

BY-LAW NO. 1020

A BY-LAW OF THE TOWN OF HINTON IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATION AND LICENSING OF BUSINESSES

- WHEREAS, the Municipal Government Act R.S.A. 2000, Chapter M-26 and amendments thereto provides that By-Laws may be passed with respect to the regulation of businesses including the licensing thereof,
- AND WHEREAS, it is deemed expedient that By-Law No. 891 "The Business License By-Law" be consolidated and amended in accordance with the Municipality of Hinton's Bylaw Review Policy.
- NOW THEREFORE the Municipal Council of Hinton, in the Province of Alberta, duly assembled enacts as follows:

TITLE

- 1.0 This Bylaw shall be cited as the "**Business License Bylaw**".

1.1 **SEVERABILITY**

If any court of competent jurisdiction declares any provision of this bylaw invalid, the invalid portion must be severed and the remainder of the bylaw is deemed to be valid.

1.2 **DEFINITIONS**

- (a) "**BUSINESS**" includes business, trade, profession, industry, occupation employment or calling and the providing of goods and services totally within or partially within and partially outside the municipality of Hinton. Any advertising of the business, callings, trades or occupations referred to in this By-Law shall be deemed to be prima facia proof of the fact that the person advertising is carrying on or operating a business, calling, trade or occupation.
- (b) "**CHARITABLE OR NON-PROFIT ORGANIZATIONS**" means an association or corporation acting for charity or in the promotion of general social welfare and includes:
- (i) a religious society or organization
 - (ii) a service club
 - (iii) a community veterans' or youth organization
 - (iv) a social, sport or fraternal organization or club
 - (v) an employers' or employees' organization

- (c) **"COUNCIL"** means the Municipal Council of Hinton in the Province of Alberta;
- (d) **"LICENSE INSPECTOR"** means any person appointed by Council to assist in carrying out the administration and enforcement of this By-Law and includes a By-Law Enforcement Officer, Peace Officer or Special Constable;
- (e) **"LICENSEE"** means any person who holds a valid and subsisting license issued under the authority of this By-Law;
- (f) **"MOBILE RETAIL"** means any person who offers for sale goods, wares merchandise or articles on a retail or wholesale basis and whose place of business is located or conducted solely from a mobile unit;
- (g) **"MUNICIPALITY"** means the Town of Hinton, Alberta, or the Corporate Limits of Hinton, Alberta;
- (h) **"PERSON"** includes an individual, corporation, partnership, association or other similar cooperative organization or agent thereto;
- (i) **"RESIDENT BUSINESS"** shall mean any business located within the Corporate Limits of Hinton, Alberta;
- (j) **"NON RESIDENT BUSINESS"** shall mean a business located outside of the Corporate Limits of Hinton, Alberta;
- (k) **"RURAL RESIDENT BUSINESS"** shall mean any business located outside the boundaries of the Corporate Limits of Hinton, Alberta and is a resident within a 50 km radius of Hinton, Alberta;

PROHIBITION

2.0 No person shall carry on any business in the Municipality of Hinton, Alberta, without having a current and valid licence to do, as issued under the provisions of this By-Law, the fees for which are amended from time-to-time, and attached as per Schedule "A" of this By-Law.

2.1 Notwithstanding Section 2.0, no licence shall be required:

- (a) for any business carried on by the Town, the Government of Alberta or the Government of Canada;
- (b) for any business which is excluded from the requirements of this By-Law by an Act of the Legislature, the onus of proof of which lies on the business. The following Legislations are in effect but not restricted to:
 - (i) Legal Professions Act;
 - (ii) Medical Act;
 - (iii) Pharmaceutical Act;
 - (iv) Optometry Act;
 - (v) Chartered Accountants Act
 - (vi) Certified General Accounts Act;
 - (vii) Certified Management Accountants Act;
 - (viii) Insurance Act;
- (c) for any business carried on by any person participating in an annual Trade and Commerce Show; and,
- (d) all local Non-profit/Charitable Organizations.

CHARITABLE OR NON-PROFIT ORGANIZATIONS

3.0 Where any charitable or non-profit organization wishes to be exempted from the requirements of this By-Law to pay a licence fee, it shall apply in writing to the License Inspector of the Town for such exemption providing the License Inspector with:

- (a) the name of the organization and such other information as the License Inspector requires determining that the organization is a charitable or non-profit organization as defined by this By-Law;
- (b) a description of the business which the organization wishes to carry on and the time and place where it is to be carried on.

