

TOWN OF CANORA

Bylaw Number 05-15

A BYLAW TO PROVIDE FOR THE LICENSING, REGULATING AND GOVERNING OF PERSONS ENGAGED IN CERTAIN OCCUPATIONS AND PLACES USED FOR CERTAIN PURPOSES, TO BE KNOWN AS THE "BUSINESS LICENSE BYLAW"

WHEREAS it is deemed necessary and expedient that persons engaged in certain businesses and occupations should be licensed by the Town of Canora and be subject to certain regulations;

NOW THEREFORE, THE COUNCIL OF THE TOWN OF CANORA ENACTS AS FOLLOWS:

1. Persons required to be licensed under the provisions of this bylaw are all those persons, firms, partnerships, business associations or bodies corporate who conduct any business, industry, trade, calling or occupation, and who are not assessed commercial or residential property tax, or who does not pay rent and is not a tenant of the owner of assessed commercial or residential property in the Town of Canora.
2. No person shall carry on any of the trades, occupations callings or businesses in the Town of Canora without a valid and subsisting license procured pursuant to the provision of this bylaw until he procures a license pursuant to this bylaw, and every person so licensed shall be subject to the provision of the bylaw.
3. Any person seeking a license hereunder shall make application to the Town Office
4. Each application for a license under this bylaw shall include the following information:
 - a) The name and address of the applicant.
 - b) The nature of the business for which the license is required.
 - c) The location where the business will be carried on.
 - d) The period for which the license is required.
5. The license shall be the form such as prescribed by the Town Administrator.
6. The fee for licenses shall be those prescribed and fixed by Schedule "A" of this bylaw and is hereby incorporated into and made part of this bylaw.
7. The prescribed license shall be paid in full at the time of filing of the application.
8. Granting of licenses:
 - a) In the case of application for a new license or an application for renewal of an existing license, the Town Administrator or his designate may grant such license or renewal of license without referring the application to the Council unless in his opinion, circumstances warrant reference of the application for Council's approval.
 - b) One copy of each license shall be delivered to the person licensed.
 - c) No license or renewal of a license issued pursuant to the provisions of this bylaw may be assigned by the person or body corporate.
9. Duration of License:
 - a) Every license granted under the provisions hereof, unless specifically mentioned to be for a shorter period and unless it shall sooner become forfeited, shall be for one year from the date of issue thereof.
 - b) No rebate shall be allowed or granted to any licensee, in respect of forfeiture of a license or on account of the no-use of the rights and privileges thereby granted, of for any other cause, unless the consent of the Council of the Town of Canora is granted by resolution.
10. Revocation of License
 - a) The Council may by resolution suspend or revoke any license granted under the provisions of this bylaw.
 - b) The granting or refusal to grant a license, the granting of a renewal of a license or the refusal to grant the renewal of a license pursuant to the provisions of this bylaw shall be wholly within the discretion of the Town Administrator and/or his lawful designate and the revocation of any license pursuant to the provisions of this bylaw shall be wholly within the discretion of the Council of the Town of Canora.

- c) The Council of the Town of Canora may delegate to the Medical health Officer the power to revoke the license, if any person who sells food or drink for human consumption in the Town of Canora but who neglects or refuses to comply with the rules, orders or regulations of the Minister of Public Health or with the bylaws of the Town of Canora relevant to such business.
11. Special Provisions
- a) No business which is not assessed a commercial or residential property tax shall be conducted on such premises without first having taken out a license.
- b) The act of wife, husband, servant, clerk or employee of any person licensed to carry on business under this bylaw shall be deemed and be taken to be the act of the Licensee as though he had done the act himself.
- c) No person to whom a license is granted under this bylaw shall conduct a business so licensed on any street, lane or public place unless the license permits him to do so.
- d) In all cases where the legislature of the Province of Saskatchewan has required any person to obtain a Provincial License in respect to any business, no license shall be granted under the provisions of this bylaw unless or until the applicant shall have first obtained and produced a Provincial License and every application for license under this bylaw shall in such case state that such Provincial License has first been obtained.
- e) The Bylaw Officer or other authorized Town of Canora employees, member or the R.C.M.P., the Provincial Health Officer, the Building Inspector and the Fire Chief shall have free access to all buildings and grounds in which any business licensed under the provisions of the bylaw is carried on. Any person hindering, preventing or refusing such free access after any such Officer has demanded admission and displayed his badge or credentials of office shall be liable to prosecution for breach of this bylaw.
12. Any person who carries on business, industry or calling which is required to be licensed under this or any other bylaw without first obtaining a license to do so, or having applied for a license which application has been refused, carries on such business, industry or calling, shall be guilty of an infraction of this bylaw.
13. Any person who is carrying out any of the activities mentioned in Section 2 of this bylaw fails, neglects or refuses to comply with any of the provision of this bylaw relative thereto, shall be guilty of an infraction of this bylaw.
14. Any person guilty of any infraction to any of the provision of this bylaw shall, upon summary conviction, be liable to a fine not exceeding \$2,000.00, and in addition thereto to an amount not less than that amount which is double the license fee that is payable in accordance with Schedule "A" of this bylaw and in default of payment of such fine and cost.
15. Where in any case a person is convicted for the non-payment of a license fee payable to the Town of Canora under the provisions of this bylaw, the summary conviction court may order payment forthwith by the accused of the said license fee.
16. All events undertaken or sponsored by a local religious, charitable or non-profit community organization are exempt from the payment of fees set out in Schedule "A".
17. Bylaws No 83-6, 84-4, 86-6, 89-6, 89-19, 91-03, 92-07, 95-11, 00-15 are hereby repealed after this bylaw comes into effect as of the date of its final passing.

Mayor

Town Administrator

Introduced and read a first time this 6th day of September, 2005.

Read a second and third time and adopted this 18th day of October, 2005.

Schedule "A"

Provincial Direct Seller \$30.00 / year

Town Business License \$50.00 / day
\$200.00 / year