

VILLAGE OF CHASE

BY-LAW NO. 367

A bylaw to provide for the licencing of businesses in the Village of Chase in accordance with the provisions of Part II of the Municipal Act, R.S.B.C.1979, Chapter 290 and to repeal Village of Chase Business Licence Bylaws Nos. 13, 34, 161, and 324.

WHEREAS it is the purpose of this bylaw to:

- (a) require an owner or operator of a business within the Village of Chase to hold a valid and subsisting licence for the carrying on of such business;
- b) to fix and impose licence fees for licences, and;
- c) to provide for the collection of licence fees and the granting, issuing and transferring of licences, subject to the limitations contained in the bylaw;

The Municipal Council of the Village of Chase, in open meeting assembled, ENACTS AS FOLLOWS:

DIVISION ONE - DEFINITIONS

1.0 In this bylaw, unless the context otherwise requires:

Applicant: means any person who makes application for a business 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.

Village: means the Corporation of the Village of Chase in British Columbia.

Collector: means the Collector for the Municipality and shall include any Acting or Deputy Collector.

Council: means the Council of the Village of Chase.

Licence: means a licence issued under this bylaw.

Licence Inspector: means the person or persons from time to time duly appointed by the Council for the purpose of enforcing the provisions of this bylaw and shall include any licence inspector, Deputy or Assistant Licence Inspector.

Medical Health Officer: shall mean the Medical Health Officer duly appointed by the South Central Health Unit.

Non-Resident Business: means a business, other than a resident business, carried on within the Village or with respect to which any work or service is performed within the village.

Person: shall, in addition to its ordinary meaning, mean and include a firm or partnership, association, company, or Corporation and the singular shall be held to mean and include the plural, but shall not include a firm or partnership or association of persons carrying on in any of the professions.

Resident Business: means a business carried on or from premises or any one of them.

Vending Machines: shall mean any machine or device operated by, or requiring for operation thereof, the insertion therein of any slug or coin, for the purpose of selling or dispensing of any goods, wares or merchandise, or for the purpose of providing music, games, amusement or service.

DIVISION TWO - GENERAL REGULATIONS2.0 LICENCING PERIOD

(a) Except as hereinafter otherwise provided, licences shall be granted for a One (1) year period to commence on the first day of January and to terminate on the 31st day of December, in each and every year, commencing on January 1st, 1989. The minimum licence fee for any one year for an operation or premises shall not be less than Twenty (\$20.00) Dollars. The Licence Fee prescribed in the Bylaw shall be reduced by one-half in respect of a person who becomes liable to be licenced after the 30th day of June in any year. No Licence Fee paid hereunder shall be refundable.

(b) Subject to the provisions of the Act, the period for a licence in respect of any theatre, including drive-in theatre, amusement hall, concert hall, music hall, opera house, rinks, amusement park or exhibition may be six months, three months or one month, or one day, and the period requested shall be by written application under the signature of the applicant.

(c) Subject to the provisions of the Act, the period for a licence with respect to a circus, horse show, dog or pony show, exhibition or other itinerant show or entertainment, when held elsewhere than in a licenced theatre or other licenced place, shall be one day.

2.1 LICENCE REQUIRED

In accordance with the Act, no person shall carry on, within the Village, any business unless he is the holder of a valid and subsisting licence issued to him under the Bylaw by the Licence Inspector and shall pay in advance, to the Licence Inspector, the sum specified in the Schedule "A" attached hereto and forming part of this bylaw and it shall be encumbant upon each person to renew such licence prior to the beginning of each licencing period as long as such business is being carried on. The rates outlined in Schedule "A" shall be in effect for the licence period commencing January 1st, 1989.

2.2 LICENCE FEE

Every person applying for a licence shall complete the application form supplied by the Village for such purpose and no licence shall be issued until the fee as set out in Schedule "A" of this bylaw has been paid to the municipality.

2.3 FORM OF LICENCE

Every licence granted pursuant to this Bylaw shall state that the holder is licenced to carry on the business stipulated in a lawful manner for the period specified in the licence at the place stated in the licence.

2.4 SEPARATE LICENCE

Where a business is carried on, in, or from more than one premise in the Village, the business carried on, from, or in each such premise(s) shall be deemed to be a separate licence.

2.5 TRANSFER

No licence shall be transferred from one person in respect of certain premises to that same person in respect of other premises without the prior approval of the Licence Inspector, and the payment of a transfer fee of Twenty Dollars (\$20.00). The Licence Inspector shall refuse to issue a transfer of licence where the premises to which the applicant wishes to transfer the licence does not comply with the requirements of the bylaws of the Village regulating building, zoning, health, sanitation and business.