LICENSED EMPLOYEES

4.0 Where this By-Law provides that employees or agents are required to be licensed the employer who engages the employees or the principal for whom the agents act shall:

- (a) furnish to the License Inspector a list of all employees or agents requiring to be licensed;

- (b) amend such list when such employees or agents are changed and advise the License Inspector forthwith of such changes; and
- (c) be responsible for assuring that each such employee or agent is the holder of a valid and subsisting license required by this By-Law.

INDIVIDUAL LICENSE

- 5.0 A license shall be issued to a person who owns or carries on the particular business to be licensed either in the municipality or in specified premises in the municipality.

BUSINESS ON SEVERAL PREMISES

- 5.1 Where a business subject to licensing is carried on or intended to be carried on in more than one place, a license shall be required in respect of each place as though the business carried on in each were a separate business.

5.2 COMBINATION LICENSES

Licenses to carry on two or more businesses by one person may be issued on one form of license provided each business and the proper license fee therefore is shown separately on such form. Each business shall, however, be deemed to be separately licensed.

5.3 MULTIPLE BUSINESSES

Where a person operates multiple businesses under one business entity, the municipality holds the right to determine the licensing requirements of such businesses.

APPLICATION FOR LICENSES

- 6.0 Each applicant for a license shall:

- (a) make a written application for such licenses to the Municipality.
- (b) at the request of the Municipality, sign a statutory declaration attesting to the accuracy of the information contained in the application;

- (c) submit, when required, a bond or public liability insurance in a form satisfactory to the Municipality's solicitor;
- (d) produce all Federal, Provincial or Municipal certificates, licenses, documents or approval that may be required in connection with the carrying on of a business;
- (e) if requested, produce written approval of the Municipality's Development Officer to the application;
- (f) tender the license fee payable in respect of the business as set out in this By-Law hereto;
- (g) each applicant for a license shall submit to and assist in every inspection required by the License Inspector with respect to the business to be licensed and furnish to the License Inspector all information required.
- (h) the License Inspector may refuse to grant any license if in his opinion there are just and reasonable grounds for the refusal of the application. An applicant may appeal the refusal to the Council.

LICENSE

- 7.0 A license issued under the provisions of this By-Law shall expire on December 31st in the year of issue, unless previously suspended or revoked.
- 7.1 Each licensee who carries on business at specific premises shall post the current license in some conspicuous place on the licensed premises.
- 7.2 Each licensee who does not carry on a business at a specific premises shall carry on his person or have readily available the current license and shall, upon request, produce same to a Peace Officer or License Inspector or to any person with whom he is doing business to which the license relates.
- 7.3 No license issued under the provision of this By-Law shall be transferable.
- 7.4 Where a license is surrendered prior to July 1 in the year of issue, the municipality shall refund to the licensee one half of the annual fee therefore but this section does not apply to any license issued for a period of less than the full license year.

- (a) Each Applicant representing a "New Business" shall pay the License Fee as per Schedule "A" of this By-Law.
- (b) Each Applicant representing a "New Business" shall pay a pro-rated License Fee consisting of HALF (1/2) the cost as per Schedule "A" of this By-Law for the months of July, August, September, October, November and December of the current Licensing Year.

7.5 A license, if issued, shall be null and void if the payment thereof was made by means of a non-negotiable document (i.e. N.S.F. cheque).

RESPONSIBILITIES OF LICENSE INSPECTOR

8.0 Each License Inspector shall:

- (a) be responsible for the issuance, suspension and revocation of all licenses pertaining to this By-Law;
- (b) accept applications for licenses;
- (c) maintain a record of all licenses issued, transferred, suspended or revoked;
- (d) inspect as necessary all premises licensed or required to be licensed pursuant to this By-Law;
- (e) generally administer and enforce this By-Law.

SUSPENSION AND REVOCATION OF LICENSES

9.0 In addition to any other penalty, which may be imposed by the municipality, the License Inspector may suspend or revoke any license if in his opinion there are just and reasonable grounds for the suspension or revocation. The licensee may appeal the suspension or revocation to the Council.

9.1 A Medical Health Officer may suspend or revoke the license of any person who sells food or drink for human consumption and who has neglected or refused to comply with the rules, orders or regulations of the Minister of Social Service and Community Health or the By-Laws of the Municipality relevant to such business.

- 9.2 A suspension of a license may be for a period of time not exceeding the expired term of the license and where the suspended license complies with that By-Law in the opinion of the License Inspector;
- 9.3 Upon notification of suspension the licensee shall surrender such license (s) to the License Inspector.

