



CITY OF PRINCE RUPERT

TRADE OR BUSINESS LICENCE BYLAW NO. 2426, 1988

(WITH AMENDMENTS TO MARCH 31, 2004)

Consolidated for Convenience Only

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CITY OF PRINCE RUPERT

BYLAW NO. 2426

A BYLAW RESPECTING LICENCES FOR CARRYING ON BUSINESSES WITHIN THE CITY OF PRINCE RUPERT AND FOR FIXING FEES FOR SUCH LICENCES

WHEREAS Division 1 to 4 of Part II of the Municipal Act, Section 497 to 528, authorizes the adoption of a Business Licence Bylaw by a municipality;

AND WHEREAS the Council of City of Prince Rupert deems it advisable to license, set fees and regulate the operation of businesses within the City of Prince Rupert;

NOW THEREFORE, the Council of City of Prince Rupert in open meeting assembled, enacts as follows:

DIVISION I - DEFINITIONS

1.01 In this Bylaw, unless the context otherwise requires, the following words or terms include the meaning hereby assigned to them and each definition represents a separate and distinct business classification.

Bylaw 2769

0.5) Adult Entertainment Service:

includes any person who carries on the business of providing, or offering to provide, services intended for adults, including but not limited to; back or body rubs or massage, lingerie modelling, exotic dancing or escorts for dining, dancing, conversation and companionship.

1) Agent:

includes a person who is the local appointed representative of a company not licensed to do business within the City of Prince Rupert who sells or offers for sale, solicits, or takes orders for any such company.

2) Airline:

includes transportation or air passenger and freight service with scheduled or charter flights.

Bylaw 2445

- 3) Amusement Centre:
includes any premises which are used for the entertainment of the public including poolrooms, billiard rooms, or any building containing pinball or video game machines (or electronic machines) or other Group B vending machines numbering independently or together five (5) or greater.
- 4) Assembly Hall:
includes any premises occupied or used by a gathering of persons for civic, political, travel, social, religious, educational, recreational or like purposes, but does not include any other use or premises otherwise defined in this Bylaw.
- 5) Automobile Sales and Service:
includes automobile repairs, sales of new and used cars, trucks, campers, recreational vehicles, tourist trailers, parts or other automobile supplies of any kind, gasoline service station, self-serve, car wash and polish, tire and body shop and muffler shop.
- 6) Auto Body Shop:
includes any premises which repair the framework and or body of any automobile.
- 7) Automobile Tow Truck:
includes the operation of a motor vehicle equipped for hoisting and/or towing of other motor vehicles, trailers, machinery or other equipment.
- 8) Automobile Tow Truck Compound:
includes any premises used for storing or storage or sale of inoperable motor vehicles, trailers or parts of any such, but specifically excludes any business defined herein.
- 9) Bank:
includes premises which receive, lend and otherwise take care of money, and are governed by the "Bank Act".

10) Banquet Hall:

includes any premises not defined herein as a restaurant wherein catering service is available.

11) Barber Shop or Beauty Parlour:

includes any premises where barbering, hairdressing, manicuring, massaging, cleansing or beautifying of the scalp is carried on.

Bylaw 2742

11.5) Bingo Hall:

includes any premises which is used for the purpose of holding or providing space for Bingo Games.

12) Boat Rental and Charter:

includes the leasing or hiring of boats by the day or week, or any other specified rate.

13) Boat Work and Repair:

includes building and repair of boats.

14) Boat Sales:

includes any premises which are used for the sale of boats.

15) Bowling Alley:

includes any premises which are used for the game of bowling.

16) Building Rental:

a) Apartment Houses: includes any premises containing four or more rental units (not being a lodging house, hotel or motel as defined herein) designed, used or occupied as a home of persons living independent of each other.

b) Hotels - Motels: includes any premises other than apartment or lodging houses as defined herein comprising of not less than four sleeping or rental units normally occupied temporarily by tourists or transients.

- c) Lodging Houses: includes boarding and rooming houses, and any premises whether completely or partially furnished, used or designed for the purposes of accommodating for consideration, boarders or lodgers.
 - d) Office - Commercial Warehouse: includes the letting or rental of offices, warehouses, suites or rooms for commercial purposes in any premises where two or more rental units are available for rental purposes.
- 17) Building Supply:
includes any premises which sell building material, either by way of wholesale or retail.
- 18) Business:
includes the carrying on of a commercial or industrial undertaking of any kind or nature or the providing of professional, personal or other services for the purpose of gain or profit.
- 19) Carrying on Business:
without restricting the generality of the term includes any person who advertises himself by newspaper publicity or otherwise, as open for business of any kind, or who deals in, or buys, sells, barter or displays or offers by advertisement or otherwise, to buy, sell or barter commodities or other things of any kind, either on behalf of himself or of any other person or who advertises himself as open to render professional or other services to any other person.
- 20) Catering Service:
includes the business of providing, off the premises at which the licensee is licensed to carry on business, of prepared food and beverages to a group of people for consumption.
- 21) Circus and Carnival:
includes exhibiting a public circus, menagerie or hippodrome or operating any carnival or show having mechanical riding devices or games of skill or chance.

22) City:
means the City of Prince Rupert.

23) Clubs:
includes all persons united for a common purpose of mutual benefit; or premises occupied by such persons, provided however that this clause shall not apply to any organization incorporated under the "Society Act."

Bylaw 2742

23.5) Commercial Area Bed and Breakfast:
includes any premises containing no more than three (3) rooms used, or intended to be used, for rental as temporary sleeping units to tourists or other transient guests with a breakfast meal being provided.

Bylaw 2977

23.7 Commercial Office:
includes any premises which is used for the purpose of offering services of a clerical, business and administrative nature.

24) Council:
means the City of Prince Rupert Council.

Bylaw 2742

24.5) Day Care Service:
includes any person in the business of caring for, during the day, three (3) or more children not related by blood or marriage to the person carrying on the business.

25) Delivery Service:
includes the local transportation of merchandise or other articles from a commercial premises to a residential premises.

26) Express or Freight Company:
includes the transportation and storage of goods, other than defined under delivery service.

27) Financial Institution:

includes all Trust Companies, Credit Union, Mortgage Broker or any other General Finance Company, except for Banks, which are defined herein.

28) Fishing Company:

includes fish processing plant, canning and storage of fish.

Bylaw 2977

28.5) Fitness Centre:

any premises in which facilities are provided for recreational athletic activities including but not limited to body-building and exercise classes and shall include associated facilities such as a sauna and solarium (tanning apparatus).

29) Floor Space:

means the floor area used for the carrying on of a business, and shall include any ground area or outdoor area used for display or storage of goods or other wares.

30) Fuel Service:

includes the business of storage of fuels, oils, etc. or other petroleum products for eventual use or sale, whether or not the service delivers to the retail outlet.

31) Funeral Home:

includes any premises designed for the purpose of furnishing funeral supplies and service to the public and includes facilities intended for the preparation of the dead human body for interment or cremation.

Bylaw 2977

31.5) Gaming or Gambling Establishment:

Any premises or portion thereof wherein or whereon gaming is carried out.

Bylaw 2445

31)(a) Games Areas:

includes any premises where in addition to a licenced business there is provided therein more than one (1) but less than five (5) Group B vending machines for the entertainment of the public, including pool tables, billiard

tables, pinball or videogame machines or any other amusement-vending mechanical, electrical, automatic or computerized game machines.

32) Garden Supplies:

includes the selling of plants, shrubs or other garden material either by retail or wholesale.

33) General Contractor:

includes a person primarily engaged in the business of general building construction or general engineering construction in the sense that contracts are entered into to provide substantially complete services involving responsibility for a number of recognized building or engineering trades under one contract, and shall include such person carrying out general building construction whether such construction is carried out for himself or others.

