

**THE CORPORATION OF THE CITY OF PETERBOROUGH**

**BY-LAW NUMBER 05-197**

(As Amended by 11-107 and 12-017)

**A BY-LAW TO PROVIDE FOR THE LICENSING OF CERTAIN  
BUSINESSES IN THE CITY OF PETERBOROUGH**

**WHEREAS** Section 150 of the *Municipal Act, 2001*, permits a municipality to licence, regulate and govern any business in whole or in part within its boundaries in accordance with certain conditions;

**AND WHEREAS** the Corporation of the City of Peterborough by its Council has determined that it is in the public interest that certain businesses be required to obtain a licence as a prerequisite for their operation;

**AND WHEREAS** the Corporation of the City of Peterborough by its Council has determined that it is the public interest to update its business licensing by-law in accordance with changes in the modern economy, the current regulatory framework and the laws of Ontario;

**AND WHEREAS** various Chapters of the City of Peterborough Municipal Code provided for the general licensing and regulation of various businesses, as permitted by Part IV, Section 150 of the *Municipal Act, 2001*, S.O. 2001, c. 25;

**AND WHEREAS** this by-law is intended to promote the health and safety of the public and to control nuisance by requiring every person who operates certain businesses to obtain a business license;

**AND WHEREAS** the purpose of this by-law is to ensure that the operation of various businesses are licensed and regulated in accordance with the *Municipal Act, 2001*, S.O. 2001, c.25;

**NOW THEREFORE THE CORPORATION OF THE CITY OF PETERBOROUGH  
BY THE COUNCIL THEREOF HEREBY ENACTS AS FOLLOWS:**

**ARTICLE 1:**

**1.0 DEFINITIONS:**

In this by-law the following words shall have the following meaning:

**Adult Entertainment Parlour** – means any premises or part thereof in which is provided, in pursuance of a trade, calling, business or occupation, services appealing to or designed to appeal to erotic or sexual appetites or inclinations;

**Amusement Device** – means any mechanical or electronic machine or device intended for use as a game or source of entertainment or amusement offered for use by the public by any person for profit or gain and includes a pinball machine, television game, shooting gallery, or other similar machine or device including an automatic machine or slot machine that dispenses as prizes one or more free games;

**Applicant** – means a person seeking a licence, or renewal of a licence;

**Arcade** – means any place of amusement offering five or more amusement devices as an attraction, even though such devices may not be operational;

**Auctioneer** – means any person selling or putting up for sale goods, wares, merchandise or effects by public auction but does not include the offering for sale of goods or chattels seized under an execution of a sheriff or bailiff or goods distrained for rent;

**Bake Shop** – means an establishment in which an oven is used to prepare foodstuffs that are served, sold and/or offered for sale to the public but which does not contain any seating for the public;

**Barber Shop or Hairdressing Establishment** – means and includes hairdressing parlours, tonsorial establishments, manicuring parlours, beauty parlours and massage establishments and means and includes all premises and parts thereof wherein is carried on the business of shaving, massaging, or manicuring and of adorning or beautifying the human face, skin, hands, hair or scalp, and includes a hairdressing establishment which are deemed to be home occupations in accordance with the Restricted Area (Zoning) By-law for the City of Peterborough;

**Billiard Hall** – means any room in which one or more tables are kept for the playing of billiards, snooker, pool or other similar type game;

**Butcher Shop** – means any premises used in whole or in part for keeping or preparing fresh or cured meat for sale by retail or wholesale but shall not include premises where only pre-packaged meat or meat products are offered for sale;

**Chief Building Official** – means the chief Building Official appointed by the City pursuant to the *Building Code Act*;

**City** – means the Corporation of the City of Peterborough;

**Clerk** – means the Clerk of the City, the Deputy Clerk or designate;

**Council** – means the Council of the Corporation of the City of Peterborough;

**Door-to-Door Salesperson** – means a person who goes door-to-door with goods, wares, or merchandise for sale or carries or exposes samples, patterns or specimens of any goods, wares or merchandise that are to be delivered in the City of Peterborough afterward, but shall not include any person who is hawking, peddling or selling goods, wares or merchandise to wholesale or retail dealers in similar goods, wares or merchandise. (By-law 11-107)

