

TOWN OF LA RONGE
BYLAW No. 305/92
THE BUSINESS BYLAW
Consolidated Copy

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Updated: October 4 2018

TOWN OF LA RONGE
BYLAW NUMBER 305/92

**A BYLAW OF THE TOWN OF LA RONGE IN THE PROVINCE OF SASKATCHEWAN
RESPECTING THE LICENSING, REGULATING AND CONTROLLING OF PERSONS
ENGAGING IN CERTAIN BUSINESSES OR CALLINGS WITHIN THE TOWN OF LA
RONGE**

Pursuant to the provisions of **The Urban Municipality Act, 1984** the Council for the Town of La Ronge in open meeting assembled hereby enacts as follows:

1. This Bylaw may be cited as the General Business Bylaw.
2. For the purposes of this Bylaw:
 - a. "Business" shall mean and includes a trade, profession, occupation, employment, or calling that, while operating within the Town of La Ronge, provides one or both of:
 - i. Goods, except where those goods are provided wholesale to licensed businesses in the Town of La Ronge; or
 - ii. Services, except where the business is assessable for the purpose of business taxes within the Town of La Ronge.
 - b. "Council" shall mean the Council for the Town of La Ronge
 - c. "Licensee" shall mean any person holding a business license as required by the provisions of this Bylaw;
 - d. "License Year" shall mean the calendar year period of January 1st to December 31st both dates inclusive;
 - e. "Medical Health Officer" shall mean the Medical Health Officer for the Town of La Ronge, and includes any person acting under Federal or Provincial authority and having jurisdiction regarding health standards within the Town of La Ronge;
 - f. "Person" shall mean and includes an individual or a group of two or more individuals, an association, a partnership, an organization or a corporation within the meaning of both the federal and provincial legislation governing the affairs of such entities;
 - g. "Town" shall mean the Town of La Ronge;
 - h. "Town Administrator" shall mean the Administrator for the Town of La Ronge, or any other person authorized to act on his behalf;
 - i. "Transient Trader" shall mean:
 - i. All transient traders as defined by **The Urban Municipality Act, 1984**, and

- ii. Every person commencing a new business in the Town of La Ronge, in an assessable place of business, where the business is intended to remain in operation for less than three consecutive months.
 - j. For the purposes of interpreting this Bylaw, words importing the male gender shall be deemed to refer to and include the female gender.
 - k. "Second Hand Goods" shall include personal property of every description, the same having been previously owned and used by some person.
 - l. "Second Hand Dealer" shall mean any person who exchanges, sells, or purchases second hand goods.
3. Subject to section 8, no person shall carry on a business within the Town of La Ronge without first having obtained a license to do so.
4. A license shall be required for each and every business, notwithstanding that more than one business is carried on by the Licensee, or that more than one business is carried on in one place or on one premises.
5. Every person required to be licensed under the provisions of this Bylaw shall apply for the said license at the office of the Town Administrator.
6. All applications for a license pursuant to this Bylaw shall include:
 - a. The name and address of the applicant;
 - b. The nature of the business proposed to be carried out;
 - c. The place where the proposed business is to be located or conducted;
 - d. Such further information as the Town Administrator may require.
7. All applications submitted to the Town Administrator shall be accompanied by the prescribed fee as set out in Schedule "A" to this Bylaw.
8.
 - a. Upon receipt of an application and the prescribed fee, the Town Administrator may, where deemed necessary by him or required by Council, request the Applicant to provide a written submission as to:
 - i. The character and qualifications of the applicant; and
 - ii. The suitability of the premises, if any, in which the business to be licensed is to be carried on.
 - b. Upon receipt of the said submission, the Town Administrator or such person as may be authorized to act on his behalf, may grant or refuse to issue a business license.
 - ~~c. Upon the issuance of a provisional license, the applicant shall be entitled to carry on the business for which the license is required, but only until~~