34) General Building Construction:

includes the erection, finishing, alteration and addition to buildings and structures wherein more than one recognized building trade is involved at any one time.

35) General Engineering:

includes consulting or engineering of construction on towers, bridges, wharves, pipeline works and the like, wherein more than one recognized engineering trade is involved at any one time.

36) Contractor:

includes a person primarily engaged in the construction of housing, but does not include, in any licensed year, persons who are the builders of more than two houses.

Bylaw 2977

37) Sub Contractor:

includes the following trades which are classed as separate and distinct sub contractors and are required to pay a separate fee for each of the classes numbered below:

- | | |
|---------------|-------------------|
| 1. Acoustics | 23. Iron Worker |
| 2. Alteration | 24. Land Clearing |
| 3. Blasting | 25. Landscaper |

- | | |
|------------------------|--|
| 4. Brick | 26. Lather |
| 5. Building | 27. Mechanical Equipment
Installation |
| 6. Building Movers | 28. Metal Worker |
| 7. Bulldozing | 29. Oil Worker |
| 8. Cabinet-maker | 30. Painter |
| 9. Carpenter | 31. Paver |
| 10. Concrete | 32. Pipeline |
| 11. Demolition | 33. Plumber |
| 12. Diving Contractor | 34. Roofing |
| 13. Drilling | 35. Sand Blaster |
| 14. Drywall/Plasterers | 36. Sanitary Engineer |
| 15. Electrical | 37. Sewer and Drains |
| 16. Excavating | 38. Shingler |
| 17. Floorlayer | 39. Tile Setter |
| 18. Gas Fitter | 40. Tree Surgeon |
| 19. Glazing | 41. Truck Driver |
| 20. Heating | 42. Welder |
| 21. Insulation | 43. Other |
| 22. Interior Decorator | 44. Heavy Duty Mechanic |
| | 45. Boat/Marine Mechanic |

38) Ground Area:

means the ground used for the purpose of carrying on of the business.

Bylaw 2742

38.5) Group Care Home:

includes the business of providing care, food or lodging to three (3) or more persons not related by blood or marriage to the person carrying on the business.

Bylaw 2977

38.501) Home Hairdressing Salon

a hairdressing establishment or barbershop located within a dwelling provided that such use is conducted as a home occupation secondarily to the principal use of the dwelling which is residential.

Bylaw 2742

38.51) Hotel Type I:

includes any premises containing four (4) or more sleeping or rental units for the accommodation of tourists or transients.

38.52) Hotel Type II:

includes any premises containing four (4) or more sleeping or rental units for the accommodation of tourists or transients and which includes, within the same premises, a restaurant, but excludes any commercial liquor outlet.

38.53) Hotel Type III:

includes any premises containing four (4) or more sleeping or rental units for the accommodation of tourists or transients and which includes, within the same premises, a drinking lounge, but excludes any other commercial liquor outlet.

38.54) Hotel Type IV:

includes any premises containing four (4) or more sleeping or rental units for the accommodation of tourists or transients and which includes, within the same premises, a restaurant and a drinking lounge, but excludes any other commercial liquor outlet.

38.55) Hotel Type V:

includes any premises containing four (4) or more sleeping or rental units for the accommodation of tourists or transients and which includes, within the same premises, a restaurant and banquet facilities.

38.56) Hotel Type VI:

includes any premises containing four (4) or more sleeping or rental units for the accommodation of tourists or transients and which includes, within the same premises, a restaurant, a drinking lounge and banquet facilities, but excludes any other commercial liquor outlet.

Bylaw 2742

38.6) Janitorial Service:

includes the providing of services pertaining to the cleaning of commercial or residential premises.

Bylaw 2517

39) Laundry and Dry Cleaning Establishment:

includes any premises where pressing, cleaning, dyeing or washing of clothing or other fabrics is carried on and includes premises where the business of linen supply is carried on.

40) Laundromat:

includes coin operated or operator operated laundry or dry cleaning establishments.

Bylaw 2742

41) Liquor Outlet:

includes operating as a business one of the following: a lounge, cabaret, public house, neighbourhood public house, marine pub or retail beer and wine store and is further classified as follows:

- a) Commercial Liquor Outlet - the business of operating a liquor outlet primarily for gain or profit.
- b) Societal Liquor Outlet - means a liquor outlet operated by community or fraternal organizations whose carrying on of such business is incidental to their general activities.

42) Log Scaling and Booming:

includes log scaling and booming grounds.

43) Licence Inspector:

means the person appointed as Licence Inspector by the Council of the City of Prince Rupert to administer and enforce the provisions of this Bylaw.

44) Machinery and Equipment Rental:

includes rental and/or sales of machinery or equipment.

45) Manufacture:

includes assembling, manufacturing, producing or finishing goods, substances of things or any part thereof, and includes asphalt or concrete Batching Plants.

46) Mobile Sales and Service:

includes a person who uses a motor vehicle to go from place to place offering for sale merchandise or service other than a delivery vehicle owned and operated by a licensed retailer or wholesaler within the City of Prince Rupert.

47) Newspaper Publisher:

includes newspaper which is printed and published within the City of Prince Rupert.

48) Non-Resident Business:

means a business, other than a resident business, carried on within the City of Prince Rupert or with respect to which any work or service is performed within the City, which has not been licensed by the City in the previous six months.

49) Pawn Broker and Second Hand Store:

includes any premises used for buying used goods for resale purposes, or loaning money against goods or chattels.

50) Peddler:

includes a person who, being either resident or non-resident, is engaged in the business of selling direct to the public by calling from premises to premises, or by setting up a temporary business on property in order to expose samples, take orders, offer for sale goods, wares, or merchandise of any kind.

51) Person:

in addition to its usual connotation, includes a firm or partnership, association, company, society, or body corporate.

Bylaw 2977

51.3) Personal Grooming Establishment:

any premises, other than a barber shop or beauty parlour, providing forms of personal grooming including make-up, manicure, pedicure, facials, tanning, electrolysis and including counselling in respect of such grooming.

Bylaw 2977

51.6) Pet Shop:

any premises where animals or birds for use as pets are sold, kept for sale or groomed, but does not include a place for the breeding or overnight boarding of pets.

52) Photo Studio:

includes any premises used for the taking of photographic portraits and for the sale by retail of photographic materials.

53) Premises:

includes a store, office, warehouse, factory building, enclosure, yard, house or other place or any part thereof occupied or used by any person for the purpose of any business, trade or occupation, and also includes any area situated within any of the foregoing where more than one separate and/or distinct class or classification of business is carried on.

Bylaw 2977

53.5) Print Shop:

any premises that provides duplicating services using photocopy, blueprint, and offset printing equipment, including collating of booklets and reports.

54) Garbage Collection and Service:

includes providing for the contracting by a person for the collection and removal of garbage and/or effluent.

55) Professional:

includes a person practising any profession governed by federal or provincial statutes, and includes the following:

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|--------------------------|----------------------------|
| 1. Accountant | 14. Forester |
| 2. Architect | 15. Insurance Agent |
| 3. Agrolgist | 16. Librarian |
| 4. Appraiser | 17. Medical Specialist |
| 5. Auctioneer | 18. Optician |
| 6. Business Consultant | 19. Physician |
| 7. Chiropractor | 20. Optician |
| 8. Chemical | 21. Physiotherapist |
| 9. Dental laboratories | 22. Psychologist |
| 10. Dental Mechanic | 23. Psychiatrist |
| 11. Dental Surgeon | 24. Public Relations Agent |
| 12. Design and Drafting | 25. Real Estate Agent |
| 13. Engineer (including) | 26. Refractionist |
| - civil | 27. Solicitor/Barrister |
| - forest | 28. Surveyor |
| - marine | 29. Broker |
| - mining | 30. Insurance Salesperson |

- electrical

31. Real Estate Salesperson

55.1) Professional Office:

means a business providing professional services which employs more than one person classified as a professional.