DEFINITION OF BUSINESS

- 10.0 "Advertising Canvasser" includes any person taking orders for advertisements to be published in hotel or rooming house registers or in any magazine or in any periodical, but does not include persons taking orders for advertisements for publications issued by universities, colleges, schools, or other similar educational institutions or advertising for insertion in a daily or weekly newspaper.
- 10.1 "Advertising Manufacturer" includes any person who produces signs, billboards, posters, trinkets or similar products for the purpose of advertising.
- 10.2 "Advertising Vehicle" includes:
- (a) any vehicle using the highways of the Town for visual advertising purposes, but does not include:
 - (b) a vehicle showing thereon merely the name of the owner of such vehicle, the nature of the business of the owner and displaying thereon advertising material concerning the merchandise of such owner.
- 10.3 "Arcade" includes any premises where one or more coin or token operated games or machines of skill or amusement are kept.
- 10.4 "Auctioneer" includes any person selling or offering for sale by public auction any real or personal property if holding a subsisting Provincial License.
- 10.5 "Automobile Dealer" includes any person who offers for sale new vehicles of any description.
- 10.6 "Bakery" includes any building or part of a building or any premises, workshop, room or place principally used for the preparation, making and baking of bread or any bakery product for sale, but does not include the kitchens or bake

rooms of hotels or restaurants, insofar as the bread or any bakery product there made is sold only for consumption on the premises.

- 10.7 "Barber/Beauty Salon" includes any premises wherein shaving, hair cutting, hairdressing, shampooing, or the sale of hairpieces or similar service or business is carried on.
- 10.8 "Bath House Keeper" includes any person who uses a house or premise for providing the public with Turkish, vapour or any other baths.
- 10.9 "Beverage Room" shall mean the premises in which the sale of draft beer is carried on from a central bar.
- 10.10 "Billiard/Pool Room Keeper" includes any person who keeps, has or operates for hire or gain any billiard, pool, bagatelle, mississippi or pigeon hole table or who has whether in use or not, any of such tables in a house of public entertainment or resort.
- 10.11 "Bill Poster" includes any person who undertakes to place signs and advertisement on hoardings or other places in the Town.
- 10.12 "Boarding, Lodging or Rooming House" includes:
 - (a) a hotel, motor hotel, and;
 - (b) any building or that part thereof, whether completely or partly furnished, used or designed for use for the purpose of accommodating, for a consideration, boarders or lodgers generally, and;
 - (c) a private home in which more than three (3) persons, other than the immediate family of the owner, tenant or occupant, reside.
- 10.13 "Book Agent" includes any person who sells or offers or exhibits for sale any book or similar publication whether published or unpublished, but does not include the agent of any printer, publisher or other person who has been engaged in publishing or dealing in books in a bona fide business in the Town for a period of three (3) months previous to the soliciting of his agent.
- 10.14 "Bowling Alley Keeper" includes any person who owns, keeps or operates for hire or profit, a bowling alley.

- 10.15 "Butcher" shall mean any person cutting, processing or packaging meat and exposing, selling or offering the said meat for sale by retail.
- 10.16 "Candy/Ice Cream Dealer" includes any person who sells, exposes or offers for sale candy, confectionery, soft drinks or ice cream.
- 10.17 "Caterer" shall mean any person who prepares sandwiches, beverages, lunches, meals or sells or offers for sale sandwiches, beverages, lunches or meals to be consumed at premises other than those of the licensee. Persons licensed to operate a restaurant, dining lounge, or restricted dining lounge on the same premises under his By-Law shall not be deemed a caterer.
- 10.18 "Christmas Tree Vendor" shall mean any person who offers for sale Christmas trees, on any site outside of a building and shall include any religious or welfare organization, community league, boy scout, girl guide, the Young Mens' Christian Association, the Young Women' Christian Association, Boys' and Girls' Club or any group affiliated with them.
- 10.19 "Circus" includes circus, circus riding, menageries, hippodromes, waxworks, exhibitions, freak shows, sideshows, midways, carnivals and other entertainments usually carried on by showmen.
- 10.20 "Club Lounge" shall mean premises in which beer, wine or liquor is sold in conjunction with food services to club members.
- 10.21 "Construction Equipment Suppliers" includes the business of offering for rent, lease or sale, equipment used by the construction industry and without limiting the generality of the foregoing will include the supply of equipment such as: bulldozers, backhoes, cranes, ditchers, draglines, forklifts, graders, overhead loaders, tractors or similar equipment.
- 10.22 "Contractor" includes any person who enters into a contract or contracts for the erection, alteration, cleaning, moving, repair or demolition of buildings or structures within the municipality and without limiting the generality of the foregoing, includes a person who carries on any one or more of the following businesses:
- (a) building or carpenters;

