

A by-law of the Village of Elnora, providing for the licensing and regulating of certain businesses, callings, trades and occupations.

UNDER the authority of and subject to the provisions of Section 214 to 222 inclusive, of the Municipal Government Act, being Chapter 246 of the Statutes of the Province of Alberta, the Municipal Corporation of the Village of Elnora, in Council duly assembled, enacts as follows:

PART I

Short Title and Definitions

This By-Law shall be known and may be cited as the "Licensing By-Law" of the Village of Elnora.

In this By-Law, unless context other wise requires:

- (a) PERSON - includes a Corporation or Partnership.
- (b) HAWKER OR PEDDLER:

- (i) Means a person not being a body corporate and who, whether as principal agent

- (A) goes from house to house selling or offering for sale any merchandise to any person, and who is not a wholesale or retail dealer in such merchandise with a permanent place of business in the Village of Elnora;

- (B) offers or exposes for sale to any person by means of samples, patterns, cuts, or blueprints, merchandise to be afterwards delivered in or shipped into the Village of Elnora;

- (C) sells merchandise on the streets or roads or elsewhere than at a building that is his permanent place of business

BUT

(ii) Does not include a person selling

- (A) meat, fruit or other farm produce that has been produced, raised, or grown by himself,

OR

- (B) fish of his own catching

(c) TRADESMAN -

shall mean any person who undertakes as principal sub-contractor to do, provide, or carry on, within the limits of the Village of Elnora, any of the following trades or occupations:

The erection, addition alteration, improvement, repair, renovation, excavation for, paving for, enlargement, demolition, the roofing, tiling, the laying or sanding of floors, concrete work, or masonry of, on or to any building or structure, within the Village, and the installation, repairing, alteration, extending or removing of any heating, gas fitting, steam fitting, plumbing, sheet metal, lighting, electronic, electrical air conditioning, refrigerating or other fixture, apparatus, appliance or thing, in, on or about any building or structure within the Village.

The lathing, plastering, preparation of walls for stucco, stuccoing, dry wall plastering, painting, decorating, or paperhanging, in, on or to any building or structure within the Town.

PROVIDED THAT for the purpose of this section, the following shall be considered to be one trade:

- heating and sheet metal
- gas fitting and steam fitting
- plastering and lathing and preparation of works for stuccoing, and stuccoing and dry wall plastering,
- air condition and refrigerating
- painting, decorating and paper hanging

(d) GENERAL CONTRACTOR - shall mean and include any person, company or firm who normally accepts contracts as principal or sub-contractor in the Village of Elnora, in erection, construction, alteration, r repair or demolition of any building or structure.

PART II

General Provisions

3. No person shall, within the limits of the Village of Elnora, carry on, or be engaged in any business, unless he has paid the prescribed fee as set out in Schedule "A" which forms part of this By-law, and holds a valid and subsisting license, issued pursuant to the provisions of this by-law.
  4. Persons granted licenses under this By-law shall conform to all regulations and terms herein specified and be subject to inspection at all times by any duly authorized officer of the Village of Elnora.
  5. Every license issued under this by-law shall be made out and delivered or mailed to the Licensee, who shall post same in a conspicuous place on his business premises and whenever required to do so by the Municipal Administrator, License Inspector, Police Officer or any other duly authorized person, shall produce the License for inspection purposes.
  6. Every license granted under the provisions of this By-law shall terminate on the 31st of December in the year in which the said license was issued, unless expressly stated for a shorter period or the license has been sooner cancelled or forfeited.
  7. No rebate shall be allowed or granted to any licensee or his assignee in respect of the forfeiture of a license, or on account of the non-usage of the rights and privileges thereby granted or for any other cause.
  8. Licenses issued under this By-law shall not be transferred except to a person who at the same time purchases the business in respect of which the license was issued.
- All applications for licenses shall be made in writing to the Office of the License Inspector on a form provided, giving such information and particulars as requested thereon.
10. No license shall be issued to a person under the provisions of this By-Law in a case where a Provincial License is required, unless such person is the holder of the required Provincial License.
  11. No. license shall be issued to a person under the provisions of this By-Law in a case where a certificate of qualification is required by the Province unless such certificate of qualification is produced.

The Council may at any time revoke or suspend any license issued under the provisions of this By-law for a failure to comply with any of the conditions or regulations herein.

No license shall under any of the provisions of this By-law, be required for hawking and peddling or selling any goods, wares or merchandise that are grown, produced or manufactured in the Province, if they are hawked, peddled, or sold by the person who is the owner, producer, or manufacturer thereof or by an employee or servant of such person and authorized by him in writing to do so.

Any person violating any of the provisions of this By-Law or any other person responsible for such violation shall be liable on summary conviction before a Magistrate or any Justice of the Peace having jurisdiction therein, to a penalty not exceeding thirty (30) days unless such fine and costs, including the costs of committal are sooner paid.

By-law No. 270, Elnora's business tax by-law and all amendments thereto, is hereby rescinded.

READ A FIRST TIME THIS 27th DAY OF MAY, 1981.

READ A SECOND TIME THIS 27th DAY OF MAY, 1981.  
and by unanimous consent of Council,

READ A THIRD TIME THIS 27th DAY OF MAY, 1981.

  
MAYOR.

  
MUNICIPAL ADMINISTRATOR.

