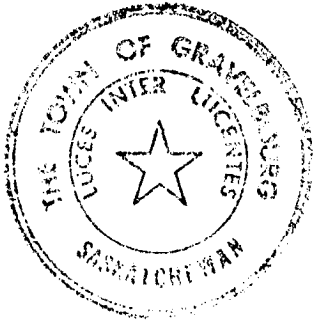



BYLAW #1041/97  
TOWN OF GRAVELBOURG  
A BYLAW TO AMEND BYLAW #1015/97

The Council of the Town of Gravelbourg, in the Province of Saskatchewan, enacts as follows:

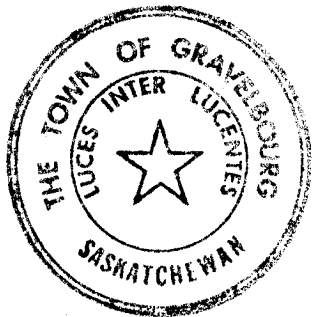
- 1) Bylaw #1015/97 is amended as hereinafter set forth.
- 2) Section 13 is amended by adding the following clause:
  - c) Any person conducting a business located in the residential district as provided by the Zoning Bylaw shall be subject to one-half of the yearly license fee on the condition that said business is the only one of that nature operating in town.
- 3) This Bylaw shall be retroactive to January 1, 1997.



  
Deputy Mayor

  
Administrator

BYLA1041.WPS



Certified a true copy of  
Bylaw No. 1041/97  
adopted by Council on the  
24 day of July  
1997

  
Administrator

BYLAW #1015/97  
TOWN OF GRAVELBOURG

A BYLAW TO LICENSE, REGULATE AND GOVERN PERSONS ENGAGED IN CERTAIN  
OCCUPATIONS OR BUSINESSES

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The Council of the Town of Gravelbourg, in the Province of Saskatchewan, enacts as follows:

1. This Bylaw may be cited as the Licensing Bylaw.

2. In this Bylaw:

- Amended by  
Bylaw 1041/97*
- a) "Business" means and includes:
    - i) any trade, craft, commerce, pursuit, profession, calling, occupation or employment; and
    - ii) that which occupies a person's time, effort and attention and especially in the area of expertise from which one derives one's livelihood, provided that proof of one transaction within the municipality of the said business shall be the proof that the business was carried on in the municipality.
  - b) "Council" means and includes the Council of the Town of Gravelbourg.
  - c) "Employee" means one who works for an employer for wages or salary and is provided with benefits such as Workers' Compensation, Unemployment Insurance and Canada Pension Plan.
  - d) "License Inspector" means any person authorized by Council to administer and enforce the provisions of this Bylaw and anyone authorized by council to act in his behalf during his absence from duty. Members of the R.C.M.P. are empowered to enforce this Bylaw.
  - e) "Person" means and includes an individual or a group of two or more individuals or a corporation carrying on business in the Town who is not assessable for purposes of Commercial Property Tax within the Town.
  - f) "Town" means the Town of Gravelbourg.
  - g) "Town Administrator" means the person occupying the position of Administrator, Clerk or Treasurer of the Town of Gravelbourg.

3. License Inspector

- a) There shall be an officer appointed by the Council to be called a License Inspector for the Town of Gravelbourg, who shall hold office during the pleasure of Council.
- b) The following shall be the duties of the License Inspector under this Bylaw:
  - i) To attend meetings of Council or committees of Council whenever requested to do so, or when he may find it necessary to do so on business connected with the duties of his office.
  - ii) To keep a register containing the names of all persons to whom licenses have been granted or refused, together with in the latter case, the grounds for refusal and also the names of all persons to whom licenses have been transferred.
  - iii) To advise the Town Administrator on all matters incident to his office.
  - iv) To report when requested to Council or any Standing Committee of Council.
  - v) To enforce the provisions of this Bylaw and collect all appropriate license fees as set forth in this Bylaw.
  - vi) To issue statements of accounts to all businesses in regard to this bylaw.

- vii) To prepare, endorse and serve or cause to be served court documents and make appearances in Court for prosecution under this Bylaw.
- viii) To patrol the Town on a regular basis and ensure that businesses operating within the Town have obtained proper business licenses.