~~such time as the license applied for has been granted or refused by Council.~~

9.
 - a. Every license issued under this Bylaw shall be provided to the Licensee.
 - b. Where a business requiring a license pursuant to this Bylaw is carried on in a specified location within the Town of La Ronge, the license shall be conspicuously displayed at the specified location.
 - c. Where a business requiring a license pursuant to this Bylaw does not have a specified location, the license shall be produced upon the demand of any person with whom the Licensee or his agent is doing business.
10.
 - a. Subject to sections 11 and 12, all licenses granted pursuant to this Bylaw shall be for the year current at the time of the granting thereof, and shall expire on the 31st day of December next succeeding the date of the granting of the license.
 - b. No license fee shall be pro-rated, regardless of the date of application or issuance of the license.
11.
 - a. Subject to section 12, all licenses issued to Transient Traders shall be for a period from the Monday up to and including the Saturday of the week concurrent with the issuance of the license.
 - b. No license fee for Transient Traders shall be pro-rated, regardless of the date of application or issuance of the license.
- (1)
 - (a) Every second hand dealer and pawn broker shall keep complete and detailed books of account which shall set forth full and detailed particulars of every transaction including the name and address of the person buying, selling, pawning, redeeming, exchanging, or leaving any personal property for sale on consignment, a sufficient description of such personal property, the date bought, sold, pawned, redeemed, exchanged or left for sale on consignment, the amount of the sale or purchase price or the amount for which pawned or redeemed, the minimum price at which said personal property left on consignment may be sold, or particulars of the articles given in exchange, as the case may be, and the deductions or charges for commissions, interest, and authorized disbursements made.
 - (b) Every second hand dealer and pawn broker, shall, upon the purchase, sale, pawn, redemption, exchange or receipt of personal property for sale on consignment, issue and deliver to the persons so purchasing, selling, pawning, a receipt, sales slip or pawn ticket, containing full and detailed particulars of the transaction required to be entered by him in his books of account as required by these regulations.
 - (c) All books and records of every second hand dealer and pawn broker shall at all times during business hours be open to inspection by the License Inspector or any member of the Royal Canadian Mounted Police.

- (d) No second hand dealer or pawn broker shall by himself or by his employee or agent take in exchange, purchase or otherwise receive any personal property from any person under the age of 18 years, or from any person where the ownership thereof is in or claimed by any person under 18 years, or which is in the possession of or under the control of any person under the age of 18 years, without obtaining from such person's parent or guardian an authorization to do so dispose of the property, nor shall any second hand dealer or pawn broker purchase or take in exchange for payment or otherwise receive any personal property from any person who appears to be incompetent of transacting business, either by reason of being under the influence of alcoholic liquors or otherwise, nor from any person he knows or believes or suspects to be a thief.
- (e) Every second hand dealer and pawn broker shall deliver to the office of the Royal Canadian Mounted Police on the last day of every month, a true report, legibly written up, on a form approved by the Royal Canadian Mounted Police, setting forth all personal property that has come into his possession by way of pawn, pledge, purchase or exchange during the preceding month, and the name and address of each person who pawns, pledges, sells, exchanges, redeems, or purchases such personal property. Unless the identify of such person is known to the second hand dealer or pawn broker or his agent or employee, he shall, or his agent or employee shall, as the case may be, demand proof of identify from such person.
- (f) No second hand dealer or pawn broker shall keep second hand goods or other materials used in connection with his business, except in a building or on land enclosed by a chain link fence which meets with the approval of the License Inspector. The fence shall at all times be kept in a proper state of repair and be adequately painted and all gates in such fence shall be kept shut except when in actual use for entrance or exit, and without restricting the generality of the foregoing, no second hand dealer or pawn broker shall conduct his business in such a manner as to constitute a nuisance or to interfere unduly with the health, welfare and enjoyment of adjoining property owners, whether by noise or otherwise.

12. Pursuant to the provisions of **The Urban Municipality Act, 1984** Council shall have the power to suspend, cancel or revoke any license granted pursuant to this Bylaw at any time.

13.

- a. The Town may transfer any license issued pursuant to this Bylaw from one premises to another premises for a fee of \$10.00
- b. The particulars and conditions, if any, of the said transfer may be endorsed upon the original license issued, or a new license may be issued.

14. The granting of a license according to the provisions of this act does not in any way relieve the Licensee from complying with all federal, provincial or municipal laws, bylaws or regulations.

