

THE CORPORATION OF THE CITY OF WHITE ROCK

BYLAW NO. 1510

A Bylaw respecting the granting of Licences  
and the regulation of Business

The CITY COUNCIL of The Corporation of the City of White Rock in open meeting assembled, ENACTS as follows:-

1. Interpretation

In the construction and interpretation of this Bylaw the following words and terms shall have the meanings hereby assigned to them, unless the context otherwise requires:-

"**Applicant**" means any person who makes application for a licence under the provisions of this bylaw.

"**Business**" means 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.

"**Collector**" shall mean the collector of taxes for The Corporation of the City of White Rock.

"**Council**" means the City Council of The Corporation of the City of White Rock.

"**Inspector**" shall mean the person from time to time appointed as Licence Inspector of the City and shall include any acting or assisting Inspector or Inspectors.

"**Licence Period**" shall mean from May 1st of each year to April 30th the following year.

"**Non-Resident Business**" means a business other than a Resident Business carried on within the City with respect to which any work or service is performed within the City.

"**Resident Business**" means a business carried on in or from premises within the City.

2. Licence Requirement

No person shall carry on a business within the City of White Rock without holding a valid and subsisting licence for the business so carried on.

3. Separate Licence

For the purpose of this bylaw where a business is carried on in or from more than one premises in the City, the business carried on from or in each premises shall be deemed to be a separate business.

4. Exemptions

The following nonresident businesses are hereby exempt from the provisions of this bylaw.

- (a) Bona Fide, Commercial travellers offering for sale or selling goods, wares or merchandise to Bona Fide merchants for resale by the merchants in the ordinary course of their business.
- (b) Owners or operators of carriers other than taxi cabs, who either pick up passengers or chattels in the City for discharging or delivery outside the City or discharge or delivering within the City passengers or chattels picked up outside the City or both, unless the City forms part of the trading area pursuant to the "Municipal Act".
- (c) Owners or operators of taxi cabs, who only discharge passengers within the City unless the City forms part of a trading area pursuant to the "Municipal Act".
- (d) Owners or operators of retail business who only deliver commodities sold by them in the ordinary course of business and pick up commodities being returned or exchanged.
- (e) A wholesaler or manufacturer or processor who is only in the business of offering for sale or selling his own goods, wares or merchandise and delivering these in his own vehicle to merchants for resale by the merchants in the ordinary course of the business.
- (f) A person practising any profession governed by a special act, unless he regularly and generally carries on business in the City.

5. General Exemptions

- (a) No licence is required with respect to any performance, concert, exhibition or entertainment or concession which is held in a licenced theatre or duly licenced premises.
- (b) No licence is required for the business of letting or renting a room where not more than two rooms are available for letting or renting.

6. Application for Licence

- (a) All applications for licences under this by-law shall be made to the Inspector on the application form provided for that purpose.
- (b) Every applicant shall make a true and correct statement in writing on the application form disclosing the nature and character of the business to be carried on, the address of such business and such other facts as are required by the application form.

7. Purpose of Licence

Every licence issued pursuant to this by-law shall state that the holder is licenced to carry on the business stipulated in the licence in a lawful manner for the periods specified in the licence at the place specified in the licence.

8. Licence Period

- (a) All licences granted pursuant to this bylaw shall be granted so as to commence on May 1st each year and terminate on the 30th day of April, the following year.
- (b) Notwithstanding sub-section (a) of this section, the period for a licence in respect of:
  - (i) the period for a licence with respect to a circus, horse show, dog or pony show, exhibition, or other itinerant shows, or entertainment, when held elsewhere than in a licenced theatre or other licenced place shall be for one day;

9. Licence Fees

- (i) Those licence fees set out in Schedules "A" and "B" hereof, which said Schedules are hereby incorporated with and made part of this bylaw and no licence shall be issued until payment of such fee is made. A proportionate reduction of 25% shall be made on account of any person commencing business after July 31st and a reduction of 50% after October 31.
- (ii) When a person pays the Licence fee prior to the day the Licence Period commences, or the day they commence work, they will receive a 10% discount on that licence fee.

10. Licence Posted

A copy of every licence issued pursuant to this by-law shall be delivered to the person licenced and such person shall post the same and keep the same posted in a conspicuous place on the premises or on the thing or article in respect of which the licence is issued.

