

## **SUMMER VILLAGE OF CRYSTAL SPRINGS**

### **BUSINESS LICENCE BYLAW NO. 177**

#### **A BYLAW OF THE SUMMER VILLAGE OF CRYSTAL SPRINGS, IN THE PROVINCE OF ALBERTA TO LICENCE AND CONTROL ALL BUSINESS CARRIED ON WITHIN THE MUNICIPALITY.**

WHEREAS, Sections 7 & 8 of the *Municipal Government Act*; Revised statutes of Alberta, 2000, Chapter M-26 with amendments in force as of June 1, 2003, provides that Council may regulate all businesses carried on within the municipality including the manner of operation, the nature of operation and location thereof, and may provide for a system of licences, permits or approvals, including establishing fees for licencing.

NOW THEREFORE, Council for the Summer Village of Crystal Springs, duly assembled, hereby enacts as follows:

#### **SECTION 1: NAME OF BYLAW**

- 1.1 This bylaw may be cited as the "*Business Licence Bylaw*".

#### **SECTION 2: DEFINITIONS**

- 2.1 In this Bylaw:
- (a) "Summer Village" means the Summer Village of Crystal Spring;
  - (b) "Council" means Council for the Summer Village of Crystal Springs;
  - (c) "Chief Administrative Officer" (CAO) means the CAO duly appointed by the individual Summer Villages and the *Municipal Government Act*;
  - (c) "Agent" means every person who, by mutual consent, acts for the benefit of another, including a sales representative, employee or independent distributor;
  - (d) "Applicant" means a person who applies for a license;
  - (e) "Business" means
    - (i) a commercial, merchandising or industrial activity or undertaking,
    - (ii) a professional, trade, occupation, calling or employment, or
    - (iii) an activity providing goods or services
  - (f) "Carry on", "carried on" means to conduct operate, perform, keep, hold, occupy, deal in or use, for a fee or exchange of benefits, whether as principal or agent;
  - (g) "Operator" means one who owns, operates, or engages in a business;

#### **SECTION 3: LICENCE**

- 3.1 Every business operating within the Summer Village shall as a prior condition of its operation, shall obtain a business licence issued by the CAO;

- 3.2 Each licence shall be valid from the date of issue to the 31<sup>st</sup> day of December in the same year unless revoked or surrendered.

#### **SECTION 4: LICENCE REQUIREMENTS**

- 4.1 Every applicant for a licence must provide the following information:
- (a) The address or location for the proposed place of business;
  - (b) The trade name under which the proposed business will operate;
  - (c) Where the applicant is a sole proprietorship or partnership, the full name, mailing address and telephone number of the applicant(s);
  - (d) Where the applicant is a corporation, the full name, mailing address of the principal managing employee or employees and the telephone number of the business;
  - (e) Proof of liability insurance where required and in connection with carrying on a business;
  - (f) Any certificate, authority, licence or other document of qualification under this or any other Bylaw, or under any Statute of Canada or the Province of Alberta that may be required in conjunction with carrying on of a business.
- 6.1 All applicants for a licence shall satisfy Council that adequate provision has been made on the property for Garbage and Parking facilities, and undertake to keep the premises and equipment in a clean, hygienic, and tidy condition at all times, and said premises shall be subject to inspection at all reasonable times by any member of Council or by any person duly authorized by Council for this purpose.
- 4.3 The applicant shall comply with all Summer Village and Provincial Bylaws. The issuance of business licence under this bylaw does not constitute development approval under the Summer Village's Land Use Bylaws. The holder of an existing business licence or an applicant for a business licence is responsible for obtaining such development approval as may be necessary. Where such approval cannot be obtained, the CAO shall forthwith cancel any existing licence and refuse any applications for licence.

#### **SECTION 5: LIABILITY INSURANCE**

- 5.1 Where a policy of liability insurance to be held in connection with the carrying on of any business, the applicant indemnifies and saves harmless the Summer Village against any loss, damage, claims, actions, judgements, costs and expenses suffered or sustained by reason of or in connection with the carrying on of the business;

#### **SECTION 6: FEES & FINES**

- 6.1 Each application for a business licence shall be accompanied by a fee of twenty five (25) dollars;
- 6.2 If a licence is revoked by Council or surrendered by the operator, there will be no refund;

- 6.3** Any failure to comply with any of the provisions of this bylaw, is an offence under the Bylaw and as such is subject upon summary conviction and is liable to a fine of \$100.00.

### **SECTION 7: SEVERABILITY**

- 7.1 Should any section or part of this Bylaw be found to have been improperly enacted, then such section or part shall be regarded as being severable from the rest of this Bylaw and the Bylaw remaining after such severance shall be effective and enforceable as if the section found to be improperly enacted had not been enacted as part of this Bylaw.

### **SECTION 8: EFFECTIVE DATE**

- 8.1 This bylaw shall come into effect upon the date of third reading.

Read a first time on this 10<sup>th</sup> day of May, 2005, A.D.

Read a second time on this 10<sup>th</sup> day of May, 2005,A.D

Given unanimous consent this 10<sup>th</sup> day of May, 2005,A.D

Read a third time on this 10<sup>th</sup> day of May, 2005,A.D

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N. Roger MacEachern, Mayor  
Summer Village of Crystal Springs

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Bev Schneider, Chief Administrative Officer,  
Summer Village of Crystal Springs