15.s

- a. Every person carrying on a business for which a license is required pursuant to this Bylaw shall, on the request of the person authorized by the Town to ensure compliance with this Bylaw, provide the person all information necessary to enable him to carry out his duties.
 - b. Notwithstanding the penalty provisions of the Bylaw, a person who fails to comply with subsection (a) within ten days after the day on which the request is made is guilty of an offense and liable on summary conviction to a fine of not more than \$100.00
16.
 - a. The Medical Health Officer of the Town of La Ronge shall have the power to suspend or revoke the license of any person who sells food and drink for human consumption within the municipal boundaries and who fails to comply with any rules, orders or regulations of the Minister of Health or with the bylaws of the Town of La Ronge relevant to the Licensee's business.
 - b. If the Medical Health Officer suspends or revokes a license, the Licensee may, within 30 days after the date of the suspension or revocation, appeal to Council from the decision of the Medical Health Officer, and Council may in its discretion, after giving the Licensee full opportunity to be heard, cancel the suspension or reinstate the license or confirm the suspension or revocation.
 - c. The Medical Health Officer may reinstate a suspended license if he is satisfied that the Licensee is complying with the Bylaw whose contravention gave rise to the suspension.
17. The act of a spouse, servant, employee or clerk of a Licensee pertaining to or in furtherance of a business for which a license is required pursuant to this Bylaw shall be deemed to be the act of the Licensee as though he had done the act himself.
18. No person to whom a license has been granted pursuant to this Bylaw shall carry on the business so licensed on any street, lane or other public place, without first having obtained the consent of Council, which consent shall be expressed by way of resolution.
19. Any person who contravenes any of the provisions of this Bylaw is guilty of an offense and is liable upon summary conviction to a fine of not more than:
 - i. \$2,000.00 in the case of an individual; or
 - ii. \$5,000.00 in the case of a corporation.
20.
 - a. Where there has been a conviction pursuant to the provisions of this Bylaw, the convicting justice shall, in addition to any fine levied, order payment of the required license fee and order compliance with all other provisions of this Bylaw.
 - b. Any person who fails to comply with an order made pursuant to section 20 within the time specified in the order shall be guilty of an offense and shall

be liable on summary conviction to a fine of not more than \$250.00 for each day during which the breach continues, or to imprisonment for not more than one month or to both a fine and imprisonment.

21. Bylaw No. 238/88 is hereby repealed.

22. This Bylaw comes into force and takes effect on, from and after the final passing thereof.

Read a third time and adopted this 12th day of November, 1992.

Bylaw 305/92

Schedule "A"

Pursuant to the authority set out in section 7 of this Bylaw, the fees payable for a license granted pursuant to this Bylaw shall be determined by Council for the Town of La Ronge according to the following categories and conditions:

1. **Contractor**

- a. This category shall be deemed to include all persons who carry on business within the Town of La Ronge as a contractor, subcontractor, jobbing contractor, building contractor, municipal contractor (whether waterworks, sewage or otherwise), painter, cabinet maker, tinsmith, plumber, electrician, mason, bricklayer, plasterer, decorator, sign painter, or other trade relating to the building or construction industry.
- b. The fee for a license granted under this category shall be:
 - i) If contract is over \$1,000,000.00 \$500.00
 - ii) If contract is over \$500,000 but \$150.00
Under \$1,000,000.00
 - iii) If contract is under \$500,000.00 \$100.00

2. **Transient Trader**

- a. The category shall be deemed to include all transient traders as defined in this Bylaw.
- b. The fee for a license granted under this category shall be"
 - i) Agricultural products grown in Saskatchewan \$100.00
per week
 - ii) Trade Shows \$100.00
per week per
participant
 - iii) General merchandise \$400.00
per day
- c. In the event goods or services are offered by participants in a Trade Show, those participants shall be required to obtain a separate transient traders license pursuant to the provisions of this Bylaw.

3. **Public Interest Events**

- a. This category shall be deemed to include all events, exhibitions or enterprises which are deemed by Council to be in the public interest:
- b. The fee for a license granted under this category shall be:
 - i) For all events, exhibitions or enterprises \$5.00
per year

4. **All Other Businesses**

- a. This category shall be deemed to include all other businesses within the jurisdiction of this Bylaw.
- b. The fee for a license granted under this category shall be:
 - i) For all other businesses \$100.00
per year