11. Change of Condition

Where the licence fee for any business is based on the floor area, ground area, number of people regularly engaged, number of machines, appliances or rental units used in the carrying on of the business, no person shall change such factors upon which the licence fee is based without immediately notifying the Inspector in writing and paying any additional licence fee which may be payable pursuant to this bylaw as a result of such change.

12. Transfer

- (a) Every licence granted pursuant to this by-law shall be deemed to be a personal licence to the licensee named therein and in the event of change of operator of the business for which such licence was issued, the new operator of the business shall apply for a new licence pursuant to the terms of this bylaw.
- (b) No person to whom a licence has been granted under this bylaw shall change the location of the premises in which he carried on the business without first applying to the Inspector in writing to have the licence altered in respect to the location of the premises set out herein and any person carrying on business at a premises other than the premises as specified in the licence shall be guilty of an infraction of this by-law.

13. Inspections

The Inspector or any Peace Officer or the Medical Health Officer is hereby authorized to enter at all reasonable times, any house, place, premises, vehicle or other place in respect of which a licence has been granted pursuant to this by-law, to ascertain whether the regulations and provisions of this by-law are being obeyed.

14. Partnerships

Unless otherwise specified in this by-law where a business is carried on as a partnership it shall be deemed a sufficient compliance with this by-law if one licence is taken out in the name of the partnership or firm and the licence fee is paid therefor.

15. Refusal of Licence

The Council may by a unanimous vote of all the members present refuse in any particular case to grant an application for a licence but the granting or renewal of such licence shall not be unreasonably refused.

16. Power of Licence Inspector

- (a) Where the Licence Inspector is satisfied that the applicant therefor has complied with the requirements of the relevant City by-laws , he may grant a licence pursuant to this by-law.
- (b) The Licence Inspector may suspend, for such period as he may determine, any licence the holder of which:
  - (i) is convicted of an indictable offence;
  - (ii) is convicted of any offence under any City by-law or statute of the Province in respect of the business for which he is licenced or with respect to the premises named in his licence;
  - (iii) has in the opinion of the Licence Inspector been guilty of such gross misconduct in respect of the business or in respect to the premises named in his licence as to warrant suspension of his licence;
  - (iv) has ceased to meet the lawful requirements to carry on the business for which he is licensed or with respect to the premises named in his licence.
- (c) Any person whose licence has been suspended pursuant to this section may appeal to the Council and upon such appeal the Council may confirm or set aside such suspension on such terms as Council may think fit.
- (d) 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, but such notice and opportunity to be heard is not required in respect of the licensee who, by reasonable efforts, cannot be found.

17. Approval of Premises

All premises, in or upon which an applicant for a licence proposes to carry on or conduct any business, shall, before any such licence is granted, comply in all respects with the requirements of the by-laws and regulations of the City dealing with zoning, health, sanitation, business and building; and shall also comply with the Provincial Building Code and all other applicable Provincial regulations and requirements.

18. Zoning

Before any licence is granted in respect of any premises, the Inspector shall satisfy himself that the use for which the licence is sought shall not be in violation of the Zoning by-law or of any by-laws then in force in the City, and no licence shall be issued if the carrying out of that business in the premises applied for would be contrary to any City by-law, the Provincial Building Code or any other applicable Provincial regulations and requirements.

## 19. Regulations

- (a) All operators of premises in which rooms or suites are let for lodging or living purposes shall maintain a register of persons dwelling therein and such register shall include the name and occupation of such person, and shall be produced at the request of any Inspector or Peace Officer, but this clause shall not apply to the operator of premises having not more than two rooms available for letting.
- (b) Every person carrying on the business of or operating a private patrol agency shall supply the Officer in Charge of the White Rock Detachment of the Royal Canadian Mounted Police with the name, age, address and description of all persons employed. No person carrying on the business of a private patrol agency shall adopt as an official uniform any form of suit, coat, uniform or other mode of dress similar to or being capable of being mistaken for the uniform of a police officer.

The operator of and every person employed by a private patrol agency shall secure at his own expense a civil identification card issued by the Officer in Charge of the White Rock Detachment of the Royal Canadian Mounted Police. Such card shall be carried by such operator and employee at all times while performing any duties on behalf of any private patrol agency and shall be produced for inspection upon the demand of any police officer.