#### 4. License Required

- a) No person shall carry on, within the Town of Gravelbourg, any business, industry, calling or occupation pursuant to this Bylaw without first obtaining a license to do so from the Town.
- b) Every person seeking a license hereunder shall make written application therefore at the Town Office, and shall tender with such application the required license fee as designated in Schedule "A" to this Bylaw.

#### 5. Application for License

All applications for license shall be in writing and shall contain the following information:

- a) Name, address and occupation of the applicant
- b) Nature of the license applied for
- c) The place where the license is to be exercised or where the proposed calling is to be carried on
- d) The period for which the license is required
- e) In the case where the applicant desires to open a theater or exhibition show or other place of amusement, the nature and description thereof
- f) The applicant's vehicle license number
- g) Such information as required by the License Inspector.

#### 6. Granting of Licenses

- a) Subject to the provisions of the Urban Municipality Act, 1984, and upon payment of the prescribed fee, licenses required under the provisions of this Bylaw shall be issued by the Town Administrator or his/her representative, except where the Council reserves, to itself, the right to decide whether a license shall be issued.
- b) No license shall be issued to any person required by law to obtain a Provincial License until the application has first produced the proper Provincial License, and no license issued without such proof shall be valid.
- c) The License Inspector may, by reason of uncertainty, refer an application to Council for review before issuing a license under this Bylaw.
- d) A general receipt of the Town issued by the Town Administrator and indicating the amount of fee paid and for which category of business the fee applies shall constitute a "License" under this Bylaw.
- e) Council may, by resolution, prescribe a daily, annual or occasion fee other than those provided herein.

#### 7. Duration of Licenses

Every license issued under this Bylaw shall expire on the 31st day of December in the year in which said license was issued, except licenses specially mentioned to be issued for a shorter period or sooner revoked or forfeited.

Other than a general contractor, where no work is undertaken, or no goods or merchandise is offered for sale, prior to September 30th, the license fee shall be reduced by fifty percent (50%).

**8. Revocation of Licenses**

- a) The Council shall have the power at any time under the provisions of the Urban Municipality Act, to revoke or suspend any license which may have been granted to any person under the provisions of this Bylaw.
- b) When a license is revoked, the licensee is entitled to a refund of a part of the license fee proportionate to the unexpired part of the term for which the license was granted.
- c) No license shall be suspended or revoked until the licensee has had an opportunity to appear before Council and state reasons why his license should not be suspended or revoked.

**9. Reduction in License Fees**

Unless otherwise provided for, the license in respect to any business commenced after September 1st shall be one-half of the yearly license fee.

**10. Transfer of License**

Licenses granted hereunder are not transferable and shall not be transferred.

**11. Compliance**

- a) Every license granted hereunder is issued on the express condition that all federal, provincial and municipal laws, rules and regulations will be observed and upheld by the licensee. Failure to do so shall constitute an infraction of this Bylaw subject to the penalty provided herein and to the revocation of the business license.
- b) Where a person is doing business in contravention of this Bylaw, the License Inspector or a Peace Officer may cause that person to cease doing business. Such person shall not recommence doing business in contravention of this Bylaw.
- c) The License Inspector or Peace Officer or any other person acting upon the direction of the License Inspector or Peace Officer shall not be responsible for any loss or damage sustained by a person as a result of that person being caused to cease business.
- d) Any person who recommences business in contravention of this Bylaw after being caused to cease is guilty of an offense and subject to the penalty provided herein.
- e) Any person who interfered with the License Inspector or with a Peace Officer or with any other person acting upon the direction of the Peace Officer is guilty of an offense and subject to the penalty provided herein.

**12. Business on Streets or Lanes**

Unless otherwise specifically provided for in this Bylaw, no person to whom a license is granted under the provisions of this Bylaw shall conduct the business so licensed on any street or lane or other public place, except by special permission of Council.