- (b) excavator, concrete, sidewalk, road, bridge or paving contractor;
 - (c) roofing, siding, stucco, glass installer or insulating contractor;
 - (d) linoleum, floor finishing, rug installation;
 - (e) painting, decorating, paper hanging, terrazzo or tile contractors;
 - (f) brick or stone mason, structural steel contractor or welding contractor;
 - (g) landscaping or ditching;
 - (h) janitor service, window washing contractor, rug, furnace or chimney cleaner.
- 10.23 "Contractor Trades" includes any person who enters into a contract or contracts for the erection or alteration of any building or structure within the municipality wherein a master trades designation is required.
- 10.24 "Dance Hall" includes any hall, room, pavilion or place where dancing in which the public or guests may join takes place, but does not include a private home or school or instruction.
- 10.25 "Delivery/Messenger Services" shall mean the business of operating vehicles for transporting materials for gain either wholly within or partly within and partly without the boundaries of the municipality of Hinton, Alberta.
- 10.26 "Dining Lounge" shall mean premises in which beer, wine and liquor are served to the public in connection with the serving of regular meals in consideration of payment thereof.
- 10.27 "Dry Cleaning" includes the business of dyeing or dry cleaning cloth, clothing, garments, feathers, furs or any fabric or textile whatsoever by immersion or washing by an non-aqueous solvent.
- 10.28 "Firearm/Ammunition Dealer" shall mean any person who carries on a business dealing with firearms as defined by the Criminal Code of Canada, or ammunition therefore, and without restricting the generality of the foregoing, includes the business of manufacturing, purchasing, wholesaling, retailing, importing, exporting, repairing, altering or taking in pawn such firearms or ammunition therefore.

- 10.29 "Fish Dealer" shall mean any person cutting, processing or packaging fish and exposing, selling or offering the said fish for sale by retail at a permanent place of business within the municipality.
- 10.30 "Gasoline Filling Station" includes garages, warehouses or any premises whose primary purpose is to offer for retail consumption any petroleum product used in vehicles, to the general public.
- 10.31 "Grocery Store" shall mean any premise wherein any of the following are exposed, offered for sale or sold by retail: fresh fruits, fresh vegetables, canned foods, packaged foods, bakery products, frozen foods, meat which has been cut, processed and pre-packaged by a butcher or meat packing plant, fish which has been cut processed and pre-packaged by a fish dealer or fish packing plant.
- 10.32 "Hall for Entertainment" includes every hall kept for hire or profit wherein concerts, dances entertainments or amusements are held.
- 10.33 "Hawker" or "Peddler" means any person who, whether as principal or agent,
- (a) goes from house to house selling or offering for sale any merchandise or services, or both, to any person, and who is not a wholesale or retail dealer in such merchandise or services, and not having a permanent place of business in the Municipality, or
 - (b) offers or exposes for sale to any person by means of samples, patterns, cuts or blueprints, merchandise or services, or both, to be afterwards delivered in and shipped into the Municipality, or
 - (c) sells merchandise or services, or both, on the streets or roads or elsewhere than at a building that is his permanent place of business, but does not include any person selling.
 - (i) meat, fruit or other farm produce that has been produced, raised or grown by himself, or
 - (ii) fish of his own catching.

- 10.34 "Health Parlour" shall mean a business where any one or more of the following services or facilities are available to the public for compensation:
- (a) instruction in physical conditioning;
 - (b) physical conditioning equipment;
 - (c) baths of any description; or
 - (d) steam cabinets or rooms,
- but does not include a business where medical or therapeutic treatment is performed or offered by a person or persons qualified, licensed or registered so to do under the laws of the province of Alberta.
- 10.35 "Home Occupation" shall mean where the business premises are located in a building where the primary function of which is residential and shall include an occupation, trade, business, profession or craft, including a home office, home craft, home day care, home business and bed and breakfast carried on by an occupant of a residential business.
- 10.36 "Kennel" includes a house, shelter, room or place where more than two (2) dogs over the age of four (4) months, are kept or harboured in one location at the same time, but does not include premises used for the care and treatment of dogs operated by a duly qualified veterinary surgeon, nor premises used for the purpose of a dog show.
- 10.37 "Laundry" includes the business of washing, ironing, starching or pressing any washable articles or things.
- 10.38 "Limousine Service" shall mean the business of offering for gain or profit the use of non-metered vehicles and drivers.
- 10.39 "Locksmith" shall mean any person who operates the business of providing locks, keys or safes and service thereto.
- 10.40 "Lounge" shall mean premises in which beer, wine or liquor is served to the public, with or without meals.
- 10.41 "Manicurist" shall mean the business of cutting, trimming, cleaning or otherwise affecting the appearance of finger or toenails.

