

# TOWN OF SMITHERS

## BUSINESS HOURS REGULATION BYLAW NO. 1391

### *A Bylaw to regulate the hours of retail business operations*

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**WHEREAS** under Section 653 of the Local Government Act, Town of Smithers Council may, by bylaw, regulate businesses, business activities and persons engaged in business;

**AND WHEREAS** under Section 654 of the Local Government Act, subject to the "Holiday Shopping Regulation Act or bylaw or order under that Act, Council may regulate the hours of operation of businesses or business activities;

**NOW THEREFORE** the Council of the Town of Smithers, in open meeting assembled, hereby enacts as follows:

c) **CITATION**

This bylaw may be cited for all purposes as "Business Hours Regulation Bylaw No. 1391".

d) **ADMINISTRATIVE PROVISIONS**

- a. Bylaw No. 1391 comes into effect upon the date of adoption.
- b. Bylaw No. 946 cited as "Hours of Closing Bylaw No. 946, 1990" be repealed in its entirety.

e) **REGULATIONS – RETAIL BUSINESSES**

Hours of Operation

- a) Hours of operation for retail businesses, defined as such under the Business Licence Bylaw, are restricted to an opening time of 6:00 a.m. and a closing time of 12:00 (midnight) each day (except holidays, as regulated under the Holiday Shopping Regulation Act).
- b) For the convenience of the public, retail businesses may remain open for the serving of customers during one special promotional event per year sponsored by a retail merchant group for a continuous period of up to 24 hours.
- c) Section 3 a) does not apply to restaurants, licensed liquor establishments, fuel sales businesses as classified in the Business Licence Bylaw, or video stores.

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READ A FIRST TIME THIS 23<sup>RD</sup> DAY OF OCTOBER 2001.

READ A SECOND TIME THIS 23<sup>RD</sup> DAY OF OCTOBER 2001.

READ A THIRD TIME THIS 23<sup>RD</sup> DAY OF OCTOBER 2001.

ADOPTED THIS 25<sup>TH</sup> DAY OF OCTOBER 2001.

The Corporate Seal of the Town of Smithers  
was hereto affixed in the presence of:

S E A L

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Brian J. Northup  
Mayor

Wallace Mah  
Corporate Administrator (CAO)

CERTIFIED A TRUE AND CORRECT  
COPY of Bylaw No. 1391 cited as  
"Business Hours Regulation Bylaw No.  
1391".

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Wallace Mah  
Corporate Administrator (CAO)

KT

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INITIALS REQUIRED	ACTION TO BE TAKEN	INITIALS REQUIRED	
<b>ORIGI- NATOR ADMIN</b>		<b>CLERICAL</b>	<b>STAFF</b>
		<b>DONE</b>	<b>DATE</b>
	<b>FIRST READING</b>		
	<b>SECOND READING</b>		
	RESCIND SECOND READING		
	AMEND BYLAW AND RE-READ SECOND		
	APPROVAL OF REGIONAL DISTRICT		
	APPROVAL OF MINISTRY OF HIGHWAYS		
	APPROVAL OF INSPECTOR OF MNCPLTS		
	APPROVAL OF MIN. OF MUN. AFFAIRS		
	ADVERTISE BYLAW		
	PUBLIC HEARING		
	<b>THIRD READING</b>		
	RESCIND THIRD READING		
	AMEND BYLAW AND RE-READ THIRD		
	APPROVAL OF INSPECTOR OF MNCPLTS		
	COUNTER-PETITION PROCESS		
	ADVERTISE BYLAW		
	PUBLIC HEARING		
	QUASHING PERIOD		
	<b>ADOPTION</b>		
	QUASHING PERIOD		
	FILE WITH INSPECTOR		

**THIS MUST BE COMPLETED BY ORIGINATOR**

LEGAL AUTHORITIES \_\_\_\_\_

\_\_\_\_\_

MISCELLANEOUS \_\_\_\_\_

\_\_\_\_\_

**DONE LIST FOR BUSINESS HOURS REGULATION**  
**BYLAW NO. 1391**

Originator: KT

When a bylaw has had a reading:

Enter any action, i.e. readings, on the computer (**don't print that page**); and initial & date the checklist page, i.e. Feb 6, 2000

<u>done on computer</u> (initials)		<u>marked on checklist</u> (initials)
___	Had first and second readings.....	___
___	.....	___
___	.....	___
___	Been adopted .....	___

When a bylaw has been adopted:

- \_\_\_ Checklist has been put into blue working folder
- \_\_\_ Has been deleted from the Follow up list
- \_\_\_ Entered on the database, i.e. Feb 3, 2000, and printed for the bylaw index
- \_\_\_ Given to originator to re-initial page
- \_\_\_ Given to the Chief Administrative Officer for signature.

When it comes back from the Chief Administrative Officer:

- \_\_\_ Sealed and given to Mayor for signature

When it comes back from the Mayor:

- \_\_\_ Signed-bylaw copied for the blue working file.
- \_\_\_ Working file includes any relevant pages from Council Minutes.
- \_\_\_ Anything that needed changing in the Bylaw Index, i.e. amendments, etc., has been done \_\_\_\_\_

Bylaw given to Shannon for any possible follow-up, i.e. some of them need to be registered; signature needed on agreement, etc. \_\_\_\_\_

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Finished, ready for filing \_\_\_\_\_ Shannon's initials