

## SUMMER VILLAGE OF MA-ME-O BEACH

### BUSINESS LICENSE BYLAW NO. 330

**A BYLAW OF THE SUMMER VILLAGE OF MA-ME-O BEACH, IN THE PROVINCE OF ALBERTA TO LICENSE AND CONTROL ALL BUSINESS CARRIED ON WITHIN THE MUNICIPALITY.**

WHEREAS, the *Municipal Government Act*, Revised statutes of Alberta, 2000, Chapter M-26 and amendments thereto, provides authority for the enactment of legislation pertaining to the purpose of regulating and controlling business being carried on within the Summer Village;

AND WHEREAS Council deems it desirable and equitable to enact a new business licensing bylaw;

NOW THEREFORE, Council for the Summer Village of Ma-Me-O Beach, duly assembled, hereby enacts as follows:

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

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

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

2.1 In this Bylaw:

- (a) "Summer Village" means the Summer Village of Ma-Me-O Beach;
- (b) "Council" means Council for the Summer Village of Ma-Me-O Beach;
- (c) "Chief Administrative Officer" (CAO) means the CAO duly appointed by the Summer Village as per the *Municipal Government Act*;
- (d) "Agent" means every person who, by mutual consent, acts for the benefit of another, including a sales representative, employee or independent distributor;
- (e) "Applicant" means a person who applies for a license;
- (f) "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
- (g) "Carry on", "carried on" means to continue, operate, perform, keep, hold, occupy, deal in or use, for a fee or exchange of benefits, whether as principal or agent;
- (h) "Designate" means the Assistant Chief Administrative Officer or Development Officer.
- (i) "Operator" means one who owns, operates, or engages in a business;

- (j) "Peace Officer" means a member of the RCMP, Peace Officer, Community Peace Officer or Bylaw Enforcement Officer.

### **SECTION 3: LICENSE**

- 3.1 Every business operating within the Summer Village shall as a prior condition of its operation, shall obtain a business license issued by the CAO or designate;
- 3.2 Each license 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: LICENSE REQUIREMENTS**

- 4.1 Every person applying for a business license shall submit, to the CAO or designate, a completed application form Schedule "A", attached to and forming a part of this Bylaw, and signed by the applicant.
- 4.2 All applicants for a license shall satisfy the CAO, Peace Officer or designate 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.
- 4.3 The applicant shall comply with all Summer Village and Provincial Bylaws. The issuance of business license under this bylaw does not constitute development approval under the Summer Village's Land Use Bylaws. The holder of an existing business license or an applicant for a business license is responsible for obtaining such development approval as may be necessary. Where such approval cannot be obtained, the CAO or designate shall forthwith cancel any existing license and refuse any applications for license.

### **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**

- 5 Each application for a business license shall be accompanied by a fee of twenty five (25) dollars;
- 6.2 If a license 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: RESCINDING OF BYLAW**

- 8.1 Bylaw #292 is hereby rescinded.

#### **SECTION 9: EFFECTIVE DATE**

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

Read a first time on this 26<sup>th</sup> of June, 2010

Read a second time on this 26<sup>th</sup> day of June, 2010

Given unanimous consent this 26<sup>th</sup> day of June, 2010

Read a third time on this 14th day of 26<sup>th</sup> June, 2010

\_\_\_\_\_  
**Don Fleming, Mayor**  
**Summer Village of Ma-Me-O Beach**

\_\_\_\_\_  
**Sylvia Roy, Chief Administrative Officer**  
**Summer Village of Ma-Me-O Beach**