- 10.42 "Market Associations" shall mean the business of providing to persons, for compensation on a temporary or casual basis, stalls or other restricted areas for the display and sale of goods, wares or merchandise to the public.
- 10.43 "Milk Dealer" shall mean any person, company, or firm carrying on the business of milk processing or milk distributing plant and selling within the Town either by himself or through his or its employees or agents, milk or cream, other than canned milk or cream, directly to the consumer thereof, or in wholesale quantities to stores or to any person for the purpose of resale, for consumption within the municipality of Hinton.
- 10.44 "Mobile Home Dealers" shall mean any person who carries on a business of selling mobile homes at retail.
- 10.45 "Mobile Park" includes any property on which three (3) or more mobile units are accommodated for permanent residential use.
- 10.46 "Motel" includes auto tourist court or any grouping of three (3) or more individual rentable units provided for the accommodation of persons travelling by motor vehicle.
- 10.47 "Office Building Operator" shall mean a person who owns or operates a building or attached set of buildings exceeding three (3) stories in height above the ground in which offices are rented out for commercial purposes.
- 10.48 "Pawnbroker" includes any person who lawfully exercises the trade of receiving or taking by way of pawn, pledge or exchange any goods for the repayment of money, lent thereon.
- 10.49 "Pressing and Repairing" includes the business of pressing and repairing cloth, clothing or garments and the doing of minor repairs thereto, and in connection therewith the elimination or cleaning of stains by what is known in the trade as "spotting".
- 10.50 "Radio Electronic servicing" includes the carrying on of the business of disconnecting, repairing, adjusting and installing radio, television and other electronic equipment, including receiving and transmitting apparatus, but does not include:
- (a) servicing of airway communication;
 - (b) servicing of motion picture projection apparatus;

- (c) servicing of telephone, telegraph or teletype equipment and apparatus;
 - (d) servicing of coin operated record players;
 - (e) businesses, which sell radio and/or electronic equipment but do not supply their own servicing, maintenance or repair facilities.
- 10.51 "Rag or Junk Collectors" includes every person going about streets, lanes, public places and yards, collecting rags, bones, bottles, metal or junk or any kind.
- 10.52 "Rental Accommodation Keeper" shall mean any person who offers, rents or leases any building or portion thereof (not being a boarding, lodging or rooming house or a hotel as herein defined, used or occupied as the home or residence of three (3) or more families living independently of each other and includes flats, suites and apartment, row houses or similar groupings of one family dwelling units.
- 10.53 "Rental Agency" includes any person who, by contract or agreement, and for a fee payable by the renter or the lessee, provides information respecting residential accommodation, which is available for rent or lease.
- 10.54 "Restaurant" shall mean and shall include:
- (a) every public place where food and drink is sold or consumed on or about the premises; and
 - (b) canteens, cafeterias, dining rooms, etc., provided for staff, students or employees whether meals are paid for on an individual basis, or are included in a daily weekly, monthly or similar charge.
- but does not include:
- (c) premises wherein only soft drinks or ice cream in its various forms are sold to the public to be consumed on or off the premises; and
 - (d) premises such as tents or stall set up temporarily as restaurants to be used for a period not exceeding TEN (10) days in connection with fairs, bazaars and the like.

- 10.55 "Restricted Dining Lounge" shall mean premises, which are permitted by Provincial Liquor License to serve only beer and wine, or either of them to the public in connection with the serving of regular meals in consideration of payment thereof.
- 10.56 "Retail Business" shall mean any person who operates a business, calling, trade, profession, industry, occupation, employment for the provision of goods or services totally within or partly within the municipality not otherwise specified therein and not excluded by Provincial Statutes.
- 10.57 "Salvage Dealer" includes every person who purchases and sells ferrous or non-ferrous metals, or waste paper or rags of every description.
- 10.58 "Second-Hand Dealer" includes every person who has his place of business within the Town and who:
- (a) purchases, sells or exchanges or in any way deals in goods, wares, merchandise effects, articles, or things of any kind or nature, which have been worn, used, or purchased by some person to be worn or used, all commonly known as second-hand goods or antiques and hereinafter referred to as second-hand goods;
- but does not include:
- (b) any merchant or dealer who takes by way of exchange second-hand goods or junk as a mere incident of this usual business; or
 - (c) auctioneers, when disposing of merchandise by public auction; or
- 10.59 "Shooting Gallery" includes any premises, which are used wholly or in part as a rifle or shooting gallery or miniature rifle range.
- 10.60 "Snack Bar" shall mean any premises, which offer for sale light refreshments for immediate consumption with no seating provided.
- 10.61 "Tattoo Parlour" includes any premises where tattooing is performed for gain.
- 10.62 "Theatre" includes any place which offers permanent seating used for the showing of theatrical, operatic, or vaudeville performances or moving pictures or television shows or for