2.6 GRANTING AND SUSPENSION OF LICENCES

The Licence Inspector may grant a licence where he is satisfied that the applicant therefor has complied with the requirements of the bylaws of the village regulating building, zoning, health, sanitation and business and may suspend for such period as he may determine any licence holder if the holder of the licence:

- a) is convicted of an indictable offence in Canada;
- b) has, in the opinion of the official, been guilty of such gross misconduct in respect of the business or in or with respect to the premises named in his licence that it warrants the suspension of his licence.

2.8 LICENCE TO BE DISPLAYED

The Licencee or person in charge or control of premises where the business for which the licence is issued is carried on, shall at all times keep the licence or licences prominently displayed in the business area of the premises to which the public have access.

2.9 LICENCE INSPECTOR

The Council may, by Resolution, appoint a person to be the Licence Inspector and may, in addition, appoint such persons as Council deems necessary to assist the Licence Inspector in the administration and enforcement of this bylaw.

2.10 INSPECTION

The Licence Inspector is hereby authorized to enter, at all reasonable times, upon any property subject to the regulations of this bylaw; in order to ascertain whether such regulations or directions are being observed.

DIVISION THREE - VIOLATIONS AND PENALTIES

3.0 (a) Every person who offends against any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention or violation of any of the provisions of this bylaw, or neglects to do or refrains from doing anything to be done by this bylaw, or who does any act or thing which violates any of the provisions of this bylaw shall be deemed to have committed an offence under this bylaw and shall be liable on conviction, to a fine or penalty of not less than Twenty-Five Dollars (\$25.00) or more than Five Hundred Dollars (\$500.00) for every violation of this bylaw, together with the amount that should have been paid for such licence, which said amount and penalty shall, for the purpose of recovery under this bylaw, be held to be one penalty.

b) Every person required to be licenced under the provisions of this bylaw and who has failed to renew the prescribed licence fee on or before the date fixed for payment shall pay to the Village by way of penalty the following amounts, which amounts shall be in addition to the licence fee:

- i) After 30 days - Five (\$5.00) Dollars.
- ii) After 45 days - Ten (\$10.00) Dollars.
- iii) After 60 days - the Village solicitor's fees incurred to obtain payment.

DIVISION FOUR - APPEAL PROCEDURES

4.0 Any person whose licence has been suspended under Section 2.6 of this bylaw may appeal to the Council and upon such appeal the Council may confirm or set aside such suspension or such terms as it may think fit.

5.0 DIVISION FIVE - AUTHORIZATION

Village of Chase Business Licence Bylaws 13, and amendment Bylaws No. 34, 161 and 324 are hereby repealed.

In the event that any part of this bylaw is declared ultra vires by a Court of competent jurisdiction, then such part shall be deemed to be severed from the bylaw to the intent that the remainder of the bylaw shall continue in full force and effect.

5.1 This bylaw may be cited as "Village of Chase Business Licence Bylaw No. 367, 1988".

READ A FIRST TIME THIS 23rd day of June, 1988.

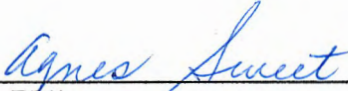
READ A SECOND TIME THIS 23rd day of June, 1988.

READ A THIRD TIME THIS 14th day of July, 1988.

RECONSIDERED AND FINALLY ADOPTED THIS 28th day of July, 1988.

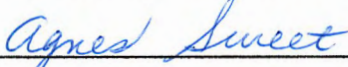


MAYOR



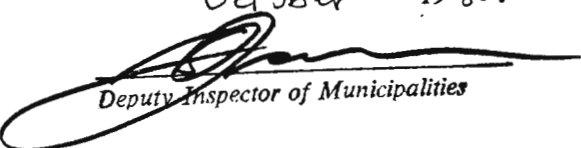
CLERK

Certified a true copy of Bylaw No. 367 as adopted by the Council of Chase.



Clerk

A true copy of By-Law No. 367 registered in the office of the Inspector of Municipalities this 25th day of October 1988.


Deputy Inspector of Municipalities

BYLAW NO. 367

SCHEDULE A

Attached to and
forming part of
Bylaw No. 367.

