

THE CORPORATION OF THE
T O W N O F P E L H A M

BY-LAW NO. 1368 (1990)

Being a by-law respecting licences.

WHEREAS Section 232 (16) & (17) of the Municipal Act provides for the licensing, regulating and governing of transient traders and for requiring the payment of a licence fee before comencing to trade:

Now therefore the Council of the Corporation of the Town of Pelham enacts as follows:

(i) that no transient trader shall offer goods, wares or merchandise for sale without first having obtained a licence therefore and paying the fee prescribed in respect thereof.

(ii) that every transient trader shall take out a licence in the manner prescribed in this By-law.

(iii) that the By-law Enforcement Officer, appointed by by-law from time to time, shall carry out and enforce the provisions of this By-law.

(iv) that every person who desires to obtain a licence, under this By-law, shall make application therefore in writing addressed to the Clerk Administrator, on the form to be provided by him, at the Municipal Building.

(v) that upon receipt of the application, the By-law Enforcement Officer shall investigate the condition of the place or premises in connection with which the application is made, to ensure that it meets applicable building and fire code standards.

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(vi) that upon payment of the proper licence fee to the Clerk Administrator, the payment of which shall be noted on the original application, the Clerk Administrator shall issue the appropriate licence and shall remit the Licence Fee forthwith to the Treasurer of the Corporation.

(vii) that the licence fee payable for a licence issued under this By-law shall be Five Hundred Dollars (\$500.00) and no licence shall be issued unless and until the proper fee is paid.

(viii) that every licence issued hereunder shall be good, unless earlier revoked, until the 31st. day of December next following its issue.

(ix) that no person, other than the one to whom a licence is issued shall at any time use or enjoy such licence nor shall the same be used or enjoyed in respect of any place or premises other than the one described in the licence.

(x) that any licence may be renewed for a succeeding year by the Clerk Administrator but every person who may desire to renew his licence shall make application in writing therefore, on the form provided in respect for an application for a licence and every application for a renewal of a licence shall be made on or before the 1st day of December preceeding the expiration of such licence.

(xi) that every person licensed under this By-law shall display his licence in some conspicuous place on the premises from which the goods, wares or merchandise is sold. In the event of the licence being lost or destroyed the proof of such loss or destruction, shall be entitled to the issue of a duplicate thereof upon payment of a fee of \$10.00 and such duplicate licence shall be marked or stamped "duplicate".

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(xii) that every person licensed under this By-law shall be responsible for the observance and performance of all the provisions of this By-law by himself, his employees or agents.

(xiii) that every person licenced under this By-law shall give to the By-law Enforcement Officer any information required of him at any time in connection with the enforcement or observance of the provisions of this By-law and shall, at all times, render assistance and information requested of him by the By-law Enforcement Officer in the performance of his duties.

(xiv) that no Licensee shall cause any obstruction of any highway, line or public place on front of or adjoining the location from which the licensee is operating and he shall employ a sufficient number of employees to prevent some or all occassions when the same is caused or likely to be caused.

(xv) that the form of application for licence and the form of licence shall be in accordance with Schedule "A" and Schedule "B" annexed to and made a part of this by-law.

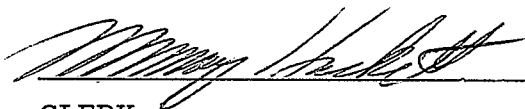
(xvi) that notwithstanding any of the provisions of this By-law, the Council may, at any time and without notice given a reason stated, revoke any licence issued under the provisions of the By-law were authority to do so is provided for in the Municipal Act, and where any such licence fee proportionate to the unexpired part of the term for which it was issued.

(xvii) that any person convicted of a breach of any of the provisions of this By-law shall forfeit and pay at the discretion of the convicting Magistrate a fine equal to the licence fee that he should have paid and in addition thereto the sum of not less that \$10.00 and not more than \$200.00.

READ A FIRST, SECOND AND THIRD
TIME AND FINALLY PASSED BY COUNCIL THIS
16TH., DAY OF JULY, 1990 A.D.



MAYOR



CLERK