similar purposes.

- 10.63 "Tobacco Dealer" includes every person who, as a retailer, keeps for sale, sells, exposes, or offers for sale, cigars, cigarettes or cigarette tobacco, smoking or chewing tobacco, snuff or any tobacco products other than through a slot machine.
- 10.64 "Towing/Boosting Service" shall mean the business of operating trucks propelled by mechanical power for the purpose of towing or boosting for gain vehicles, trailers or other wheeled equipment on the highways of the municipality.
- (a) transport truck shall mean a truck/trucks propelled by mechanical power for the purpose of transporting materials.
- 10.65 "Transient Contractor" includes any person who does not maintain a permanent place of business within the Town and who acts as a contractor.
- 10.66 "Transient Trader" shall mean any person who is not a resident of Town and who either as a principal or an agent buys or offers to buy direct from the producer thereof any merchandise, or sells or offers to sell to the consumer any merchandise from a building or other permanent enclosure.
- 10.67 "Used Car Dealer" includes any person who in any one year offers for sale, trade or exchange a greater number than three (3) second-hand or used motor vehicles of any description.
- 10.68 "Waste/Garbage Collector" includes any person who provides a waste/garbage collection service.

PENALTIES

- 11.0 Any person who fails to do anything, which he is required to do pursuant to this By-Law, or who does anything, which he is prohibited from, doing under this By-Law, may be guilty of an offence and is liable on summary conviction,
- (a) for a first offence to a fine of not less than five hundred (\$500.00) dollars and not more than one thousand (\$1,000.00) dollars or in default of payment of the fine and costs to imprisonment for a period of not more than sixty (60) days: and

- (b) for a second or subsequent offence to a fine of not less than one thousand (\$1,000.00) dollars and not more than two thousand (\$2,000.00) dollars, or in default of payment of the fine and costs to imprisonment for a period of not more than six (6) months, unless in either case the fine and costs, including the cost of committal, are sooner paid; and
- (c) in addition to section (a) and (b) above, when the conviction is for the non-payment of any licence fee payable to the municipality the Court may adjudge payment thereof.

OFFENCE TICKET

- 12.0 Any By-Law Enforcement Officer or Peace Officer may enforce the provisions of this By-Law and may issue an offence ticket to any person found to have committed a breach of the By-Law. The offence ticket shall state the alleged offence, the By-Law number and the name, and require payment of the appropriate fine as provided in Schedule "B" attached hereto and declared to be part of this By-Law to the Municipal Treasurer within thirty (30) days or issuance of the ticket.
- 12.1 An offence ticket may be issued by personally serving it upon the offender, or by leaving it at the residence of the offender or by sending it to the address shown on the offender's driver's license.
- 12.2 The provisions of this section are an initial alternative to a summons under Section 11 of this By-Law. If an offence ticket is issued and payment is made within the time limited then such payment shall be accepted in lieu of prosecution. If payment is not made within the time limited then the alleged offender is not entitled as of right to settle the alleged offence without a court appearance. Should the alleged offender fail to make voluntary payment during the time limited then an additional sum of thirty dollars (\$30.00) shall be added to the appropriate fine indicated on the offence ticket. After the time limited for payment on the offence ticket, the By-Law Enforcement Officer may allow a further period of grace within which the appropriate fine and the additional \$30.00 late payment fee may be accepted.

- 12.3 If a cheque is given in payment for an offence ticket and the cheque is not honoured by the financial institution on which it is drawn, the offence ticket shall be treated in the same manner that it would have been if the cheque had not been given in payment for the appropriate fine provided in Schedule "B".

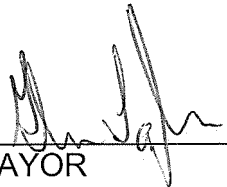
REPEALS


- 13.0 By-Law No. 891 as amended is hereby repealed.