**Drain Layer** – means a person engaged in the laying of metallic or non-metallic pipe into trenches to form sanitary or storm sewers, drains or water mains including:

- a. A storm sewer or drain on private property between the property line and a point not more than 30 centimetres inside of the outside wall of the building;
- b. A sanitary sewer or drain on private property between the property line and a point not more than 30 centimetres inside of the outside wall of the building;
- c. A water service main between the property line or shut off box and a point not more than 30 centimetres inside of the outside wall of the building

**Dry Cleaner** – means any person who cleans or dyes cloth, clothing, feather or any fabrics or textiles by the use of any liquids or any materials of any organic, flammable or volatile nature and also includes a person who receives articles or goods to be subjected to any such cleaning or dyeing process;

**Fire Chief** – means the Chief of the Peterborough Fire Department or designate;

**Laundromat** – means any location or premise where dry cleaning machines drying machines including coin operated dry cleaning machines, drying machines or washing machines or any combination thereof are operated for use by the public;

**Licensee** – means the person who is granted the licence;

**Lodger** – means a tenant, a roomer or a boarder being a person who pays rent in return for the right to occupy a Rental Unit; (By-law 12-017)

**Lodging House** - means a dwelling within which lodging is provided for rent or lease to three or more persons, and includes a Boarding House and a Rooming House. A Boarding House, Rooming House or Lodging House does not include a nursing home, hotel, motel, hostel, group home, bed and breakfast establishment, emergency care establishment, or a residence of an educational institution; (By-law 12-017)

**Medical Officer of Health** – means the Medical Officer of Health for the City and County of Peterborough, duly appointed under the *Health Protection and Promotion Act*, or designate;

**Mobile Canteen** – means any vehicle, whether mechanically propelled or otherwise, from which food or refreshments are sold or offered for sale for consumption by the public;

**Person** – means an individual, a sole proprietor, a partnership, an unincorporated association, a trust, a body corporate;

**Plumber** – means a journeyman plumber or a master plumber which are further defined as:

- a. journeyman plumber - means a person who has been issued a Certificate of qualification pursuant to the *Apprenticeship and Tradesmen's Qualification Act* by the Ministry of Skills Development. Any certificates issued under prior legislation shall be deemed to be valid for the purposes of qualifying a journeyman plumber to perform plumbing work and receive a licence in accordance with this by-law; and
- b. master plumber – means a person who is skilled in the planning, superintending and installing of plumbing, is familiar with the laws, rules and regulations governing the same and who, himself/herself or by journeyman plumbers under his/her supervision, performs plumbing work.

**Police Chief** – means the Chief of Police for the Peterborough-Lakefield Community Police Service or designate;

**Public Garage** – means a parking station or a parking lot or a building or place where motor vehicles are hired or kept or used for hire or where such vehicles or gasoline or oils are stored or kept for sale and a building or place used as a motor vehicle repair shop or for washing or cleaning motor vehicles;

**Restaurant** – means an establishment in which food and/or beverages are prepared and offered for sale to the public;

**Temporary Trader** – means any person who sells from a permanent structure on a temporary basis or from a particular place in the City of Peterborough goods, wares or merchandise for sale or carries or exposes samples, patterns or specimens of any goods, wares or merchandise that are to be delivered in the City of Peterborough afterward, but shall not include any person who is:

- a. hawking, peddling or selling goods, wares or merchandise to wholesale or retail dealers in similar goods, wares or merchandise;
- b. a door-to-door salesperson, as defined herein;
- c. a person operating a mobile canteen, as defined herein;
- d. a vendor, or a farmers' market, located on land which is (1) appropriately zoned for the retail sale of the particular goods, wares or merchandise being sold or offered for sale, pursuant to the Corporation of the City of Peterborough's zoning by-law; and (2) subject to a written lease agreement permitting the sale of the particular goods, wares or merchandise being sold or offered for sale; or
- e. selling goods, wares or merchandise on behalf of a charity or non-profit organization, provided that the City Clerk has issued a temporary trader licence upon submission of proof of charitable or non-profit status, whereupon the City clerk shall waive the applicable fee.