All person carrying on the business of or operating a private patrol agency shall file with the Officer in Charge of the White Rock Detachment of the Royal Canadian Mounted Police a list of all premises that they have agreed to guard or patrol and shall furnish a supplementary report each month of any additions or deletions from such list.

- (c) All persons purchasing, taking in barter, or receiving used or second-hand goods shall notify the Officer in Charge of the White Rock Detachment of the Royal Canadian Mounted Police within 24 hours after receiving such goods by delivering to him a list of the articles, together with the name and address of the person from whom they were obtained and no person shall alter the form of sale or otherwise dispose of such goods within 72 hours of receiving the same.
- (d) No person shall sell, or offer to sell or display for sale, turtle or viable turtle eggs, except that this prohibition shall not apply to an educational, scientific or medical institution.

## 20. Penalty

- (a) Every person who violates any of the provisions of this by-law or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this By-law, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this By-law, who does any act which violates any of the provisions of this By-law, shall be guilty of an offence and upon conviction therefore shall be liable to a fine and penalty not exceeding Two Thousand Dollars (\$2,000.00), or in the alternative to imprisonment for any period of time not exceeding six (6) months.
- (b) Where a person is in violation of any provision of this By-law, the Director of Permits and Licences and his Assistants, Building and Licence Inspector or By-law Enforcement Officer, may issue a violation notice to be served personally or by registered mail upon the person in violation; and such person shall be liable to pay the City of White Rock the respective sum or sums, indicated in the violation notice set out as follows:

\$75.00 for each violation of the By-law.

\$50.00 for each violation if paid within 48 hours of the issuance of the violation notice.

If the penalty indicated on the Violation Notice is not paid within seven (7) days of the issuance, a Summons may be issued in respect of the violation.

21. "White Rock Business Licence By-law, 1989, No. 1172" and all amendments thereto are hereby repealed.
  
22. This by-law may be cited for all purposes as "White Rock Business Licence By-law, 1997, No. 1510".

RECEIVED FIRST READING on the	day of	, 199 .
RECEIVED SECOND READING on the	day of	, 199 .
RECEIVED THIRD READING on the	day of	, 199 .
RECONSIDERED AND FINALLY ADOPTED on the	day of	, 199 .

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MAYOR

CITY CLERK

"SCHEDULE "A"

**GROUP 1**

For the following, the fee for each licence period shall be \$320.00 plus \$25.00 for each employee.

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Accountant	Night Security Patrol
Agent	Ophthalmologist
Architect	Optometrist
Auctioneer	Optician
Barrister & Solicitor	Osteopath
Chiropractor	Personnel Service
Dental Laboratory	Physician
Dentist or Dental Surgeon	Physiotherapy Clinic
Drafting	Property Management Consultant
Economic Consultant	Psychiatrist
Engineer	Real Estate Agent
Funeral Home	Real Estate Appraiser
Homeopath	Refractionist
Insurance Agent	Stockbroker
Insurance Adjuster	Surgeon
Investment Company	Tax Preparation
Investment Dealer	Taxi
Land Surveyor	Therapist
Legal Services	Trust Company
Loan Company	U-Drive Operator
Management Consultant	Veterinarian
Manufacturer	
Medical Laboratory	
Mortgage Company	

"SCHEDULE "A"

**GROUP 2**

For the following, the fee for each licence period shall be \$150.00 plus \$25.00 for each employee.

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Auto Towing	Interior Decorating Consultant
Auto Wrecker	Janitor Service
Automotive Repairs or Dealer	Jeweller
Background Music Supply	Junk Dealer
Bakery	Landscaping
Barber	Laundry
Barter Exchange	Milk Delivery
Beach Recreation Service	Milliner
Beauty Parlour	Mobile Services
Boat Charter	Movers
Boat Rental and/or Mooring	Nursery
Bus Operator	Pawnbroker
Business Services	Photographer
Carwash	Printer and/or Publisher
Caterer	Recreation Accommodation
Cleaner and Dyer	Rental Supplies
Clock Repair	Repair Services
Contractor	Rest Home
Courier Service	Restaurant
Dental Mechanic	Retail Store
Dental Technician	Secondhand Dealer
Designer	Shipbuilder
Dog Grooming	Stenographic Services
Dressmaker	Tailor
Driving School	Telephone Answering Service
Electrologist	Television Technician
Express Company	Tool Rental
Fuel Vendor or Merchant	Travel Service
Garage or Service Station	Tree Topping Service
Garbage Collection	Upholsterer
Hair Dresser	Wholesale Merchant
Holding Company	
House Cleaning Service	

"SCHEDULE "A"

**GROUP 3**

For the following, the fee for each licence shall be \$105.00 plus \$25.00 for each employee.