SCHEDULE "A"

Rates per year

Abattoir.....	\$ 25.00
Agent (meaning a person acting or doing business for another person or company).....	25.00
Accountants.....	25.00
Auctioneers.....	25.00
Auto Body Shop.....	25.00
Auto Sales & Service.....	25.00
Bakery.....	25.00
Bank.....	25.00
Barber Shop.....	25.00
Barristers & Solicitors.....	25.00
Bicycle Shop.....	25.00
Beauty Parlour.....	25.00
Billiards.....	25.00
Bill Posters.....	25.00
Book Store.....	25.00
Bowling Alley.....	25.00
Bread Dealers.....	25.00
Building Movers.....	25.00
Bulk Oil Wholesale.....	25.00
Bus Terminal.....	25.00
Butcher & Packers.....	25.00
Cabinet Makers.....	25.00
Cafe.....	25.00
Car Wash.....	25.00
Children's Wear.....	25.00
Chiropractors.....	25.00
Circus Act (per Day).....	150.00
Clinic (Medical).....	25.00
Clinic (Dental).....	25.00
Clinic (Veterinary).....	25.00
Coffee Shop.....	25.00
Coin Laundry.....	25.00
Common Carriers.....	25.00
Confessionary.....	25.00
Contractor - General.....	25.00
Resident.....	50.00
Non-Resident.....	100.00
Contractor - Sub	
Resident.....	25.00
Non-resident.....	50.00
Caterers.....	25.00
Cosmetic.....	25.00
Ceramic Shop.....	25.00
Dairy.....	25.00
Dairy Bar.....	25.00
Dentist.....	25.00
Drug Store.....	25.00
Dry Cleaners.....	25.00
Electrical Shop.....	25.00
Farm Implements.....	25.00
Farm Produce (Not from own farm).....	25.00
Fish Dealers.....	25.00
Flower Shop.....	25.00
Flour Mills.....	25.00
Fur Agent.....	25.00
Furniture Store.....	25.00
Garage.....	25.00
Gas Fitters.....	25.00
General Store.....	25.00
Geophysical & Siesmograph Explorations.....	25.00

Gift Shop.....	\$ 25.00
Grocery Store.....	25.00
Hardware Store.....	25.00
Hawkers and Pedlers (For each Peddler).....	25.00
Hotel.....	25.00
Insurance Office.....	25.00
Investment Broker.....	25.00
Jeweller.....	25.00
Junk Dealer.....	25.00
Kennel.....	25.00
Ladies Wear.....	25.00
Laundry.....	25.00
Laundry Pick-up Service.....	25.00
Livestock Dealer.....	25.00
Locker Plant.....	25.00
Lounge, Dining & Bar.....	25.00
Lumber Dealer.....	25.00
Lunch Counter.....	25.00
Machine Shop.....	25.00
Mail Order Store.....	25.00
Meat Market.....	25.00
Men's Wear.....	25.00
Milk Vendor.....	25.00
Moneys Tender.....	25.00
Motels.....	25.00
Mud Products.....	25.00
Newstand.....	25.00
Nursery.....	25.00
Novelty Store.....	25.00
Office Supplies.....	25.00
Oil Pipe Line Servicing.....	25.00
Oil Servicing.....	25.00
Oil Supply.....	25.00
Oil Fracturing.....	25.00
Oil Field Contractors.....	25.00
Oil Rat Hole Diggers.....	25.00
Oil Swabbing and Rod Work.....	25.00
Oil Hauling.....	25.00
Optometrist.....	25.00
Paint Shop.....	25.00
Plasterer and Stucco.....	25.00
Painter & Decorator.....	25.00
Pawn Broker.....	25.00
Photographer.....	25.00
Places of Amusement.....	25.00
Plumbing and Supplies.....	25.00
Pop Corn Vendor.....	25.00
Printing Shop.....	25.00
Propane Dealer.....	25.00
Real Estate.....	25.00
Radio and Television Repair Shop.....	25.00
Radio & Television Sales and Rentals.....	25.00
Refrigeration Repair & Installation.....	25.00
Restaurant.....	25.00
Rug and Upholstery Cleaners.....	25.00
Sand & Gravel.....	25.00
Scavenger.....	25.00
Scrap Metal Dealer.....	25.00
Second Hand Dealer.....	25.00
Service Station.....	25.00
Sewing Centre and Fabrics.....	25.00
Shoe Repair.....	25.00
Shooting Gallery.....	25.00
Shoe Shop.....	25.00
Sign Painter.....	25.00

Liquor Outlet.....	\$	25.00
Slot Machines.....		25.00
Snow Vehicle Sales.....		25.00
Sports Shop.....		25.00
Supermarket.....		25.00
Survey.....		25.00
Steam Bath and Sauna.....		25.00
Tobacco Dealer.....		25.00
Taxi.....		25.00
Theatre.....		25.00
Tire Shop.....		25.00
Toy Shop.....		25.00
Tradesman:		
Resident.....		25.00
Non-resident.....		50.00
Trailer Court.....		25.00
Trailer Sales & Services.....		25.00
Travel Agency.....		25.00
Trucking.....		25.00
Truck Terminal.....		25.00
Upholsterer.....		25.00
Used Car Dealer.....		25.00
Variety Store.....		25.00
Veterinarian.....		25.00
Vending Machines (more than one).....		25.00
Water Dealer.....		25.00
Welder.....		25.00
Woodworking.....		25.00
Wig Sales.....		25.00
Grain Dealer.....		50.00
Coal Dealer.....		25.00

General Contractors License does not include trades on the job.

The following are considered to be one trade:

1. Heating and sheet metal
2. Gas fitting and steam fitting
3. Plastering and lathing and stuccoing
4. Air conditioning and refrigeration
5. Painting, decorating and paper hanging.

Any other category not listed in Schedule "A" shall be \$25.00.

Where two or more trades or occupations are carried on the higher of the two rates shall be charged.