57) Public Utility:

includes telephone company, electric company, waterworks company or gas company.

58) Radio and T.V. Broadcasting:

includes radio or television broadcasting and soliciting of business and advertising therefore.

59) Resident Business:

means a business carried on, in or from premises within the City of Prince Rupert when the person has been a resident of the City for at least six months.

Bylaw 2742

59.5) Restaurant/Cabaret:

includes any premises where alcoholic beverages are served and which provides an area for entertainment and for dancing in conjunction with the serving of prepared food which is consumed on the premises.

60) Restaurant, Cafe:

includes any premise where prepared food and/or beverages are provided and served to the public primarily for consumption on the premises, in exchange for money or services but does not include "liquor outlets".

61) Retail Sales:

includes any dealing in commodities for resale to the general public for personal or household consumption, excluding anything otherwise defined herein.

62) Services from Business Area:

includes the provision of miscellaneous services and minor sales of merchandise or equipment parts. Without limiting the generality of the

foregoing, may include the following, but excludes anything else defined herein:

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| 1. Carpet Laying/Cleaning | 16. Office Machine Repair |
| 2. Credit Reporting | 17. Parking Lots |
| 3. Coffee Service | 18. Pest Control |
| 4. Computer Service | 19. Refrigeration Rental Business |
| 5. Electrical Service | 20. Shoe Repair |
| 6. Furnace Repair | 21. Sign Painting |
| 7. Health Spa | 22. Storage Locker Rental |
| 8. Hearing Aid | 23. Scrap Metal |
| 9. Janitor Service | 24. Security Service |
| 10. Job Printing | 25. Telephone Answering Service |
| 11. Kennels | 26. Tax Service (other than
Accountant) |
| 12. Landscaping and Lawn | 27. Travel Agent |
| 13. Labtesting Service | 28. Upholstery |
| 14. Lock Specialist | |
| 15. Mechanical Repair (other than
automotive) | |

63) Service from Residence:

includes the provision of miscellaneous services and minor sales of merchandise or equipment parts from a residence and conforming in all respects with the provisions of the Zoning Bylaw of the City of Prince Rupert.

Bylaw 2977

63.3) Service or Repair Shop:

an establishment for servicing, repairing, installing or renting things and equipment, including but without limiting the generality of the foregoing, the following: radio, television or computer service or repair shops, locksmith shops, small appliance service or repair shops.

Bylaw 2977

63.7) Service Shop, Heavy:

an establishment for servicing or repairing any of the following: tires, including vulcanizing or retreading, batteries, brakes or radiators, automotive ignition, exhaust or electrical systems, outboard motors, furnaces or oil burners, water or air coolers or domestic water heaters, fixtures or equipment pertaining to any of the above or any like articles.

64) Storage Area:

includes buildings and ground area used for storing of commodities.

66) Taxi Stand:

includes any premises used for dispatching of taxis.

Bylaw 2977

66.5) Telemarketing:

the business of soliciting sales, services or donations through the use of telephones

67) Theatre:

includes any premises which are used for the showing of theatrical, operatic or vaudeville performances or moving pictures or for similar purposes.

Bylaw 2814

67.1) Tire Marshalling Yard:

means a facility for the temporary storage of scrap tires en route from tire retailers to scrap tire processors.

68) Trailer Court:

includes any land used for the parking of mobile homes, recreational vehicles, and campers.

69) Transportation Marine Company:

includes transporting freight and passengers.

70) Unclassified:

includes carrying on of a commercial or industrial undertaking of any kind or nature or the providing of professional, personal, or other services for the purpose of gain or profit, not otherwise defined in this Bylaw.

70.1) U-Drives:

means a motor vehicle which may be rented or leased by the hour, day, week, or month, without a driver and includes cars, trucks, and recreational vehicles.

71) Vehicles for Hire:

means a vehicle used for the carrying, transportation or conveyance of persons and their property for hire with a driver.

72) Vending Machine: - Group "A":

includes any device operated by the insertion of a slug or coin and operated mechanically which dispenses goods. No separate licence is required if the vending machine(s) is owned and operated by a holder of a valid licence, when situated within the area licensed.

Bylaw 2445, Bylaw 2742

Vending Machine: - Group "B":

includes any device operated mechanically or electronically which does not dispense any goods but is used for entertainment purposes. No separate licence is required where the machine(s) is owned and operated by the holder of a valid amusement center licence, or games areas licence when situated within the area licensed.

73) Vending Machine Agency:

includes the business of renting, leasing, selling or otherwise placing vending machines in any premises within the City for purposes of gain or profit.

Bylaw 2977

73.5) Video Outlet/Rental Shop:

a business for the sale or rental of video programs and video cassette recorders and related accessories.

74) Warehouse:

includes the storage of goods, etc. for which payment is usually made.

75) Wholesale:

includes dealing in any commodity by selling such commodity to retail dealers or to other manufacturers for resale or for use in their businesses.

Bylaw 2977

75.5) Yacht Club:

includes any premises used as the meeting place for an association of persons united by a common interest in boating and shall include provisions for the land and/or water storage of marine crafts."

1.02 In this Bylaw, where the context requires the singular includes the plural and the masculine includes the feminine and the neuter.

DIVISION II - GENERAL REGULATIONS

2.01 **Licence Required**

No person shall carry on within the City of Prince Rupert any business defined in the definition section of this Bylaw without having first obtained a City of Prince Rupert Trade Licence, and paid a licence fee as provided for such business under Division Four of this Bylaw.

Bylaw 2742

2.01.1 **Compliance with Other Laws**

No person shall be entitled to receive a Trade Licence unless they meet the lawful requirements to carry on that business under all applicable Municipal, Provincial and Federal laws pertaining to that business.

2.02 **Licensing**

- a) Licence - Every licence granted pursuant to this Bylaw shall state that the holder is licensed to carry on the business stipulated therein in a lawful manner for the period specified at the premises therein stated.
- b) Additional Business - Any person who carries on more than one business in or from any one premises shall obtain a separate licence for each business.
- c) Separate Licence - For the purpose of this Bylaw, where a business is carried on in or from, more than one premises in the City of Prince Rupert, the business carried on in or from each premises shall be deemed a separate business.
- d) Transfer - A licensee may make application to the Licence Inspector to have a licence in respect of premises transferred from the premises to other business premises to be occupied by the licensee, and on the making of the application and payment of the sum of \$10.00, and on proof to the satisfaction of the Licence Inspector that the premises to which the

applicant wishes to transfer the licence comply with the requirements of the Bylaws of the City regulating building, zoning, health, sanitation and business, the Licence Inspector shall approve the transfer.

- e) Display Licence - The licence holder or person in charge or control of premises where the business is carried on or practised shall at all times keep the licence or licences prominently displayed in the sales or reception area of the premises to which the public have access.
- f) Notify Changes - Every holder of a licence shall notify the Licence Inspector of any changes in the mailing or business address, the classification of the business, area of premises, the number of people or machines used in operation of the business or any alteration of the premises in which the business is carried out, and upon termination of the business, shall notify the Licence Inspector that the licence is no longer required and shall surrender the licence to the Licence Inspector.
- g) Fee Changes - Where the licence fee for any business licensed herein is based on the number of chairs, seats, units, tables, apartments, rooms or the capacity of accommodation available or area of premises, every person shall, immediately after the completion of any change in number of chairs, seats, units, tables, apartments, rooms or the capacity of accommodation available or area of premises or any other condition upon which the said licence fee is based, notify the Licence Inspector and pay the additional fee which may be payable under this Bylaw as a result of this change.
- h) Persons Employed - Every person carrying on a business under Division Four of this Bylaw, in which the licence fee is based upon the number of persons employed or engaged in the business, shall, before the first day of January of each and every year, advise the Licence Inspector as to the number of persons engaged in his respective businesses and the names and addresses of such persons.

