

# SUMMER VILLAGE OF GOLDEN DAYS

## BUSINESS LICENSE BYLAW NO. 232

**A BYLAW OF THE SUMMER VILLAGE OF GOLDEN DAYS, 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 Golden Days, 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 Golden Days;
- (b) "Council" means Council for the Summer Village of Golden Days;
- (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**

- 6.1 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 CAO 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 7th day of February, 2011

Read a second time on this 7th day of February, 2011

Given unanimous consent to proceed to third reading this 7<sup>th</sup> day of February, 2011

Read a third time on this 7th day of February, 2011.



*Richard Tooke*

Richard Tooke, Mayor  
Summer Village of Golden Days

*Sylvia Roy*

Sylvia Roy, Chief Administrative Officer  
Summer Village of Golden Days



Schedule "A" – Bylaw No. 232  
**Summer Village of  
Golden Days**

*Business License Application*

Applicant Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_ Postal Code: \_\_\_\_\_

Phone Numbers: (res) \_\_\_\_\_ (bus) \_\_\_\_\_ (fax) \_\_\_\_\_

Registered Name of Business: \_\_\_\_\_

Business Mailing Address: \_\_\_\_\_ Postal Code \_\_\_\_\_

Legal Description: Lot \_\_\_\_\_ Block \_\_\_\_\_ Plan \_\_\_\_\_

Type of Business: \_\_\_\_\_

I, \_\_\_\_\_ of \_\_\_\_\_ am the authorized agent/owner named above and I certify the truth of all statements and representations contained therein.

I understand that the issuance of a License shall not be deemed to be waiver of any of the provisions of the Business License Bylaw or any requirements as imposed by Federal or Provincial Statute.

I acknowledge that in the event a License is issued, any departure from, or contravention of any provision of the Business License Bylaw could result in the License being revoked or suspended. I further acknowledge that in the event a License is issued, any departure from, or contravention of the provisions of the Business License Bylaw or any Federal or Provincial Statutes, that there shall be no right of claim whatsoever against the Summer Village of Golden Days or any official thereof and any such claim is hereby expressly waived.

\_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

*Signature of owner/Applicant*

**To be completed by the Development Officer**

Zoning: \_\_\_\_\_ Type of Use: Permitted \_\_\_\_\_ Discretionary \_\_\_\_\_ Other \_\_\_\_\_

(If discretionary or other use, application must be approved by the Development Appeal Board)

Application Approved: \_\_\_\_\_ Requires an inspection prior to approval: \_\_\_\_\_

\_\_\_\_\_  
*Development Officer*

\_\_\_\_\_  
*Date*