**ARTICLE 2:  
GENERAL PROVISIONS FOR ALL LICENCES**

**2.1 Licence – required**

No person shall operate any of the following businesses without having first obtained a licence from the Clerk:

- a. An adult entertainment parlour;
- b. An arcade, billiard hall, bowling alley, theatre, public dance hall or roller skating rink;
- c. An auctioneer;
- d. A bake shop;
- e. A butcher shop;
- f. A barber shop or a hairdressing establishment;
- g. A door-to-door salesperson;
- h. A dry cleaner or laundromat;
- i. A lodging house in which three or more persons are harboured, received, kept or lodged for hire or compensation;
- j. A mobile canteen;
- k. A plumber or drain layer
- l. A public garage;
- m. A restaurant; or
- n. A temporary trader; (By-law 11-107)

## **2.2 Application form –requirements**

An application for a licence, or for renewal of a licence, shall be made on the forms provided by the Clerk, and each completed application shall be submitted to the Clerk, accompanied by:

- a. The licence fee, in the amount specified in Schedule 'A' or Schedule 'B';
- b. If the applicant is corporation, a copy of the incorporating document and a copy of the last annual information return filed, if any; and
- c. If the applicant is a registered partnership, a copy of the registered declaration of partnership; and
- d. If the application is for an Adult Entertainment Parlour, a copy of the current liquor licence; and
- e. If the application is for a temporary trader or mobile canteen licence, written proof of permission of the property owner, or authorized agent, consenting to the operation of the business. (By-law 11-107)

## **2.3 Refusal – licence fee - refunded**

Where an application for a licence, or for renewal of a licence, is refused, the licence fee shall be fully refunded.

## **2.4 Renewal – refusal – conditions**

An applicant whose application meets all the requirements of this by-law is entitled to the issuance or renewal of a licence except where:

- a. Past conduct of the applicant affords reasonable grounds for belief that the issuance of a licence would be adverse to the public interest;
- b. The applicant is carrying on activities that are, or would be, if licenced, in contravention of this by-law, any other by-law, or federal or provincial statute; or
- c. The Applicant is seeking a temporary trader or mobile canteen licence and does not present written proof of permission of the property owner, or authorized agent, consenting to the operation of the business to the City Clerk at least five (5) business days prior to intended date of sale. (By-law 11-107)

## **2.5 License – term**

Every licence issued pursuant to this by-law shall be valid for one year and shall not be transferable, save and except licences for a Door-to Door Salesperson and for a Temporary Trader, whose licences shall be valid for the period shown in Schedule 'B' attached hereto. (By-law 11-107)

## **2.6 Duplicate Licence**

A duplicate licence may be issued by the Clerk to replace any previously issued licence which has been lost, stolen or destroyed, upon written application by the licensee and upon payment of a ten (\$10.00) dollar administrative fee.

## **2.7 Change of Address - required**

Where the name or address of a licensee changes, the licensee shall notify the Clerk in writing within fifteen (15) days.

## **2.8 Compliance**

Compliance with applicable statutes, regulations and by-laws shall be deemed to be a condition of licences issued pursuant to this by-law.

## **2.9 Revocation**

Failure to comply with the terms and/or conditions of a licence may constitute grounds for revocation of the licence by the Clerk.

## **2.10 Inspection – premises – all reasonable times (By-law 12-017)**

Every licensed premises, including a mobile canteen, may be inspected at all reasonable times by:

- a. The Chief of Police, or designate;
- b. The Medical Officer of Health, or designate;
- c. The Fire Chief, or designate; and or
- d. The Chief Building Official, or designate

## **2.11 Inspection – Premises – refusal prohibited (By-law 12-017)**

No licensee, or any employee of a licensee, shall prevent any authorized official, the Chief of Police, the Medical Officer of Health, the Fire Chief, the Chief Building Official or their designate(s) from conducting an inspection of the business.

## **2.12 General Offence – fine for contravention**

Unless otherwise specifically provided for in this by-law, any person who contravenes this by-law is guilty of an offence and, upon conviction, is liable to a fine or penalty provided for in the *Provincial Offences Act*, as amended.

## **2.13 Posting Licences – Fixed Place of Business**

Where a licensee carries on a business or trade from a fixed place of business, the licensee shall post the licence obtained under this by-law in a conspicuous place at such fixed place of business.

## **2.14 Posting Licences – Other Places of Business**

Where the licensee travels from place to place to carry on a business or trade, the licensee shall carry the license when engaged in the business or trade, and every person so licensed shall, when requested by any authorized by-law enforcement official, produce the license for inspection.