**13. Business in Residential Areas**

- a) Any business, industry or calling licensed under the provisions of this Bylaw which is located in the residential district as provided by the Zoning Bylaw of the Town of Gravelbourg shall comply with the provisions of the Zoning Bylaw in respect to signs or advertising.
- b) No business, industry or calling shall be of a type which will cause undue noise, traffic, odors, or other matters of an objectionable nature not in keeping with a residential area.

- a) Every person granted a license shall display it in a conspicuous place or shall carry it on his person while engaged in that business.
- b) Every person granted a license hereunder shall produce that license whenever requested to do so by the License Inspector, a Peace Officer, a customer or prospective customer and/or any duly authorized assistant inspector.
- c) Any person hindering or preventing the inspection of a license or refusing to produce or display a license is guilty of an offense and liable to the penalty as provided herein.

15. Observance of Retail Store Hours

No person shall offer for sale any service, goods or merchandise or solicit orders for the future delivery of any service, goods or merchandise other than the kind or kinds described in his license or at any time or during any period when shops within the Town offering for sale or taking orders for similar services, goods or merchandise are required by bylaw to be and remain closed.

16. Provisions Do Not Apply

The provisions of this Bylaw shall not apply to the following:

- a) Any person who is assessed or subject to assessment in respect to the same business or special franchise.
- b) Wholesalers or any person engaged in a business that sells only to retail outlets, offices, schools, hospitals or other institutions.
- c) Any person engaged in a business that may be specifically exempt or exempted by resolution of Council.

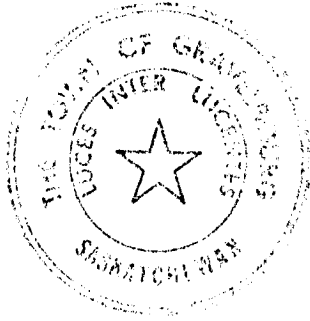
17. Owner Responsible Where Fee Unpaid

Where a license fee imposed by this Bylaw is unpaid, the License Inspector may give notice in writing to any person by whom the contractor is employed requiring that person to pay the license fee out of monies payable by him to the contractor, and upon receipt of the notice by that person the amount of the license fee shall to the extent of the monies so payable be a debt due by that person to the municipality and may be recovered in the same manner as taxes may be recovered.

18. Penalties

- a) Any person who contravenes any provision of this Bylaw shall be guilty of an offense and liable on summary conviction to a fine of not more than:
  - a) \$2,000.00 in the case of an individual;
  - b) \$5,000.00 in the case of a corporationand in default of payment, the person convicted may be imprisoned for a term of not more than ninety (90) days.
- b) In the case of a conviction under the provisions of this Bylaw, the convicting Judge shall order payment of the required license fee and compliance with any other provisions of this Bylaw in addition to the penalty.
- c) A person who falls within the period specified in an order under subsections (a) or (b) hereof to comply with the order is guilty of an offense and liable on summary conviction to a maximum daily fine of imprisonment for a term of not more than ninety (90) days or to both such fine and imprisonment.
- d) A violator of this Bylaw, upon being served with a notice of violation, may voluntarily pay a penalty of \$50.00 to the office of the Town Administrator, in the Town Office, Gravelbourg, Saskatchewan. If a violator does not voluntarily pay the penalty provided, said violator shall be liable on summary conviction to a fine as set out in Section 18 (a), (b) and (c). .../5

- 19. Bylaw No. 905/91 is hereby repealed.
- 20. This Bylaw shall come into force and take effect on the 1st day of January, 1997.



*[Handwritten Signature]*  
 Mayor

*[Handwritten Signature]*  
 Administrator

BYLA1015.WPS



Certified a true copy of  
Bylaw No. 1015/97  
 adopted by Council on the  
30 day of January  
 1997

*[Handwritten Signature]*  
 Administrator

Schedule A to Bylaw #1015/97

Unless otherwise assessed for commercial property tax or for a license fee in lieu thereof, no person shall carry on, in the Town of Gravelbourg, any of the several trade, occupations, callings or businesses hereinafter set forth, without first obtaining a license authorizing such person to carry on the respective trade, occupation, calling or business in the Town, and paying to the Town Administrator the respective fee or fees listed below:

1) General Contractor, who enters into contracts for, or who undertakes, the construction, alteration, repair, renovation, or removal of buildings, fences or other structures, the installation of heating units, plumbing or other fixtures, electrical wiring, or performance of other similar work in the Town of Gravelbourg with a:

i) Building Permit value of \$100,000 or less	\$400.00 per contract
ii) Building Permit value of \$100,000 to \$1,000,000.00	\$600.00 per contract
iii) Building Permit value of over \$1,000,000.00	\$1000.00 per contract

Subcontractor or sub-trade working under the general contractor is to be licensed in accordance to his trade or calling as specified in this schedule.

