

Pursuant to The Municipalities Act, the Village of Christopher Lake has  
The general power to pass any bylaws that is considers expedient in  
relation to business activities and persons engaged in business,  
including establishing fees for providing those services, and establishing  
Fees that are higher for persons who, or business that do not reside or  
maintain a place of business in the municipality.

## **VILLAGE OF CHRISTOPHER LAKE**

### **BYLAW NO.02/20**

#### **THE BUSINESS LICENSE BYLAW**

#### **PURPOSE**

The purpose of this Bylaw is to license businesses in the Village of Christopher Lake

- a) to regulate businesses
- b) to ensure compliance with all Bylaws and or Official Community Plan
- c) to gather land –use information and
- d) to facilitate planning decisions

#### **DEFINITIONS**

1. "Municipality" means the Village of Christopher Lake
2. "Council" means the Council of the Village of Christopher Lake
3. "CAO" means the Chief Administrative Officer
- 4." Development" means carrying out of any building, engineering, mining or other operations, in, on, or over land, or the making of any material change in the use or intensity of use of any building of land.
- 5." Direct Sales Contractor" means a person who does not have a business premises in the Municipality and who sells, offers for sale or solicits orders for:
  - a) constructing, altering, renovating, maintaining, repairing, adding, or improving a building that is used or is to be used as a house by the owner, occupier, or person in control of it; or
  - b) altering, maintaining, or improving real property to be used in connection with a dwelling or a development.
6. "Direct Seller" means a person who does not have a business premises in the Municipality and:
  - a) goes from house to house selling, or offering for sale, or soliciting orders for the future delivery of goods or services;
  - b) by telephone offers for sale or solicits orders for future delivery of goods or services; or
  - c) does both things mentioned in sub clause a) and b).
7. "Transient Trader" means a transient trader within the meaning of The Municipalities Act.
- 8." Business" means any of the following activities whether or not for profit and however organized Or formed:
  - a) a commercial, merchandising, or industrial activity or undertaking;
  - b) the carrying on a profession, trade, occupation, calling or employment;
  - c) and activity providing goods and services
- 9." Contractor" means a person who constructs, alters, maintains, repairs or removes buildings Or structures, installs heating plants, plumbing or other fixtures or performs similar work in the Municipality and who does not have business premises in the Municipality.

10." Home Occupation" means a home occupation as defined the the Zoning Bylaw

11." Trade Show" means a place where the public is invited and where goods or merchandise are Offered for sale by retail or auction on a short-term basis such as hobby shows, home improvement Shows, sportsman shows, and craft shows.

12." Developer" a person or company who sells more than one unimproved lot in a new subdivision as approved by Planning and Development

#### GENERAL LICENSING

##### LICENSE REQUIRED

13. No person shall carry on any business in the Municipality without a license.

14. A person must apply in writing to the Municipality within 5 business days of commencing business.

15. Home based businesses within the Village boundaries are exempt from business license fee from January 1<sup>st</sup> to December 31<sup>st</sup>, 2021.

16.Commercial businesses located within the Village's boundaries are exempt from business license fee from January 1<sup>st</sup> to December 31<sup>st</sup>,2021.

17. Permits are required for non-profit, garage sales, flea market, farmers market and trade shows etc.

##### LICENSE FEE

18. The fee provided in Schedule No.1 must be paid when applying for a license.

19. Licenses will not be issued until the fee outlined in subsection 18 has been paid.

##### PROVINCIAL LICENSE REQUIRED

20. A License will not be issued under this Bylaw to any person required by law to obtain a provincial license, until the person has first produced the required provincial license to the Municipality.

21. Any license issued under this Bylaw without the person obtaining the required provincial license is invalid.

##### LICENSE ISSUED FOR CALENDAR YEAR

22. Every license shall be valid from January 1<sup>st</sup>-December 31<sup>st</sup> midnight.

23. Licenses must be renewed annually in the manner prescribed by the Municipality and According to the fee provided for in schedule No.1.