## **2.15 Expired or Revoked Licence**

No person shall post or produce for inspection a license which has expired, or which has been revoked.

## **ARTICLE 3**

### **ADMINISTRATION – CLERK – DUTIES**

#### **3.1 Applications – renewals – processing**

The Clerk shall have the authority to receive and process all applications for business licences and renewals, and to issue such licences.

#### **3.2 Investigation – as necessary - reports**

Upon the receipt of an application for a licence, or the renewal or transfer thereof, the Clerk shall make or cause to be made all investigations deemed necessary relative to the application.

#### **3.3 Clerk to maintain records**

The Clerk shall maintain complete records showing all applications and licences issued.

#### **3.4 Revocation of licence**

The Clerk may revoke a licence where the licensee has been convicted of any offence under this by-law.

### **3.5 Revocation of licence – hearing – attendance – consideration of licence**

If the Clerk refuses to grant or renew a licence or revokes a licence, the applicant or licensee shall have the right to a hearing by Council which, after due consideration of the application and hearing such representations as the applicant may care to make, may direct the issuance or renewal of the licence, refuse the application or revoke the licence.

### **3.6 Application of Statutory Powers Procedure Act**

The hearing held under this by-law shall be held in accordance with the provisions of the *Statutory Powers Procedure Act*, R.S.O. 1990, c. S.22.

### **3.7 Decision of Council final**

Upon the conclusion of a hearing, Council shall, as soon as practicable, dispose of the matter which was the subject of the hearing by doing any act or making any decision, and such decision shall be final.

## **ARTICLE 4**

### **ADULT ENTERTAINMENT PARLOURS**

**4.1 Specific Definitions** – In connection with an Adult Entertainment Parlour, the following words shall have the following meaning:

**Age of Majority** – shall have the same meaning as defined in the *Age of Majority and Accountability Act*, R.S.O. 1990, c. A.7;

**Attendant** – means, any person other than a licensee, who provides Services designed to appeal to erotic or sexual appetites or inclinations at an Adult Entertainment Parlour;

**Permitted Area** – means that area of the City which is zoned for use as an Adult Entertainment Parlour pursuant to the Zoning By-law for the City, an interim control by-law, or has legal non-conforming status as an Adult Entertainment Parlour pursuant to the Zoning By-law and the *Planning Act*;

**Services** – includes activities, facilities, performances, exhibitions, viewings and encounters:

- a. Of which a principal feature or characteristic is the nudity or partial nudity of any person; or
- b. In respect of which the word “nude”, “naked”, “topless”, “bottomless” “sexy”, or “nu” or any other word or picture, symbol or representation having like meaning or implication is used in any advertisement;

but does not include the exhibition of film approved under the *Theatres Act*.

### **4.2 Application form –requirements**

An application for a licence, or for renewal of a licence, shall be made on the forms provided by the Clerk, and each completed application shall be submitted to the Clerk, accompanied by a copy of the current liquor licence.

### **4.3 Location of adult entertainment parlour**

No person shall operate an Adult Entertainment Parlour except in a permitted area.

### **4.4 Entry – restriction – age of majority**

No licensee shall permit any individual under the age of majority to enter, remain, or deliver Services in the Adult Entertainment Parlour.

#### **4.5 Specific Offence – Fine for contravention - person**

Pursuant to Section 161 of the *Municipal Act, 2001*, S.O. 2001, every person who contravenes any provision of this by-law and every director or officer of a corporation who concurs in such contravention by the corporation is guilty of an offence and on conviction is liable to a fine not exceeding \$25,000.00, or to imprisonment for a term not exceeding one year or both.

#### **4.6 Specific Offence – Fine for contravention - corporation**

Pursuant to Section 161 of the *Municipal Act, 2001*, S.O. 2001, for every corporation convicted of an offence under this by-law, the maximum penalty that may be imposed on the corporation is \$50,000.00.

### **ARTICLE 5**

#### **BARBER SHOP or HAIRDRESSING ESTABLISHMENT**

##### **5.1 Living – dining – sleeping – separate – apart – from shop or parlour**

No barber shop or hairdressing establishment shall be used for living, dining, or sleeping purposes and where a barber shop or hairdressing establishment form part of a building and not the whole thereof, such barber shop or hairdressing establishment shall be separate from the remainder of such building by solid partitions or doors.

