; and
 - c. Potential risk to health or safety of anyone.The ownership of a commercial sign will not be considered in determining whether or not it should be removed - i.e., an illegal sign installed by a Games sponsor will be treated the same as a sign installed by another party.
4. Staff will report back to Council within 90 days of the Games on the use of the MEVA power to enter and remove an illegal signs, including the number of warrants obtained and the number of signs removed.

RE: Project Name: _____

Project Address: _____

Building Permit No. _____

BY-LAW CONSULTANT INFORMATION

By-law Consultant's Name (Print)

By-law Consultant's Signature

Date

Address (Print)

Postal Code

Telephone

FAX

(By-law Consultant's Professional Seal and Signature)

RE: **Project Name:** _____

Project Address: _____

Building Permit No. _____

If the *By-law Consultant* is a member of a firm, complete the following.

I am a member of the firm _____
Name of Firm (Print)

Address (Print)

City (Print) Postal Code

and I sign this letter on behalf of myself and the firm.

NOTE: This letter must be signed by the *owner* or the *owner's* appointed agent and by the *By-law Consultant*. An agent's letter of appointment must be attached. If the owner is a corporation, the letter must be signed by a signing officer of the corporation and the signing officer must set forth his or her position in the corporation.