EFFECTIVE DATE

- 14.0 This By-Law shall come into effect on the date of passing thereof.

READ A FIRST TIME THIS 5th DAY OF Dec. A.D., 2006.
READ A SECOND TIME THIS 5th DAY OF Dec. A.D., 2006.
READ A THIRD TIME THIS 19th DAY OF Dec. A.D., 2006.


MAYOR


DIRECTOR OF
CORPORATE SERVICES

SCHEDULE "A"

| LICENSE | Approvals Required (in Addition to Approval of License Inspector) | Fees Per Annum Unless Otherwise Stipulated | | |
|--------------------------------|---|--|-------------------|-----------------|
| | | Resident | Rural Resident | Non Resident |
| 1. Advertising Canvasser | N/A | \$160.00 | \$215.00 | \$285.00 |
| 2. Advertising Manufacturer | N/A | \$160.00 | \$215.00 | \$285.00 |
| 3. Advertising Vehicle | N/A | \$160.00 | \$215.00 | \$285.00 |
| 4. Arcades | N/A | \$160.00 | \$215.00 | \$285.00 |
| 5. Auctioneer | N/A | \$160.00 | \$215.00 | \$285.00 |
| 6. Automobile Dealer | N/A | \$160.00 | \$215.00 | \$285.00 |
| 7. Bakery | Health, Fire | \$160.00 | \$215.00 | \$285.00 |
| 8. Barber/Beauty Salons | Health | \$160.00 | \$215.00 | \$285.00 |
| 9. Bath House Keeper | Health, Police | \$160.00 | \$215.00 | \$285.00 |
| 10. Beverage Room | Health, Fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 10. (a) Dining Lounge | Health, Fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 11. Billiard/Pool Room Keeper | Health, Police | \$160.00 | \$215.00 | \$285.00 |
| 12. Bill Poster | N/A | \$160.00 | \$215.00 | \$285.00 |
| 13. Board, Lodging, Rooming | Health, Fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 14. Book Agent | N/A | \$160.00 | \$215.00 | \$285.00 |
| 15. Bowling Alley Keeper | Health, Police | \$160.00 | \$215.00 | \$285.00 |
| 16. Butcher | Health | \$160.00 | \$215.00 | \$285.00 |
| 17. Candy, Ice Cream Dealer | Health | \$160.00 | \$215.00 | \$285.00 |
| 18. Caterer | Health | \$160.00 | \$215.00 | \$285.00 |
| 19. Christmas Tree Vendor | N/A | \$160.00 | \$215.00 | \$285.00 |
| 20. Circus | Health, Police | \$585/Year | \$585/Year | \$585/Year |
| 21. Club Lounge | Health, Fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 22. Construction Supplies | N/A | \$160.00 | \$215.00 | \$285.00 |
| 23. Contractors | N/A | \$160.00 | \$215.00 | \$285.00 |
| 24. Contractors (All Trades) | N/A | \$160.00 | \$215.00 | \$285.00 |
| 25. Dance Hall | Police | \$160.00 | \$215.00 | \$285.00 |
| 26. Delivery/Messenger Service | N/A | \$160.00 | \$215.00 | \$285.00 |
| 27. Dining Lounge | Health, fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 28. Dry Cleaner | Health, Fire, Building | \$160.00 | \$215.00 | \$285.00 |

| LICENSE | Approvals Required (in Addition to Approval of License Inspector) | Fees Per Annum Unless Otherwise Stipulated | | |
|--|--|---|---------------------------|-------------------------------|
| | | Resident | Rural Resident | Non Resident |
| | Inspector | | | |
| 29. Firearms/Ammunition Dealer | Police | \$160.00 | \$215.00 | \$285.00 |
| 30. Fish Dealer (Retail Sales) | Health | \$160.00 | \$215.00 | \$160/Day or \$585/Year |
| 31. Gasoline Filling Station | Health, Fire, Building Inspector | \$160.00 | \$215.00 | \$285.00 |
| 32. Grocery Store | Health | \$160.00 | \$215.00 | \$285.00 |
| 33. Hall for Entertainment | Health, Fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 34. Hawker/Peddler Any Product | | \$160/Year | \$215.00 | \$160/Day or \$585/Year |
| 34. (a) Food Products (Retail Sales) | | \$160.00 | \$215.00 | \$215/Day or \$585/Year |
| 34. (b) Non Food Products | | \$160.00 | \$215.00 | \$215/Day or \$585/Year |
| 35. Health Parlour | Health | \$160.00 | \$215.00 | \$585.00 -- |
| 36. Home Occupations | Municipal Planning Commission | \$185.00 | \$215.00 | N/A |
| 37. Kennel | Health | \$160.00 | \$215.00 | \$285.00 |
| 38. Laundry | Health | \$160.00 | \$215.00 | \$285.00 |
| 39. Limousine | Police | \$100 Per Vehicle | \$100 Per Vehicle | \$100 Per Vehicle |
| 40. Locksmith | Police | \$160.00 | \$215.00 | \$285.00 |
| 41. Lounge | Health, Fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 42. Manicurist | N/A | \$160.00 | \$215.00 | \$285.00 |
| 43. Market Trader/Flea | N/A | \$160.00 Per Day | N/A | N/A |
| 44. Milk Dealer | N/A | \$160.00 | \$215.00 | \$285.00 |
| 45. Mobile Home Dealer | N/A | \$160.00 | \$215.00 | \$285.00 |
| 46. Mobile Business /operating from mobile unit (vehicle) | | \$160.00 | \$215.00 | \$285.00 |
| 47. Motel or Hotel | Health, Fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 48. Office Building Operator | N/A | \$160.00 | \$215.00 | \$285.00 |