2.03 Application

- a) Form - Every person applying for a licence shall complete the form(s) supplied by the City for such purpose.
- b) Payment - No licence shall be issued until the fee therefore, as set out in Division 4 of this Bylaw, has been paid to the City.

2.04 **Enforcement**

The Licence Inspector is hereby authorized to enter at all reasonable times, upon any premises in order to ascertain whether the provisions of the Bylaw are being obeyed.

- 2.05 a) Period - Except as hereinafter provided, licences shall be granted for a one year period, to commence on the first day of January and to terminate on the thirty-first day of December in each and every year unless otherwise noted in this section. The licence fee prescribed in this Bylaw shall be reduced by one-half in respect of a person who becomes liable to be licenced after the thirty-first day of July in any year. No licence fee paid hereunder shall be refundable.
- b) Show - The period for a licence in respect of and including a carnival or circus shall be for one day.
- c) Date Applicable - This Bylaw shall apply to all billings for the licence year 1983 and thereafter unless amended, regardless of when said billings may be issued or payment received thereafter.

2.06 **Nonresident**

- a) If the person applying for a licence has not been a resident of the municipality for at least six months the business shall be considered a nonresident business.
- b) Unless the applicant has been licenced to carry on business within the City for two consecutive years preceding the year of application, as a condition of granting a licence to a person applying for a licence to carry on a nonresident business of any class or classes specified in this Bylaw, the applicant shall give security to the City in the sum of One Thousand Dollars (\$1,000.00) conditional on his carrying on whatever business he carries on in the City without deceit, misrepresentation or fraud on his part. The security shall be in the form of cash, a certified cheque, a bond guaranteed by a licensed bonding company or a letter of credit from a Bank.
- c) Security under subsection (b) of this section shall be given for the period from the date of issuance of the licence until:
- i) six months after the licensee ceases to hold a licence to carry on the nonresident business;
 - ii) the date on which the licensee is issued a licence by the City to carry on business as a resident business, or;

- iii) two consecutive years have elapsed during which no order has been made respecting the security under subsection (b) above.

Upon the expiration of the period referred to above the security shall be returned to the licensee subject to subsection (iii) of this section.

- d) Security - If, during the period referred to in subsection (c) the City receives notice that a Civil action based on deceit, misrepresentation, or fraud on the part of the licensee who has posted security under this section, and arising out of carrying on in the City, the business in respect to which the security is held, has been initiated in any Court of competent jurisdiction, the security shall be held subject to the Order of the Court.

2.07 Suspension

- a) The Licence Inspector may grant a licence where he is satisfied that the applicant therefore has complied with the requirements of the Bylaws of the City regulating building, zoning, health, sanitation and business, and may suspend for such period he may determine any licence if the holder of the licence;
 - i) is convicted of an offence indictable in Canada;
 - ii) is convicted of any offence under any municipal Bylaw or Statute of the Province in respect of the business for which he is licenced or with respect to the premises named in this licence;
 - iii) has ceased to meet the lawful requirements to carry on business for which he is licensed or with respect to the premises named in the licence.
- b) Appeal - Any person whose licence has been suspended under this section may appeal to the Council by submitting a written request to appear before Council by the next regular Council Meeting, and upon notification of the meeting time and place, he shall appear before Council and present his reasons for the appeal, and upon such appeal the Council may confirm or set aside such suspension on such terms as it may deem fit.
- c) Revoke - The Council may revoke a licence for reasonable cause after giving notice to the licensee and after giving the licensee an opportunity to be heard.

- d) The notice and opportunity to be heard referred to in subsection (c) of this section is not required in respect of the licensee who by reasonable efforts cannot be found.
- e) The suspension of a licence by the Licence Inspector shall be made in writing, signed by the Inspector and served on the person holding such licence or delivered to the holder of such licence by registered mail to the address given by the licensee in the application of the licence. A notice of such revocation or suspension of licence may be posted by the Licence Inspector upon the premises for which the licence was issued and such notice shall not be removed until the licence is reinstated, the former licensee ceases to occupy the premises, or a new business other than the one carried on by former licensee is started on the premises.

DIVISION III - REGULATIONS OF BUSINESS

Bylaw 2769

3.00.5 Adult Entertainment Service

Every person carrying on the business of, or operating, an Adult entertainment Service shall:

- a) supply the License Inspector with the name, age, address and general description of every person proposed to be employed in said business;
- b) notify the License Inspector within forty-eight (48) hours of any change in the personnel employed in the said business;
- c) not have been convicted of any criminal offence pertaining to the operation of an Adult Entertainment Service; and,
- d) not hire or employ any person who has been convicted of any criminal offence pertaining to the operation of an Adult Entertainment Service.

3.01 Advertising

No person or his representative shall advertise the carrying on of a business in any publication, general circular, by radio or any other media without first obtaining a Trade Licence.

3.02 Building Rentals

For the purpose of this Bylaw persons occupying space in a building of which they are the owners shall not be deemed to be carrying on the business of "Building Rental" in respect of that space which the person occupies.

3.03 **Carnival or Circus**

- a) A circus or carnival shall maintain a Comprehensive Liability Policy of Insurance for two million dollars (\$2,000,000.00) inclusive limits, covering bodily injury, death and property damage including loss thereof and shall produce proof of such insurance to the Licence Inspector when asked to do so.
- b) A circus or carnival representative shall ensure that each carnival ride has the elevator inspection plate showing the last inspection of the ride.

Bylaw 2742

3.03.5 **Commercial Area Bed and Breakfast**

Any person carrying on the business of a "Commercial Area Bed and Breakfast" shall, prior to being issued a Trade License for any licensing period, obtain in writing, a statement from the local Medical Health Officer or Public Health Inspector certifying that their premises comply with the regulations under the Health Act.

3.04 **Delivery Service**

Every vehicle used in delivery service shall have the name of the licensed operator thereof printed in letters at least five (5) centimetres in height upon both sides of the vehicle.

3.05 **Highways**

No person shall offer for sale any goods or merchandise except newspapers, on the highways within the boundaries of the City of Prince Rupert, unless they first obtain permission from the Council of the City of Prince Rupert for that purpose.

3.06 **Occupancy Permit**

No person shall occupy or permit occupancy of a new or remodelled premises for the purpose of carrying on a business unless an Occupancy Permit has been issued for such a premises by the Building Inspector.

3.07 **Peddler**

- a) No peddlers shall sell merchandise or take orders for merchandise door-to-door within the City after the hour of six (6:00) p.m. Monday to Thursday inclusive or on Saturday, or after nine (9:00) p.m. on Friday.
- b) Any peddler shall, when conducting or attempting to conduct business;

- i) state to any person with whom he is conducting or attempting to conduct business the name of the business or other organization with whom he is associated, affiliated or representing.
- ii) state to any person with whom he is conducting or attempting to conduct business his full legal name, consisting of all personal names and surname.
- iii) have affixed to his clothes and clearly visible to the public, an identification card on which is printed his full legal name, and on which is affixed his photograph, said photograph being of passport size, namely 5cm x 5cm.
- iv) display to any person enquiring a copy of the business licence displayed hereunder.
- v) have a letter of permission from a property owner when setting up business on private property.

3.08 **Retail Sales**

Any business licensed for retail sales must have all of the commodities totally enclosed within the building and not have any outdoor storage yards, excluding anything otherwise defined herein.