### **ARTICLE 6**

#### **LODGING HOUSE**

##### **6.1 Requirements for Written Application**

Every application for a licence shall be in writing addressed to the Clerk and shall set forth the following:

- a. the name, address and telephone number of the Applicant;
- b. if the Applicant is a partnership, the names, addresses and telephone numbers of persons associated with the partnership;
- c. if the Applicant is a corporation, the head office of the corporation and the names, addresses and telephone numbers of all directors of the corporation;
- d. the name and telephone number of the resident manager, if applicable;
- e. the location of the lodging house and written confirmation from the City's Building Division that the zoning for the property upon which the lodging house is located permits a lodging house; (By-law 12-017)
- f. the number of residents to be harboured, received or lodged for hiring or compensation;
- g. the number of sleeping rooms available for residents;
- h. the number of bath tubs or showers, washbasins, water closets, sinks and laundry tubs in the building;
- i. a site plan, completed to the satisfaction of the City, showing the dimensions of all the buildings on the lot, the parking area and landscaping;
- j. a floor plan of the entire building showing the use and dimensions of all rooms;

- k. such other information as may, from time to time, be required by the City or the Chief Building Official;
- l. written confirmation from the City's Building Division that the property meets the minimum requirements of the Building Code, the Electrical Code and the City's Property Standards by-law; (By-law 12-017)
- m. written confirmation from the City's Fire Service that the property meets the minimum requirements of the Fire Code; (By-law 12-017)
- n. a certificate of insurance that satisfies the City Clerk that the property being used as a lodging house is insured as a commercial property; and (By-law 12-017)
- o. proof, satisfactory to the Fire Chief, or designate, that the furnace, if it is a fuel burning appliance, has been inspected annually. (By-law 12-017)

## **6.2 Licence to be posted**

The licence shall be posted in a conspicuous place in the entrance hallway or office of the premises.

## **6.3 Content of licence**

The lodging house licence shall contain at least the following information:

- a. the name(s), address(es) and phone number(s) of the licensee; and
- b. the maximum number of lodgers that may be harboured, received, kept or lodged.

## **6.4 Rooms to be permanently numbered**

Each room providing sleeping accommodation for residents shall have a number or letter permanently attached to or painted on the entrance door to the room.

## **6.5 Smoke alarm – minimum requirements**

In addition to the requirements of the Ontario Fire Code, each room providing sleeping accommodations for residents shall have one smoke alarm installed on or near the ceiling thereof which meets the requirements of the Ontario Building Code. (By-law 12-017)

# **ARTICLE 7**

## **MOBILE CANTEEN**

### **7.1 Specific Definition**

**Highway** – includes a common and public highway, street, avenue, lane, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof, and specifically including the travelled portion of the highway, sidewalks and boulevards;

### **7.2 Sale – operation – prohibited area**

No person shall operate a mobile canteen within 75 metres of the property line of a school, hospital, medical clinic or public park;

### **7.3 Sale - public highway or property – prohibited**

No person shall operate a mobile canteen on any highway or on any other property owned by The Corporation of the City of Peterborough, without having first obtained specific written permission from the City;

#### **7.4. Sale – private property – conditions**

- a. No person shall operate a mobile canteen on any property not owned by the Corporation of the City of Peterborough without first having obtained the written consent of the property owner, and unless the site is appropriately zoned for the retail sale of food, pursuant to the Corporation of the City of Peterborough's zoning by-law;
- b. Every licensee who operates a mobile canteen on any property not owned by the Corporation of the City of Peterborough shall, upon the request of any peace officer or authorized official, produce the written authorization of the owner of the property.

#### **7.5. Vehicle – equipment – clean and sanitary**

Every licensee shall keep all vehicles and equipment and food preparation areas in a clean and sanitary condition and shall comply with all applicable provincial legislation and the regulations made thereunder concerning the preparation, storage, handling and sale of food and beverages;

#### **7.6. Insurance – required – minimum coverage – proof filed with City Clerk**

Every licensee shall, prior to the issuance of a mobile canteen license, produce and file with the City Clerk a certificate of public liability insurance which names the Corporation of the City of Peterborough as an additional named insured. The amount of the insurance coverage shall not be less than two million (\$2,000,000.00) dollars for each occurrence, incidental to the operation of the licensed mobile canteen.