100	Accountant (Professional)	\$ 60.00	
	Abattoir	20.00	
	Architect	60.00	
	Auctioneer	30.00	
	Auto-Driving School	30.00	
	Apartments	2.00 per	
101	Bank	\$ 200.00	
	Barber Shop (1 person)	30.00	
	(2 persons)	40.00	
	(3 persons)	50.00	
	Barrister and Solicitor	60.00	
	Beauty Parlour(1 person)	30.00	
	(2 persons)	40.00	
	(3 persons)	50.00	
	Bookkeeping/Accounting	40.00	
	Bottle Depot	10.00	
	Bowling Alley	25.00	for each of the first five alleys, \$8.00 for each additional
102	Cafe	\$ 50.00	
	Car Wash	40.00	
	Catering	30.00	
	Chiropractor	60.00	
	Contractor(or Subcontractor)	40.00	
	Confectionery	50.00	
	Concession	30.00	
	Commission Salesman	30.00	
	Credit Union	200.00	
103	Dance Hall, Banquet Hall	\$ 30.00	
	Day Care Centre	50.00	
	Dentist	60.00	
	Department Store	200.00	
	Drive-in Cafe	45.00	
	Drug Store	100.00	
104	Express, Freight, Cartage	\$ 30.00	
	Exhibition or circus	50.00	for each day of its operation
105	Footwear Repair	\$ 30.00	
	Fruit or Vegetable Stand	30.00	
	Fuel Dealer	30.00	
	Funeral Parlour	50.00	
106	Golf Driving Range	\$ 30.00	
	Golf Club	50.00	
107	Hawker, Peddler, Huckster	\$ 60.00	per day of operation
	Home Occupation or Cottage Industry	50.00	
	Hotel	2.50	per unit
108	Insurance - 1 person	\$ 50.00	
	- 2 persons	60.00	
	- 3 persons	70.00	
109	Janitorial Service	\$ 25.00	
	Job Printing	40.00	
110	Land Surveyor	\$ 60.00	
	Laundry/DryCleaning agent	30.00	
	Laundromat	30.00	
	Licenced Club	50.00	

111	Mail Order Office	\$	100.00	
	Manufacturer		50.00	
	Marina		50.00	
	Masseur		30.00	
	Miscellaneous		30.00	
	Mobile Home Park-per trailer		2.00	
	Mobile Concession-as noted*		50.00	See Schedule "B"
	Mobile Home Sales		50.00	
	Motel - per unit		2.50	
	Motor Vehicle Repair		30.00	
	Motor Vehicle Lot - New and Used Sales		80.00	
112	Newspaper/ Publications		50.00	
	Notary Public		30.00	
113	Optometrist	\$	60.00	
114	Photo Studio	\$	50.00	
	Physician or Surgeon		60.00	
	Personal or Other Services		30.00	
	Physiotherapist		60.00	
	Professional Engineer		60.00	
	Pool Hall &/or Billiards		30.00	
115	Radio & TV Services	\$	75.00	
	Reddi-Mix Cement		60.00	
	Retail Merchandising		50.00	1000 sq.ft.
			100.00	2000 sq.ft.
			150.00	2000 sq.ft. plus
	Real Estate Sales (Office & One Salesperson)		50.00	
	Each Additional Salesperson		30.00	
116	Sawmill,poleyard,planer mill	\$	80.00	
	Second Hand Outlet		25.00	
	Septic Tank Service		25.00	
	Service Station - fuel only		30.00	
	Service Station - repair only		30.00	
	Service Station - Gas sales, repairs & retail sales		50.00	
	Service Station - Repairs, retail sales and cafe		80.00	
	Small Engine Sales & Repair		40.00	
117	Tailor/Dress Maker	\$	30.00	
	Taxi - up to three cars		30.00	
	Teacher - Private or music		25.00	
	Theatre		100.00	
	Trailer Park, Camping,etc.		2.00	per space
			10.00	per trailer space.
	TV and Radio Repair		40.00	
	Trucking Business		30.00	
118	Vending Machines	\$	6.00	per machine
	Veterinarian		60.00	
120	Wholesale Gas & Oil	\$	60.00	
	Wholesale Salesman		30.00	

PERMIT TO OPERATE A PORTABLE/MOBILE UNIT
IN THE VILLAGE OF CHASE PARKS:

1. ALL UNITS must be totally portable and removed from the site each and every evening.
2. ALL UNITS must be parked off roadways.
3. ANNUAL PERMITS will be issued from the Village Office.
4. CONCESSIONS must have a valid business licence from the Village of Chase, and a current operation permit from the Department of Health. Copies to be provided with the Application for Permit.
5. COST OF PERMITS are \$50.00 per unit.
6. STOVES, REFRIGERATORS, FREEZERS, ETC. should be operated by bottled gas as opposed to gas engines in order to preserve peace and quietness.
7. NO PARKING on grassed areas in any park at any time.
8. NO electrical services are available and will not be provided at any time.
9. CONCESSIONS will be allowed to park and operate in the designated areas; a map will be issued with the permit.

Licence Inspector