3.09 **Second Hand Dealers and Tow Truck Compounds**

- a) Every licensed Secondhand Dealer shall keep a record on sheets or forms approved by the Licence Inspector to be known as the "The Second Hand Dealer's Registration" in which shall be entered in the English language, written in legible hand or typewritten, a record of goods received, purchased or taken in exchange, and shall include in addition to the date of purchase, receipt or exchange, a full description of the article or articles. This Register shall include the name of the maker and the serial number, if known or can be ascertained, and the name, address and general description of the person from who the purchase was made.
- b) The Secondhand Dealer's record forms shall be a permanent record and the Dealer shall be responsible that the permanent record is not mutilated or destroyed. It shall be open to inspection by members of the Police Force and the Licence Inspector at all times during regular business hours and may be removed at any time by members of the Police Force for inspection, or use in Courts if necessary.

- c) For the purpose of this section, it shall apply to Secondhand Stores and Towing Truck Compounds.

3.10 **Service from Residence**

No person shall carry on a business from a residence unless it meets all requirements of Home Occupations with the City of Prince Rupert Zoning Bylaw.

Bylaw 2814

3.10.5 **Tire Marshalling Yards**

Carrying on the business of, or operating a tire marshalling yards is subject to the following regulations:

- a) the maximum number of tires accumulated and retained at any time shall not exceed 5,000;
- b) no tires or stockpiles of tires shall be visible from any public street or road;
- c) there shall be no less than 6 metres of clear and unobstructed space between any stockpile and all other stockpiles and all other aggregations of products, substances or materials, and there shall be no less than 6 metres of clear and unobstructed space between any stockpile and any buildings and structures, and all property lines.
- d) all tires shall be enclosed within a minimum 1.8 metre high, non-transparent fence or other suitable barrier to prevent unauthorized entry, gated with a minimum 3.6 metre wide gate. The gate shall be locked whenever the yard is unattended;
- e) no stockpile shall exceed:
 - i) 300 cubic metres in volume;
 - ii) 100 square metres in area; and,
 - iii) 3 metres in height.
- f) tires stored for more than 90 days and in piles of more than 90 cubic metres shall be ricked unless otherwise shredded, cut, ground, or otherwise broken down;
- g) stockpiles shall not be located under any power lines;
- h) a large NO SMOKING sign shall be installed in a conspicuous location on the site; and,

- i) approval of any site proposed as a tire marshalling yard is subject to the approval of the City of Prince Rupert Fire Chief.

3.11 **Vehicles for Hire**

Vehicle for Hire Operation Licences will be issued and regulated in accordance with the City of Prince Rupert "**VEHICLES FOR HIRE REGULATION BYLAW NO. 2642, 1988**"

3.12 **Vending Machines**

Bylaw 2445

- a) No person shall own, keep or maintain any vending or amusement machines unless there has been imprinted thereon, the name, address and telephone number, of one or more of the following:
 - i) The owner, if a resident of the City.
 - ii) An agent of the owner, who is a resident of the City, provided that this provision shall not apply to vending machines owned by, and operated within, an amusement centre, or if the machine dispenses to or services only the owner of such a machine or his employees.
- b) Every person who is the owner or operator of any vending machines shall notify the Licence Inspector before the first day of January in each and every year as to the number of machines in operation.

3.13 **Manufacturers**

No person manufacturing, processing or maintaining other industrial premises shall allow the waste from their plants to accumulate around their premises.

3.14 **Amusement Centres and Games Areas**

Bylaw 2445 and 2623

- a) Prohibition

No person shall operate an Amusement Centre within the City of Prince Rupert except on the following properties, namely;

Bylaw 2697

Lots 23 and 24, Block 12, Section 1, Plan 923

b) Application

Any person who keeps four (4) or less Group "B" vending machines is, for the purposes of this section, the operator of a "Games Area" and the premises in which such machines are kept is, for the purpose of this section, a "Games Area".

c) Licencing

No person shall operate a Games Area, nor shall any person be licenced to carry on the business of a Games Area or Amusement Centre unless he has provided confirmation in writing from the Chief Building Inspector, the Fire Chief, the Public Health Inspector and the district Electrical Inspector that the premises meets the requirements of all applicable statutes, regulations and Bylaws.

d) Hours of Operation

i) No Amusement Centre shall remain open between the hour of twelve o'clock midnight and the hour of nine o'clock in the following morning.

ii) No person shall permit the Group "B" vending machines in a Games Area to be operated by any person between the hour of twelve midnight and the hour of nine o'clock in the following morning.

e) Minimum Age of Operator

i) No person shall be the operator, manager or supervisor of an Amusement Centre or Games Area unless he is at least nineteen years of age. No operator/owner of an Amusement Centre or Games Area shall employ any person to work in an Amusement Centre or Games Area who is under nineteen years of age.

ii) This subsection does not apply to a person working in a business premises containing both a Games Area and any other unrelated business so long as the person's duties do not include supervising the operation of the vending machines or providing services to the users of the machines.

f) Minimum Age

i) no person shall permit any child apparently or actually under the age of fifteen years to enter or remain on the premises of any Amusement Centre after the hour of ten o'clock in the evening

(10:00 p.m.) unless that child is accompanied by a parent or guardian.

- ii) No person shall permit any child apparently or actually under the age of fifteen years to enter or remain on the premises of an Amusement Centre, or allow any person apparently or actually under the age of fifteen years to operate any Group "B" vending machine while public school is in session.
- iii) No operator of a Games Area shall permit any child apparently or actually under the age of fifteen to operate any Group "B" vending machine or loiter about the premises while public school is in session or after the hour of ten o'clock in the evening (10:00 p.m.) unless that child is accompanied by a parent or guardian.
- iv) Where reasonable doubt exists as to the age of the child desiring to operate a Group "B" vending machine, for the purposes of subsection f) Minimum Age, Parts i), ii) and iii) the person having responsibility for the premises shall not permit any child who is unable to provide proof of age to operate a Group "B" vending machine.

g) Disorderly Conduct

- i) No operator of an Amusement Centre or Games Area shall allow any intoxicated person on the premises or allow any person on the premises to drink or possess alcoholic beverages or take drugs or take part in any gambling, swearing or use of offensive language, or fight, or create any kind of disturbance; no operator of an Amusement Centre or Games Area shall do anything or neglect to do anything that may cause the premises to become a place of vice, drunkenness, profane language, or other immorality or indecency.
- ii) No person in an intoxicated condition shall enter or remain in an Amusement Centre or Games Area; no person shall drink or possess alcoholic beverages, take drugs, take part in gambling, swear or use offensive language, fight or create any kind of disturbance in an amusement Centre or Games Area.

h) Maintenance

Every operator of an Amusement Centre or Games Area shall keep the premises well lit and in a clean and sanitary condition and shall not cover up any windows in a manner so as to prevent a clear view of the interior of the premises.

i) Posting Rules

Every operator of an Amusement Centre or Games Area shall post in a conspicuous place, near the vending machines, a summary of the Rules of Conduct for customers including those rules contained in the Bylaw.

j) Exemptions

i) The provisions of this section shall not apply to premises forming part of a circus or carnival while it is licenced to be in progress or to a Public House as defined in this Bylaw.

ii) The provisions of subsection g) Disorderly Conduct, Parts i), and ii) relating to the 'drinking or possession of alcoholic beverages' shall not apply to premises licenced under the "Liquor Control and Licencing Act".

Bylaw 2977

3.15 General Contractors, Contractors, Subcontractors and Sign Manufacturers

No general contractor, contractor, subcontractor or sign manufacturer shall commence or continue to construct, re construct, install, erect, repair, alter, add, demolish or move;

- a) any building or structure or portion thereof;
- b) any heating, ventilating, air-conditioning, or solid fuel burning appliance or system,
- c) any plumbing fixtures or system
- d) any sign

unless a valid and subsisting permit has been issued for that purpose by the City of Prince Rupert.