##### CHANGE

24. It is the responsibility of the business to notify the Municipality:

- a) if the size of nature of the business changes
- b) the business relocates
- c) change of ownership of business

##### ZONING AND BUILDING STANDARDS

26. A license will not be issued under this Bylaw for any business or any premises occupied by the business which does not conform to any zoning, building, and other requirements of the Municipality.

27. Notwithstanding Section 26, a license that is found to have been issued in error may be cancelled immediately by the CAO or Council.

28. The issuing of a license does not relieve the responsibility of conforming to any zoning, building or other requirements or the Municipality.

##### GRANTING OF LICENSES

29. The Municipality may issue licenses when all the following circumstances are met:

- a) the required application form has been fully completed;
- b) the required license fee has been completed in full;
- c) if required or requested, the necessary provincial license has been produced;
- d) if required or requested, the necessary written approval of Prince Albert Parkland Health Region has been produced ; and or
- e) the business and or premises occupied by the business comply with all the zoning, building and or other requirements of the Municipality.

#### REVOKING OR SUSPENDING LICENSES

30. If a licensee contravenes any term or condition of the Bylaw, the Municipality may suspend or cancel a license.

31. The Municipality may reinstated a suspended license if is satisfied that the licensee is complying with the Bylaw.

32. A licensee may appeal the suspension or cancellation of a license to Council.

33. The Municipality may recover any license fee by distress in accordance with The Municipalities Act.

#### ENFORCEMENT OF BYLAW

34. The administration and enforcement of this Bylaw is hereby delegated to the CAO of the Municipality.

35. The CAO may appoint an agent as designated officer for the purpose of enforcing this Bylaw.

#### INSPECTIONS

36. The inspection of property by the Municipality to determine if this Bylaw is being complied with is hereby authorized.

37. Inspections under this Bylaw shall be carried out in accordance with Section 362 of The Municipalities Act.

38. No person shall obstruct the CAO or designated officer conducting an inspection.

#### CONTRACTORS

39. No person shall carry on business as a contractor in the Municipality without a license.

40. A person operating as a contractor must pay the fee provided for in Schedule No.1 when applying for a license.

41. A person operating as a contractor will not be issued a license until the fee outlined in Schedule No.1 has been paid.

#### FARMERS MARKET, MOBILE FOOD VENDORS

42. For the purpose of this Bylaw, transient traders are classified into the following categories:

- a) farmer's market
- b) mobile food vendors
- c) other transient traders

No activity shall commence without a license.

43. No person or persons shall operate a Farmer's Market or Mobile Food Vendor without a license.

44. An applicant for a license to operate those activities as identified in Section 42 must pay the fee provided in Schedule No.1 when applying for a license. No activity shall commence without issue of business license.

45. If and activity identified in Section 42 is carried out on at more than one location, the person or persons operating must obtain a license for each location.

46. The license fee will cover all persons offering goods or merchandise for sale at a Farmer's Market.

47. A license will not be issued for a mobile food vendor to be located on municipal reserve or public right of way without the written approval of Council.

48. A license will not be issued for a mobile food vendor without the written approval of the Prince Albert Parkland Health District.

49. A person operating a business as a transient trader must pay the fee provided for in Schedule No.1 when applying for a license.

#### DIRECT SELLERS OR DIRECT SALES CONTRACTORS

50. No person shall carry on business as a direct seller or a direct sales contractor in the Municipality without a license.

51. A person operating as a direct seller or direct sales contractor must pay the fee provided for in Schedule No.1 when applying for a license.

52. A person operating as a direct seller or direct sales contractor will not be issued a license until the fee outlined in Schedule No.1 has been paid.

#### OFFENCES AND PENALTIES

53. No person shall or:

- a) obstruct or hinder any person under the authority of this Bylaw; or
- b) fail to comply with any other provisions of this Bylaw

#### COMING INTO FORCE

54. This Bylaw comes into force and takes effect January 1<sup>st</sup>,2021

Introduced and read this first time this 17<sup>th</sup> day of December 2020.

Read a second time this 17<sup>th</sup> day of December 2020.

Read a third time and final time this 17<sup>th</sup> day of December 2020.

Bylaw No.3/16 is hereby repealed.

Certified a True Copy

---Jeannie Rip-----  
CAO

--Chris McShannock-----  
Mayor