2) Contractor operating out of a dwelling, residence, or lumber yard, not assessed in a business building	\$200.00
3) Contractor erecting package units (pre-cut, pre-fab, ready to assemble)	\$200.00
4) Carpenters who construct, alter, repair, renovate or remove buildings, fences or other structures	\$200.00
5) All other contractors, electrical contractor, painting and decorating contractor, plumbing, heating and air conditioning contractor, tinsmith, cabinet maker, drywallers, stucco applicators, plasterers, exterior finish applicators, bricklayers, masons, roofing, insulation, siding, window and door contractors, excavating and trenching contractors, landscaping, tree moving, lawn sod contractors.	\$200.00
6) Transient Trader, as defined in the Urban Municipality Act, including but not limited to sale of fruit, fish, goods, wares or merchandise of any description	\$100.00 per day, or \$400.00 annually
7) Movers of buildings, furnishings, merchandise, etc.	\$200.00
8) Accountant, Bookkeeper and Auditor Any person engaged in the recording, classifying summarizing, keeping and accounting of financial transactions and books.	\$200.00
9) Advertising Canvasser or Distributor Any person engaged in the business of distributing almanacs, blotters, cards, catalogues, circulars, coupons, calendars, fliers, samples, thermometers, pens, and pencils, directories, or any other like article or matter designed or intended to advertise any article, product, trade or business.	\$200.00
10) Auctioneer Subject to The Auctioneer's Act, any person selling or offering for sale goods, wares, and merchandise or effects by public auction.	\$200.00

- |     |   |                        |
|-----|---|------------------------|
| 11) | Bedding Plant Sales<br>Any person selling or offering for sale bedding plants, trees, shrubs etc.   | \$200.00               |
| 12) | Caterer<br>Any person who supplies or furnishes group dinners, banquets, or luncheons in a public place, premises or hall other than his/her premises. Those organizations registered under The Saskatchewan Non-Profit Societies Act are exempt from this provision. | \$200.00               |
| 13) | Chiropractor and Drugless Practitioner<br>Any person who engages in business as chiropodist, chiropractor, manipulative healer, drugless practitioner, massage therapy or lazer therapist.  | \$200.00               |
| 14) | Cleaning/Janitorial Service<br>Any person carrying on a business as a cleaning service, including rugs, chimney, upholstery, furnace, window, or like business, and including any person performing the duties of a janitorial service.                               | \$200.00               |
| 15) | Insurance Agents and Investment Advisors<br>Any person carrying on a business selling life insurance, crop and/or hail insurance, property insurance, etc. as well as any person advising and/or selling investments of any type.                                     | \$200.00               |
| 16) | Real Estate Agent<br>Any person carrying on a business selling real estate.   | \$200.00               |
| 17) | Sign Writers<br>Any person carrying on a business producing and/or selling signs.   | \$200.00               |
| 18) | Repairman<br>Any person carrying on the business of repairing automobiles and/or motor vehicles, or conducting general repairs to household furniture, electrical appliances, or televisions, stereos, VCR's or other similar equipment.                              | \$200.00               |
| 19) | Snow Removal<br>Any person carrying on the business of removing snow from private properties  | \$200.00               |
| 20) | Direct Seller<br>Every direct seller as defined in The Direct Sellers Act.  | See Direct Sellers Act |
| 21) | Unclassified<br>Every person carrying on a trade or business for gain, if in regard to licensing of the same no provision is made anywhere in this Bylaw, and/or who is not assessed for the purpose of commercial property tax in respect of this said business.     | \$200.00               |