Bylaw 3019
Bylaw 3172

DIVISION IV

The following are fees payable for the Classifications and Definitions in Division I:

Code	<u>Classification</u>	<u>Fee Payable</u>
50	ADULT ENTERTAINMENT SERVICE	\$2,200.00
100	AGENT per agent	\$115.00
200	AIRLINES	\$310.00
	AMUSEMENT CENTRES	
300	0 - 232 sq. metres floor space	\$230.00
301	233 - 465 sq. metres floor space	\$385.00
302	over- 465 sq. metres floor space	\$695.00
	AUTOBODY SHOP	
400	0 - 139 sq. metres floor space	\$85.00
401	140 - 278 sq. metres floor space	\$155.00
402	279 - 464 sq. metres floor space	\$310.00
403	over 464 sq. metres floor space	\$615.00
	AUTOMOBILE SALES AND SERVICE	
500	0 - 139 sq. metres floor space	\$85.00
501	140 - 278 sq. metres floor space	\$155.00
502	279 - 464 sq. metres floor space	\$310.00
503	over 464 sq. metres floor space	\$615.00
600	AUTOMOBILE TOW TRUCK per truck	\$115.00
	AUTOMOBILE TOW TRUCK COMPOUND	
700	0- 1 hectares ground area	\$115.00
701	2 - 3 hectares ground area	\$155.00
702	over 3 hectares ground area	\$310.00
800	BANKS	\$615.00
900	BANQUET HALL	\$155.00
	BARBER SHOP OR BEAUTY PARLOUR	
1000	1 chair	\$85.00
1001	2 to 5 chairs	\$115.00
1002	6 or more chairs	\$155.00

Code	<u>Classification</u>	<u>Fee Payable</u>
1024	BED & BREAKFAST ACCOMMODATION	\$105.00
1025	BED AND BREAKFAST - COMMERCIAL AREA	\$85.00
1050	BINGO HALL	\$155.00
BOAT RENTALS AND CHARTERS		
1100	1 boat	\$85.00
1101	2 boats	\$115.00
1102	3 boats	\$155.00
1103	4 or more boats	\$310.00
BOAT WORKS AND REPAIRS		
1200	0 - 1 hectares ground area	\$155.00
1201	1 - 3 hectares ground area	\$310.00
1202	over 3 hectares ground area	\$615.00
BOAT SALES		
1300	0 - 139 sq. metres floor space	\$85.00
1301	140 - 278 sq. metres floor space	\$155.00
1302	279 - 464 sq. metres floor space	\$310.00
1303	over 464 sq. metres floor space	\$615.00
1400	BOWLING ALLEY per lane	\$15.00
BUILDING RENTALS		
1501	Apartments per unit	\$6.00
1502	Hotels/Motels per unit	\$6.00
1503	Lodging Houses per unit	\$6.00
1504	Office, Warehouse, Commercial per 93 sq. metres	\$6.00
BUILDING SUPPLY		
1600	0 - 139 sq. metres floor space	\$85.00
1601	140 - 278 sq. metres floor space	\$155.00
1602	279 - 464 sq. metres floor space	\$310.00
1603	over 464 sq. metres floor space	\$615.00
1650	BUS TERMINAL	\$310.00
1700	CATERING SERVICE	\$85.00
CIRCUS AND CARNIVAL		
1800	Sponsored per day	\$155.00

Code	<u>Classification</u>	<u>Fee Payable</u>
1801	Un-sponsored per day	\$615.00
1900	CLUBS	\$310.00
	COMMERCIAL OFFICE	
1920	0 - 93 sq. metres floor space	\$85.00
1921	94 - 186 sq. metres floor space	\$115.00
1922	187 - 279 sq. metres floor space	\$155.00
1923	280 - 464 sq. metres floor space	\$310.00
1924	465 - 929 sq. metres floor space	\$475.00
1925	over 929 sq. metres floor space	\$615.00
1945	DANCE STUDIO	\$85.00
1950	DAY CARE SERVICE	\$85.00
2000	DELIVERY SERVICE per vehicle	\$85.00
2001	DELIVERY SERVICE max 6 vehicles or over	\$475.00
2050	ELECTROLYSIS	\$85.00
	EXPRESS AND FREIGHTWAY COMPANY	
2100	1 - 139 sq. metres floor space	\$85.00
2101	140 - 186 sq. metres floor space	\$115.00
2102	187 - 279 sq. metres floor space	\$155.00
2103	280 - 557 sq. metres floor space	\$310.00
2104	over 557 sq. metres floor space	\$615.00
2200	FINANCIAL INSTITUTION	\$615.00
	FISHING COMPANY	
2300	0 - 464 sq. metres floor space	\$155.00
2301	465 - 930 sq. metres floor space	\$310.00
2302	931 - 1858 sq. metres floor space	\$615.00
2303	over 1858 sq. metres floor space	\$1,210.00
	FITNESS CENTRE	
2320	0 - 93 sq. metres floor space	\$85.00
2321	94 - 186 sq. metres floor space	\$115.00
2322	187 - 279 sq. metres floor space	\$155.00
2323	280 - 464 sq. metres floor space	\$310.00
2324	465 - 929 sq. metres floor space	\$475.00
2325	over 929 sq. metres floor space	\$615.00

Code	<u>Classification</u>	<u>Fee Payable</u>
	FUEL SERVICE	
2400	1 - 4 hectares	\$310.00
2401	over 4 hectares	\$615.00
2500	FUNERAL HOME	\$230.00
2600	GAMES AREA	\$127.00
2650	GAMING OR GAMBLING ESTABLISHMENT	\$615.00
2700	GARDEN SUPPLIES	\$115.00
	GAS BAR/CONVENIENCE STORE	
2750	0 - 139 sq. metres floor space	\$155.00
2751	140 - 278 sq. metres floor space	\$230.00
2752	279 - 464 sq. metres floor space	\$385.00
2753	over 464 sq. metres floor space	\$693.00
2800	GENERAL CONTRACTOR	\$515.00

<u>Code</u>	<u>Classification</u>	<u>Fee</u>	<u>Code</u>	<u>Classification</u>	<u>Fee</u>
	<u>SUB CONTRACTORS</u>				
2901	Acoustics	\$155.00	2924	Land Clearing	\$155.00
2902	Alteration	\$155.00	2925	Landscaper	\$155.00
2903	Blasting	\$155.00	2926	Lather	\$155.00
2904	Brick	\$155.00	2927	Mechanical Equipment Installation	\$155.00
2905	Building	\$155.00	2930	Metal Worker	\$155.00
2906	Building Movers	\$155.00	2929	Oil Worker	\$155.00
2907	Bulldozing	\$155.00	2930	Painter	\$155.00
2908	Cabinet-maker	\$155.00	2931	Paver	\$155.00
2909	Carpenter	\$155.00	2932	Pipeline	\$155.00
2910	Concrete	\$155.00	2933	Plumber	\$155.00
2911	Demolition	\$155.00	2934	Roofing	\$155.00
2912	Diving Contractor	\$155.00	2935	Sand Blaster	\$155.00
2913	Drilling	\$155.00	2936	Sanitary Engineer	\$155.00
2914	Drywall/Plasterers	\$155.00	2937	Sewer and Drains	\$155.00
2915	Electrical	\$155.00	2938	Shingler	\$155.00
2916	Excavating	\$155.00	2939	Tile Setter	\$155.00
2917	Floorlayer	\$155.00	2940	Tree Surgeon	\$155.00
2918	Gas Fitter	\$155.00	2941	Truck Driver	\$155.00
2919	Glazing	\$155.00	2942	Welder	\$155.00
2920	Heating	\$155.00	2943	Other	\$155.00