#### **7.7 Indemnification – City – held – not responsible**

Every licensee shall, prior to the issuance of a mobile canteen license, produce and file with the City Clerk an indemnification agreement with the Corporation of the City of Peterborough whereby the mobile canteen operator agrees to indemnify, save and hold harmless the Corporation of the City of Peterborough, its agents, servants, employees, and officials from any and all claims, actions, or suits which might be brought against the said mobile canteen operator and/or the Corporation of the City of Peterborough arising out of the operation of the mobile canteen in any manner whatsoever or any error, negligence or omission of the mobile canteen operator, their agents, servants or employees.

### **ARTICLE 8 PLUMBER**

#### **8.1 Specific Definition**

**Plumbing** has the same meaning that it has in the regulations made pursuant to the *Ontario Water Resources Act*.

**Plumbing apprentice** – means a person as set out and described in the *Apprenticeship and Tradesmen's Qualification Act*, and regulations thereunder.

**Plumbing Inspector** – means a person appointed by Council to carry out the requirements or all Ontario Regulations pertaining to plumbing and the requirements of this by-law.

## **ARTICLE 9 TEMPORARY TRADER AND DOOR-TO-DOOR SALESPERSON**

### **9.1 Specific Definition**

**Goods, wares and merchandise** – means any article, merchandise, service or privilege obtained for consideration or anything that has economic utility or want, or an intangible item (such as a service or membership) that is a marketable commodity;

### **9.2 Sale - public highway or property - prohibited**

No person shall carry on the business of a temporary trader on any public highway or other property owned by The Corporation of the City of Peterborough, without having first obtained specific written permission from the Clerk.

### **9.3 Sale - private property - conditions**

- a. No person shall carry on the business of a temporary trader on any property not owned by the Corporation of the City of Peterborough, without first having obtained the written consent of the property owner or authorized agent, and unless the site is appropriately zoned for the retail sale of the particular goods, wares or merchandise being sold or offered for sale, pursuant to the Corporation of the City of Peterborough's zoning by-law.
- b. Every licensee offering for sale any goods, wares or merchandise on any property not owned by The Corporation of the City of Peterborough shall, upon the request of any peace officer or authorized official, produce the written authorization of the owner or authorized agent of the property.
- c. At least five (5) business days prior to the issuance of a temporary trader Licence each Applicant shall provide the City Clerk with:
  - i. the written consent of the owner or authorized agent;
  - ii. name, address and telephone number of the Applicant;
  - iii. if the Applicant is a partnership, the names, addresses and telephone numbers of persons associated with the partnership;
  - iv. if the Applicant is a corporation, the head office of the corporation and the names, addresses and telephone numbers of all directors of the corporation; and
  - v. a description of the goods, wares and merchandise being sold or for which an order for later delivery will be taken.

### **9.4 Licence to Specify Goods, Wares, Merchandise Being Sold**

Each temporary trader licence and door-to-door salesperson licence issued by the Clerk shall specify the goods, wares and merchandise being offered for sale or for which an order for later delivery will be taken.

### **9.5 Specific Offences**

- a. It shall be an offence for any person, partnership or corporation or any affiliated partnership or affiliated corporation to sell any type of goods, wares or merchandise not specified in the licence issued by the Clerk.
- b. It shall be an offence for any person, partnership or corporation or any affiliated partnership or affiliated corporation to transfer a temporary trader licence or a door-to-door salesperson licence.

- c. It shall be an offence for any person, partnership or corporation or any affiliated partnership or affiliated corporation to carry on the business of being a temporary trader or a door-to-door salesperson without having first obtained the required licence from the Clerk.

