

BYLAW # 1999-01

A Bylaw of the Town of Trochu ,in the Province of Alberta, TO BE KNOWN AS THE BUSINESS LICENSING BYLAW and passed in accordance with the Municipal Government Act, Statutes of Alberta, 1994, Chapter M-26.1 with amendments in force as of April 30, 1998 to regulate and prohibit business, to deal in different ways with businesses, to divide businesses into classes and deal with classes in different ways, to provide a system of licensing business, to establish license fees for businesses, to establish fees that are higher for businesses who do not reside or maintain a place of business in the municipality, to provide the terms and conditions of business licenses, to provide the duration of a business license , to provide for suspension or cancellation of a business license for failure to comply, and to establish and specify fees for business licenses . This Bylaw hereby rescinds Bylaw 1993-06.

Definitions:

All definitions shall be as defined in the Municipal Government Act.

Authority to Pass this Bylaw:

Section 8 and Section 564 of the Municipal Government Act.

Whereas, The Council of the Town of Trochu has duly met and discussed the need for a Business Licensing Bylaw,

And Whereas the general consensus of the Council is that the Town of Trochu requires a Business Licensing Bylaw to protect and regulate business within the boundaries of the Town of Trochu,

And Whereas it is the intention of this Bylaw to regulate business, other matters concerning property such as land use and fire regulations shall come under Bylaws pertaining to those areas and to Provincial regulations such as the Safety Code.

Now therefore, the Council of the Town of Trochu enacts the following:

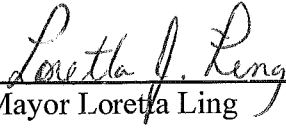
1. No business , which means:
 - (i) a commercial, merchandising or industrial activity or undertaking,
 - (ii) a profession, trade, occupation, calling or employment, or
 - (iii) an activity providing goods or services,whether or not for profit and however organized or formed including a co-operative or association of persons shall be allowed to carry out business within the boundaries of the Town of Trochu without a Business License.
2. All businesses within the Town of Trochu shall make application during the month of January for a business license and all outside business interests shall make application for a business license on the first day they do business within the boundaries of the Town of Trochu. Exemptions to this Bylaw shall include :
 - (i) The Town of Trochu and its employees carrying out their normal daily operations or other provincial or federal governments and their employees.
 - (ii) Non profit organizations carrying out fund raising activities providing they have informed the Town of their activity.
 - (iii) Suppliers, supplying goods to a licensed business.

3. All new businesses within the boundaries of the Town of Trochu or any businesses which have not had a business license previously shall be required to obtain a valid development permit before commencing business in accordance with Land Use Bylaw 1998-06.
4. The Town Office shall receive applications, keep record of, receive fees for and issue all Business Licenses.
5. The Town of Trochu shall approve the application form for applications for a business license and this form shall be attached to this Bylaw as "Schedule A"
6. A business license shall be issued to a business within 10 days of receipt of an application providing that the application is accompanied by the appropriate payment and documentation.
7. All fees, and classes of business shall be set by resolution of Council and shall be attached as "Schedule B". Yearly license fees shall be for the calendar year.
8. Business Licenses shall be displayed in a conspicuous place and the licensee shall produce the said license when requested to do so.
9. No business may transfer a business license.
10. For the purposes of this Bylaw, enforcement of this Bylaw shall be carried out by the Chief Administrative Officer of the Municipality (CAO) or by a Bylaw Enforcement Officer as appointed by the Council of the Town of Trochu or by any other person as appointed by resolution of the Town of Trochu for this purpose.
11. Where the CAO or the Bylaw Enforcement Officer or officer appointed by resolution of Council for the purposes of enforcing this Bylaw believes that a person has contravened any section of this Bylaw he may serve upon such person a voluntary payment ticket in a form designated by the Council allowing payment of the penalty specified in "Schedule C" for such offense to the Town and such payment shall be accepted by the Town in lieu of prosecution for the offense.
12. Any business who contravenes, disobeys, refuses or neglects any of the provisions of this by-law by :
 - (i) doing any act or thing which is prohibited in this bylaw;
 - (ii) failing to do any act or thing that is required in this bylaw;is guilty of an offense and is liable upon summary conviction, to a fine not less than \$200.00 or not exceeding \$500.00 in addition to any license fee he may be required to pay.


This Bylaw was read a first time this *18th day of January 1999*.

This Bylaw was read a second time this *18th day of January 1999*.

This Bylaw was read a third time and finally passed this *1st day of February 1999*.



Mayor Loretta Ling



Administrator
Maureen Malaka

SCHEDULE "B" TO BYLAW 1999-01

Fees

All businesses within the Town of Trochu shall pay an Administration fee of \$10.00 per year for a business license and shall receive a Town of Trochu Business License.

All businesses who have a Trochu Post Office Box or receive mail through Trochu Rural Route or the Huxley mail system shall pay an Administration fee of \$10.00 per year for a business license and upon approval of their application and payment of a license fee of \$10.00, shall receive a Town of Trochu Business License

The fees outlined below include the \$10.00 Administration fee.

Local Non- Resident

All businesses within the County of Kneehill as not previously defined.
\$50.00 per year / \$30.00 per half year/ \$20.00 per portion of year less than six months.

All businesses outside of Kneehill County boundaries/ Not a Local Non-Resident

\$100.00 per year/ or \$25.00 per day

SCHEDULE "C" TO BYLAW 1999-01

Voluntary Ticket Fees

If a Business License has not been obtained within the first 30 days of a new year or on the first day of business in Town for a new business the voluntary ticket fee shall be \$25.00. For each additional 60 days that a Business License is not obtained the fee will be an additional \$25.00.

SCHEDULE "A" TO BYLAW 1999-01

APPLICATION FORM FOR BUSINESS LICENSE

TOWN OF TROCHU

BOX 340

TROCHU, ALBERTA

TOM 2C0

403-442-3085

NAME OF BUSINESS _____

TYPE OF BUSINESS ACTIVITY _____

MAILING ADDRESS OF BUSINESS _____

PHONE # OF BUSINESS _____

LOCATION OF BUSINESS (STREET ADDRESS) _____

For Peddlers Only - Duration of stay in Trochu _____

Development Permit # _____

In making application for this business license I hereby give the Town of Trochu permission to use my business name in a directory listing businesses for the Town of Trochu along with my address and phone number.

Signature