<u>Code</u>	<u>Classification</u>	<u>Fee</u>	<u>Code</u>	<u>Classification</u>	
<u>SUB CONTRACTORS</u>					
2921	Insulation	\$155.00	2944	Heavy Duty Mechanic	\$155.00
2922	Interior Decorator	\$155.00	2945	Boat/Marine Mechanic	\$155.00
2923	Iron Worker	\$155.00			
<u>Code</u>	<u>Classification</u>				<u>Fee Payable</u>
3000	CONTRACTOR				\$255.00
3025	GROUP CARE HOME				\$85.00
3040	HOME HAIRDRESSING SALON				\$85.00
3075	HOTEL TYPE I (rooms only)		per unit maximum	6.00 2,200.00	
3076	HOTEL TYPE II (rooms & restaurant)		per unit plus maximum	6.00 340.00 2,200.00	
3077	HOTEL TYPE III (rooms & lounge)		per unit plus maximum	6.00 1,200.00 2,200.00	
3078	HOTEL TYPE IV (rooms, restaurant & lounge)		per unit plus maximum	6.00 1,550.00 2,200.00	
3079	HOTEL TYPE V (rooms, restaurant & banquet facilities)		per unit plus maximum	6.00 490.00 2,200.00	
3080	HOTEL TYPE VI (rooms, restaurant, lounge & banquet facilities)		per unit plus maximum	6.00 1,700.00 2,200.00	
3100	INVESTMENT OR HOLDING COMPANY				\$155.00
3150	JANITORIAL SERVICE				\$85.00
LAUNDRY AND DRY CLEANING ESTABLISHMENT					
3200	0 – 93 sq. metres floor space				\$85.00
3201	94 – 186 sq. metres floor space				\$115.00
3202	187 – 279 sq. metres floor space				\$155.00
3203	280 – 464 sq. metres floor space				\$230.00

<u>Code</u>	<u>Classification</u>	<u>Fee Payable</u>
3204	465 – 929 sq. metres floor space	\$310.00
3205	over 929 sq. metres floor space	\$615.00
LIQUOR OUTLET		
3301	Commercial Outlet per outlet	\$1,210.00
3302	Societal Liquor Outlet per outlet	\$245.00
3400	LOG SCALING AND BOOMING	\$115.00
3500	MACHINERY AND EQUIPMENT RENTALS	\$115.00
MANUFACTURING		
3600	0 – 232 sq. metres floor space	\$155.00
3601	233 – 464sq. metres floor space	\$310.00
3602	465 – 929 sq. metres floor space	\$615.00
3603	930 – 1858 sq. metres floor space	\$1,210.00
3604	over 1858 sq. metres floor space	\$2,200.00
3630	MARINE FUEL SALES	\$155.00
3700	MOBILE SALES SERVICE per vehicle	\$85.00
3800	NEWSPAPER PUBLISHER	\$310.00
PAWN BROKER AND SECOND HAND DEALER		
3900	0 – 93 sq. metres floor space	\$85.00
3901	94 – 186 sq. metres floor space	\$115.00
3902	187 – 279 sq. metres floor space	\$155.00
3903	280 – 464sq. metres floor space	\$230.00
3904	465 – 929 sq. metres floor space	\$310.00
3905	over 929 sq. metres floor space	\$615.00
4000	PEDDLER – DOOR TO DOOR SALES	\$85.00
4001	PEDDLER – STATIONARY LOCATION	\$155.00
PERSONAL GROOMING ESTABLISHMENT		
4020	0 – 93 sq. metres floor space	\$85.00
4021	94 – 186 sq. metres floor space	\$115.00
4022	187 – 279 sq. metres floor space	\$155.00
4023	over 279 sq. metres floor space	\$310.00
PET SHOP		
4040	0 – 93 sq. metres floor space	\$85.00
4041	94 – 186 sq. metres floor space	\$115.00
4042	187 – 279 sq. metres floor space	\$155.00

<u>Code</u>	<u>Classification</u>	<u>Fee Payable</u>
4043	280 – 464 sq. metres floor space	\$310.00
4044	465 – 929 sq. metres floor space	\$475.00
4045	over 929 sq. metres floor space	\$615.00

PHOTO STUDIO

4100	0 – 93 sq. metres floor space	\$85.00
4101	94 – 186 sq. metres floor space	\$115.00
4102	187 – 279 sq. metres floor space	\$155.00
4103	280 – 464 sq. metres floor space	\$230.00
4104	465 – 929 sq. metres floor space	\$310.00
4105	over 929 sq. metres floor space	\$615.00

4200	PRIVATE GARBAGE COLLECTION AND SERVICES per truck	\$85.00
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<u>Code</u>	<u>Classification</u>	<u>Fee</u>	<u>Code</u>	<u>Classification</u>	ee
<u>PROFESSIONAL</u>					
4301	Accountant	\$155.00	4315	Forester	\$155.00
4302	Architect	\$155.00	4316	Insurance Agent	\$155.00
4303	Agrologist	\$155.00	4317	Insurance Salesperson	\$155.00
4304	Appraiser	\$155.00	4318	Librarian	\$155.00
4305	Auctioneer	\$155.00	4319	Medical Specialist	\$155.00
4306	Broker	\$155.00	4320	Optician	\$155.00
4307	Business Consultant	\$155.00	4321	Optometrist	\$155.00
4310	Chiropractor	\$155.00	4322	Physician	\$155.00
4309	Chemical	\$155.00	4323	Physiotherapist	\$155.00
4310	Dental laboratories	\$155.00	4324	Psychiatrist	\$155.00
4311	Dental Mechanic	\$155.00	4325	Psychologist	\$155.00
4312	Dental Surgeon	\$155.00	4326	Public Relations Agent	\$155.00
4313	Design and Drafting	\$155.00	4327	Real Estate Agent	\$155.00
4314	Engineer (including)	\$155.00	4330	Real Estate Salesperson	\$155.00
	- civil		4329	Refractionist	\$155.00
	- forest		4330	Solicitor/Barrister	\$155.00
	- marine		4331	Surveyor	\$155.00
	- mining		4332	Ships Chandler	\$155.00
	- electrical		4333	Other	\$155.00

<u>Code</u>	<u>Classification</u>	<u>Fee Payable</u>
4350	PROFESSIONAL OFFICE	\$155.00
PRINT SHOP		
4370	0 – 93 sq. metres floor space	\$85.00
4371	94 – 186 sq. metres floor space	\$115.00

<u>Code</u>	<u>Classification</u>	<u>Fee Payable</u>
4372	187 – 279 sq. metres floor space	\$155.00
4373	280 – 464 sq. metres floor space	\$310.00
4374	465 – 929 sq. metres floor space	\$475.00
4375	over 929 sq. metres floor space	\$615.00
4400	PUBLIC UTILITY COMPANY	\$615.00
	RADIO AND T.V. BROADCASTING	
4500	Radio Station	\$310.00
4501	T.V. Station	\$310.00

<u>Code</u>	RESTAURANT, CAFE,	Non Licenced	Licenced
4601/4602	1 - 30 seats	\$85.00	\$210.00
4603/4604	31 - 50 seats	\$115.00	\$245.00
4605/4606	51 - 70 seats	\$155.00	\$280.00
4607/4608	71 - 100 seats	\$230.00	\$360.00
4609/4610	over 100 seats	\$310.00	\$440.00

<u>Code</u>	<u>Classification</u>	<u>Fee Payable</u>
4620	RESTAURANT/CABARET	\$1,550.00
	RETAIL SALES	
4700	0 - 93 sq. metres floor space	\$85.00
4701	94 - 186 sq. metres floor space	\$115.00
4702	187 - 279 sq. metres floor space	\$155.00
4703	280 - 464 sq. metres floor space	\$310.00
4704	465 - 929 sq. metres floor space	\$475.00
4705	over 929 sq. metres floor space	\$615.00
	SERVICE FROM A BUSINESS AREA	
4800	0 - 93 sq. metres floor space	\$85.00
4801	94 - 186 sq. metres floor space	\$115.00
4802	187 - 279 sq. metres floor space	\$155.00
4803	280 - 464 sq. metres floor space	\$310.00
4804	465 - 929 sq. metres floor space	\$475.00
4805	over 929 sq. metres floor space	\$615.00
4850	SERVICE FROM NONRESIDENT BUSINESS	\$155.00
4900	SERVICE FROM RESIDENCE	\$85.00