| LICENSE | Approvals Required (in Addition to Approval of License Inspector) | Fees Per Annum Unless Otherwise Stipulated | | |
|---------------------------------|--|---|---------------------------|-------------------------|
| | | Resident | Rural Resident | Non Resident |
| 49. Pawnbroker | Police | \$160.00 | \$215.00 | \$285.00 |
| 50. Pressing and Repairs | Fire | \$160.00 | \$215.00 | \$285.00 |
| 51. Radio Electronic Servicing | N/A | \$160.00 | \$215.00 | \$285.00 |
| 52. Rag and Junk Dealer | N/A | \$160.00 | \$215.00 | \$285.00 |
| 53. Rental Accommodation Keeper | Health, Fire | \$160.00 | \$215.00 | \$285.00 |
| 54. Rental Agency | Police | \$160.00 | \$215.00 | \$285.00 |
| 55. Restaurant | Health, Fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 56. Restricted Dinging Lounge | Health, Fire, Police | \$160.00 | \$215.00 | \$285.00 |
| 57. Retail Business | Police (Non Resident) | \$160.00 | \$215.00 | \$285.00 |
| 58. Salvage Dealer | Police | \$160.00 | \$215.00 | \$285.00 |
| 59. Second-hand Dealer | Police | \$160.00 | \$215.00 | \$285.00 |
| 60. Shooting Gallery | Health, Police | \$160.00 | \$215.00 | \$285.00 |
| 61. Snack Bar | N/A | \$160.00 | \$215.00 | \$285.00 |
| 62. Tattoo Parlour | Health, Police | \$160.00 | \$215.00 | \$285.00 |
| 63. Theatre | Health, Fire | \$160.00 | \$215.00 | \$285.00 |
| 64. Tobacco Dealer | N/A | \$160.00 | \$215.00 | \$285.00 |
| 65. Towing Boosting Service | N/A | \$160.00 | \$215.00 | \$285.00 |
| 65. (a) Transport Truck | N/A | \$160.00 | \$215.00 | \$285.00 |
| 66. Transient Contractor | N/A | N/A | \$215.00 | \$285.00 |
| 67. Transient Trader | Police | N/A | N/A | \$100.00 Per Day |
| 68. Used Car Dealer | Police | \$160.00 | \$215.00 | \$285.00 |
| 69. Pulp and Paper Mill | N/A | \$160.00 | \$215.00 | \$285.00 |
| 70. Waste/Garbage Collector | N/A | \$160.00 | \$215.00 | \$285.00 |

SCHEDULE "B"
PENALTIES

The fines for any breach of the Business Licensing By-Law shall be as follows:

1. For a first offence: \$150.00
2. For a second offence: \$250.00
3. For a third and any subsequent offence: \$500.00

Late payment penalty for license fees shall be as follows:

No penalty is applied to license fees paid within 30 days of date of billing.

1. If the license fee is paid within 30 days as of the date of billing, the license fee is payable as per schedule "A" of this by-law.
2. If the license fee is paid within 60 days as of the date of billing, 10% shall be added to the fee payable as per schedule "A" of this by-law.
3. If the license fee is paid within 90 days as of the date of billing, 15% shall be added to the fee payable as per schedule "A" of this by-law.
4. If the license fee is paid at anytime following 100 days as of the date of billing, 25% shall be added to the fee payable as per schedule "A" of this by-law.