

By-law No. 9962

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

1.1 Name of By-law

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

1.2 Definitions

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.

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

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”.

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

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.

1.5 Table of contents

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.

1.6 Schedules

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.

1.7 Severability

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.