<u>Code</u>	<u>Classification</u>	<u>Fee Payable</u>
SERVICE OR REPAIR SHOP		
4950	0 - 93 sq. metres floor space	\$85.00
4951	94 - 186 sq. metres floor space	\$115.00
4952	187 - 279 sq. metres floor space	\$155.00
4953	280 - 464 sq. metres floor space	\$310.00
4954	465 - 929 sq. metres floor space	\$475.00
4955	over 929 sq. metres floor space	\$615.00
SERVICE SHOP, HEAVY		
4960	0 - 93 sq. metres floor space	\$85.00
4961	94 - 186 sq. metres floor space	\$115.00
4962	187 - 279 sq. metres floor space	\$155.00
4963	280 - 464 sq. metres floor space	\$310.00
4964	465 - 929 sq. metres floor space	\$475.00
4965	over 929 sq. metres floor space	\$615.00
4970	STEVEDORING COMPANY	\$155.00
STORAGE AREA		
5000	0 - 232 sq. metres floor space	\$85.00
5001	233 - 464 sq. metres floor space	\$155.00
5002	465 - 929 sq. metres floor space	\$615.00
5003	930 - 1858 sq. metres floor space	\$1,210.00
5004	over 1858 sq. metres floor space	\$2,200.00
TAXIS & VEHICLES FOR HIRE		
5100	Taxi per unit	\$85.00
5101	Charter Bus per unit	\$85.00
5102	Charter Limousine per unit	\$85.00
5103	Tour Bus per unit	\$85.00
5200	TAXI STAND	\$44.00
5250	TELEMARKETING SERVICE per person	\$85.00
5300	THEATRES	\$515.00
5315	TIRE MARSHALLING YARD	\$75.00
5400	TRAILER COURT per trailer space	\$5.00
5500	TRANSPORTATION COMPANY - MARINE per unit maximum	\$85.00 \$635.00
UNCLASSIFIED		
5600	1 - 3 employees	\$85.00

<u>Code</u>	<u>Classification</u>	<u>Fee Payable</u>
5601	4 - 7 employees	\$115.00
5602	8 or more employees	\$155.00
U-DRIVES		
5700	1 - 3 vehicles	\$115.00
5701	4 - 7 vehicles	\$155.00
5702	8 - 20 vehicles	\$310.00
5703	over 20 vehicles	\$615.00
VENDING MACHINE AGENCY		
5800	Group "A" Vending Machines	per machine maximum \$30.00 \$345.00
5801	Group "B" Vending Machines	per machine maximum \$65.00 \$725.00
VIDEO OUTLET/RENTAL SHOP		
5850	0 - 93 sq. metres floor space	\$85.00
5851	94 - 186 sq. metres floor space	\$115.00
5852	187 - 279 sq. metres floor space	\$155.00
5853	280 - 464 sq. metres floor space	\$310.00
5854	465 - 929 sq. metres floor space	\$475.00
5855	over 929 sq. metres floor space	\$615.00
WHOLESALE		
5900	0 - 232 sq. metres floor space	\$85.00
5901	233 - 464 sq. metres floor space	\$115.00
5902	465 - 929 sq. metres floor space	\$155.00
5903	930 - 1858 sq. metres floor space	\$310.00
5904	over 1858 sq. metres floor space	\$615.00
6000	CHARITABLE SOCIETY	\$2.00
6500	YACHT CLUB	\$155.00

DIVISION V - DUTIES AND ADMINISTRATION:

- 5.01 a) The Council may, by resolution, appoint a person to be the Licence Inspector, whose duty it shall be to carry out and administer the provisions of this Bylaw.
- b) i) The Council may appoint, from time to time, a person or persons as Assistant Licence Inspector(s) to assist with the enforcement and administration of this Bylaw.
- ii) Council may designate one or more employees employed in the Business Licence Department as Licence Inspectors.
- c) The Licence Inspector is hereby authorized and empowered to inspect, compel and require that all regulations and provisions prescribed in this Bylaw and any such regulations and provisions which may from time to time be appended to this Bylaw, are carried out.
- d) The Licence Inspector shall maintain and keep records of all Licences issued.
- e) All such records shall be considered public records, and shall be open for inspection at reasonable times to any person having business with the Licence Inspector, provided that this provision shall not apply to internal notes or memoranda prepared by members of the Business Licence Department.
- 5.02 The Assistant Licence Inspector shall, in the absence of the Licence Inspector, have during such absence, all of the powers and responsibilities of the Licence Inspector, save and except that he shall not have the power to suspend a Business or Trade Licence.
- 5.03 The Licence Inspector and Assistant Licence Inspector(s) are hereby authorized and empowered to enter upon, at all reasonable times, any property in order to ascertain whether the provisions of this Bylaw are being obeyed.

DIVISION VI - OFFENCES - PENALTY

6.01 Offence

Any person who:

- a) carries on a business for which a Licence is required pursuant to the provisions of this bylaw, without holding a valid and subsisting Licence for the business, or

- b) tenders a cheque or other negotiable instrument in full or partial payment of any Licence Fee payable hereunder, if such cheque or negotiable instrument are fraud, or
- c) fails to display a valid and subsisting Licence as required by the provisions of this Bylaw, or
- d) fails to furnish any information or documentation as required by the provisions of this Bylaw, or
- e) carries on or remains open for business after receiving notice that his Licence has been suspended or revoked, or
- f) fails to comply with the regulations of this Bylaw, or
- g) violates, or performs any act or thing which violates, any provision of this Bylaw, or
- h) suffers or permits any act or thing to be performed in violation of this Bylaw, or
- i) neglects or refrains from doing anything required to be done by any of the provisions of this Bylaw,

is guilty of an offence.

6.02 Penalty

Bylaw 2783

- a) A person who commits an offence against this bylaw is liable on conviction to a fine of not less than \$25.00 and not more than \$2,000.00.
- c) Where conviction is for failure to obtain and pay the Licence Fee required, then the amount which should have been paid for such a Licence shall be added to the said penalty and shall form part of this penalty.
- d) Notwithstanding anything herein contained, the amount of any and every Licence payable by any person pursuant to the provisions of this Bylaw shall be debt due by that person to the City of Prince Rupert which shall be recoverable, together with costs, in any court of competent jurisdiction.

6.03 This Bylaw may be cited as Prince Rupert "**TRADE OR BUSINESS LICENCE BYLAW NO. 2426.**"

6.04 This Bylaw shall come into force on the 1st day of January, 1983.

6.05 Bylaw No. 2127 and amendments thereto are hereby repealed.

Read the First Time this 8th day of November A.D., 1982

Read the Second Time this 8th day of November A.D., 1982

Read the Third Time this 22nd day of November A.D., 1982

Reconsidered and finally adopted this 6th day of December A.D., 1982

MAYOR

CITY CLERK

Amendments to Trade or Business Licence Bylaw No. 2426

Amended By

Finally Adopted:

Bylaw No. 2445

April 25, 1983

Bylaw No. 2517

December 3, 1984

Bylaw No. 2623

February 22, 1988

Bylaw No. 2697

December 11th, 1989

Bylaw No. 2700

December 4th, 1989

Bylaw No. 2742

December 17th, 1990

Bylaw No. 2769

September 23rd, 1991

Bylaw No. 2783

April 13th, 1992

Bylaw No. 2814

June 8th, 1992

Bylaw No. 2977

December 11th, 1995

Bylaw No. 3008

May 13th, 1996

Bylaw No. 3019

January 13th, 1997

Bylaw No. 3172

March 31st, 2004