## **9.6 Offences**

- a. Any person operating a business, which requires a licence under this by-law and who, without having obtained the appropriate business licence from the City Clerk, is, upon conviction, guilty of an offence and subject to a fine under the **Provincial Offences Act** or to payment of a Set Fine, if any;
- b. Any person who cannot, upon request, satisfy the City that the appropriate licence was obtained from the City Clerk and who, at the time the request was made, was operating a business which is required to be licenced under this by-law, is, upon conviction guilty of an offence and subject to a fine under the **Provincial Offences Act** or, to payment of a Set Fine, if any;
- c. Any person who cannot, upon request, satisfy the City that the appropriate licence was obtained from the City Clerk and who, at the time the request was made, was operating a business which is required to be licenced under this by-law on City-owned land, is, deemed to be a trespasser. (By-law 11-107)

## **ARTICLE 10 ENACTMENT**

### **10.1 Effective date**

This by-law will come in force on the date it receives third and final reading.

## **ARTICLE 11 GENERAL**

### **11.1 Reference to other by-laws**

Reference in any document to a by-law repealed by this by-law shall be deemed to be reference to this by-law.

## **REPEAL**

### **11.2 Repeal of certain chapters of municipal code**

The following Chapters of the City of Peterborough Municipal Code, as amended, are hereby repealed:

- Schedule 1 – Chapter 426 – General Provisions – Licence
- Schedule 2 – Chapter 427 – Fees – Licence
- Schedule 3 – Chapter 431 – Adult Entertainment Parlours
- Schedule 4 – Chapter 432 – Adult Entertainment Parlous – Regulation
- Schedule 5 – Chapter 434 – Amusement – Places of – Arcades
- Schedule 6 – Chapter 436 – Auctioneer
- Schedule 7 – Chapter 441 – Bake Shops
- Schedule 8 – Chapter 443 – Barber Shops – Hairdressers
- Schedule 9 – Chapter 450 – Butcher Shop
- Schedule 10 – Chapter 456 – Chimney Repairman – Building Renovator
- Schedule 11 – Chapter 463 – Driving Instructors – Schools
- Schedule 12 – Chapter 465 – Dry Cleaners
- Schedule 13 – Chapter 469 – Garage – Public
- Schedule 15 – Chapter 475 – Hawker – Pedlar
- Schedule 16 – Chapter 485 – Laundries

Schedule 17 – Chapter 490 – Lodging House  
Schedule 18 – Chapter 499 – Mobile Canteens  
Schedule 19 – Chapter 505 – Pawnbroker  
Schedule 20 – Chapter 514 – Restaurants – Refreshment Booths

By-law read a first and second time this 12<sup>th</sup> day of September, 2005

By-law read a third time and finally passed this 12<sup>th</sup> day of September, 2005

(sgd) Sylvia Sutherland, Mayor

(sgd) Nancy Wright-Laking, City Clerk

## SCHEDULE 'A'

### Schedule 'A' – Licence Fees Annual

WHEREAS the following licence fees have been determined in accordance with Section 150 of the *Municipal Act, 2001*;

#### Annual Fees for Business Licences

Description of Licence	Licence Fee		
	2005	2006	2007
Adult Entertainment Parlour	\$190.00	\$190.00	\$190.00
Arcade	\$100.00	\$100.00	\$100.00
Auctioneer	\$40.00	\$40.00	\$40.00
Bake Shop	\$63.00	\$125.00	\$190.00
Barber Shop/ Hairdressing Establishment	\$63.00	\$125.00	\$190.00
Billiard Hall	\$33.00	\$66.00	\$100.00
Bowling Alley	\$50.00	\$66.00	\$100.00
Butcher Shop	\$63.00	\$125.00	\$190.00
Dry Cleaner/Laundromat	\$33.00	\$66.00	\$100.00
Lodging House	\$100.00	\$100.00	\$190.00
Mobile Canteen	\$190.00	\$190.00	\$190.00
Plumber/Drain Layer	\$100.00	\$100.00	\$100.00
Public Dance Hall	\$100.00	\$100.00	\$100.00
Public Garage	\$33.00	\$66.00	\$100.00
Restaurant	\$95.00	\$125.00	\$190.00
Roller Skating Rink	\$50.00	\$66.00	\$100.00
Theatre	\$100.00	\$100.00	\$100.00

**SCHEDULE 'B'**

**Schedule 'B' – Licensing Fees for Door-to-Door Salesperson  
and Temporary Trader (By-law 11-107)**

<b>Description of Licence</b>	<b>Daily</b>	<b>Annual</b>
Door-to-Door Salesperson	\$100.00	\$800.00
Temporary Trader	\$100.00*	\$800.00*

\*per location