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Chimney Sweep

Dancing Academy

Daycare Centre

Dramatic Art Studios (Art, Drama, Vocal, Music)

Equipment Hire

Kindergarten and/or Nursery School

Locksmith

Piano Tuner

Shoe Repair

Tool Sharpener

"SCHEDULE "A"

**GROUP 4**

Business Fee for each licence unless otherwise stated

All establishments, excluding restaurants, where liquor is sold for consumption within the premises.		\$2,000.00
Apartment Units, Rental	Per apartment unit	\$40.00
Automated Banking Machines	(Remote Locations)	\$100.00
Automatic Laundry	For the first five machines For each additional m/c	\$ 155.00 \$ 8.00
Banks		\$2000.00
Bowling Alley	For first four alleys or runway For each additional alley or runway	\$105.00 \$25.00
Carnival	Per Day	\$210.00
Christmas Tree Sales		\$85.00
Circus, Menagerie, Hippodrome, or Horse, Dog or Pony Show	Per Day	\$210.00
Exhibition (other than in Theatre)	Per Day	\$400.00
General Contractor (person carrying on business providing more than one of the following trades - Building, Electrical, Plumbing, Heating, Painting, Excavating, Masonry	Basic Each additional Per employee	\$150.00 \$60.00 \$25.00
Go-Karting Concession		\$105.00
Hotel		\$2,000.00
Mail Order Business	For each employee.	\$520.00 \$25.00
Mechanical Rides, Ferris Wheel etc.	For each ride	\$105.00
Motel, Motor Hotel	Per unit	\$16.00
Pool Room	For first Billiard or Pool Table For each additional Table	\$80.00 \$25.00
Public Market		\$410.00

**GROUP 4** Cont'd

Theatre, Amusement Hall, Concert Hall, Music Hall, Opera House	Seating capacity up to 250	\$160.00
	Seating capacity more than 250, but not more than 500	\$300.00
	Seating capacity in excess of 500	\$480.00

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A performance, concert, exhibition,  
or entertainment, the entire proceeds  
of which above actual Bona Fide expenses,  
are devoted to any charitable purposes.      NO CHARGE

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Vending machines for the sale of  
confectionary, stationary, tobacco  
or goods or services of any kind.      \$25.00

Vending machines for the sale of  
amusements.      \$85.00

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"SCHEDULE "A"

**GROUP 5**

Any business not specifically named in any other group.

The fee for each licence period shall be: \$150.00 plus \$25.00 for each employee.

"SCHEDULE "B"

**Any person whose business within the City of White Rock, including barter, sales or service is mainly conducted or solicited by telephone, or on a property to property basis shall be deemed to be an itinerant trader. No business shall be conducted on any public property or streets except the sale of ice cream products in residential zones only or those approved by Council for special events or as permitted elsewhere in this bylaw. Itinerant traders shall pay the applicable licence fee for each licence period.**

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Automobile Parts & Accessories	\$260.00 per person
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Books, Magazines and Periodicals (excluding newspapers as delivered by news-boys)	\$260.00 per person
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Builders Supplies	\$300.00 per person
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Christmas or Greeting Cards	\$ 65.00 per person
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Correspondence Courses	\$125.00 per person
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Clothing or Footwear	\$300.00 per person
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Cosmetics or Personal Articles	\$125.00 per person
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Crockery or Chinaware	\$260.00 per person
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Foods (other than milk delivery)	\$208.00 per person
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Hardware or Electrical appliances	\$300.00 per person
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Household Furniture including Radios or Television Sets	\$300.00 per person
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Jewellery or Furs	\$300.00 per person
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Musical Instruments or Supplies	\$300.00 per person
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Photographs, Photographic Supplies or Photographic Materials	\$300.00 per person
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Piano Tuner	\$ 65.00 per person
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Services, including appliance repairs roof repairs and driveway servicing	\$300.00 per person
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Sporting equipment including Boats, Motors and Accessories	\$300.00 per person
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Welcome Service	\$ 58.00 per person
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Any other Itinerant Trade or Business not hereinbefore mentioned	\$300.00 per person
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