

CORPORATION OF THE TOWN OF GEORGINA
IN THE
REGIONAL MUNICIPALITY OF YORK

BY-LAW NO. 2002-0169 (LI-3)

**A BY-LAW RESPECTING THE ISSUE
OF LICENCES IN THE TOWN OF GEORGINA**

WHEREAS the Council of the Town of Georgina may, pursuant to the Municipal Act, as amended, enact by-law for the licensing, regulating and governing of businesses and occupations in the Town of Georgina;

AND WHEREAS the Council of the Town of Georgina deems it desirable to enact a by-law to licence business;

BE IT THEREFORE ENACTED BY THE COUNCIL OF THE TOWN OF GEORGINA:

1. DEFINITIONS

For the purposes of this by-law:

Applicant means a person applying for a licence under this by-law;

Application means an application in the form provided by the Licensing Section and accompanied by the appropriate fee;

Chief-of-Police means the Chief of Police of The Regional Municipality of York;

Committee means the Committee appointed by Council for such purpose of conducting a hearing upon request of an applicant or licensee;

Council means the Council of The Corporation of the Town of Georgina;

File means to submit a document to the Licence Issuer;

Fire Chief means the Fire Chief of the Town of Georgina or his designate;

Health Department means York Regional Health Services Department or any other agency carrying out the responsibilities of the York Regional Health Department;

Licence means the certificate or other similar document issued pursuant to this by-law as proof of licensing under this by-law;

Licensed means to have in one's possession a valid and current licence issued under this by-law and unlicensed has the contrary meaning;

Licensee means a person licensed under this by-law;

Licence Issuer means the head of the Licensing Section of The Corporation of the Town of Georgina and includes his/her designate;

Licensing Inspector means any person appointed by the Corporation of the Town of Georgina as a Municipal Law Enforcement Officer for the purposes of enforcing this by-law;

Medical Officer of Health means a person appointed pursuant to s. 39 of the *Public Health Act*, R.S.O. 1990, as amended;

Person includes a corporation and the heirs, executors, administrators or other legal representatives of a person to whom the context can apply according to law;

Town means the Corporation of the Town of Georgina in The Regional Municipality of York;

2. LICENCES REQUIRED

- (1) There shall be taken out by:
 - (a) every owner or operator of an adult entertainment facility (see Schedule “1”);
 - (b) every owner or operator of an adult entertainment parlour (see Schedule “2”);
 - (c) every person who owns or operates a bed and breakfast (see Schedule “3”);
 - (d) every person who owns or operates a body rub parlour (see Schedule “4”);
 - (e) every person who conducts an exhibition/festival (see Schedule “5”);
 - (f) every person who sells or offers for sale any recreational low hazard fireworks (see Schedule “6”);
 - (g) every person who acts or carries on business as a salesperson, hawker, pedlar or goes from place to place or to a particular place with goods, wares or merchandise for sale, or, carries and exposes samples, patterns or specimens of any goods, wares or merchandise that are to be delivered in the municipality afterwards (see Schedule “7”);
 - (h) every person who owns a horse riding establishment (see Schedule “8”);
 - (i) every person who owns or operates a place of amusement (see Schedule “9”);
 - (j) every person who owns or operates a vehicle from which refreshments are sold for consumption by the public (see Schedule “10”);
 - (k) every owner or keeper of a salvage shop or salvage yard; and every person who goes from house to house or along any street whether public or private for the purpose of collecting, purchasing or obtaining second-hand goods every owner or keeper of a shop, store or other place for the purchase, sale or exchange of second-hand goods; every person other than those before mentioned who engage in the business of purchasing, selling or exchanging or otherwise dealing in second-hand goods in or from a yard, shop, store or other premises(see Schedule “11”);

- (l) every person who conducts a special sale (see Schedule “12”);
- (m) every person who owns or operates a limousine, taxicab or limousine or taxicab brokerage and every person who drives a limousine or taxicab (see Schedule “13”);

a licence from the Town of Georgina authorizing them to carry on their trades, callings, businesses, and occupations in the Town of Georgina for which licence the person shall pay to the Licence Issuer at the time of filing an application, the fee established by this by-law, or any amending by-law.

- (2) An application for a licence, or the renewal thereof, respecting any of the several trades, callings, businesses and occupations mentioned in this by-law or any amending by-law hereto, the applicant shall complete the prescribed forms.
- (3) The licences for the trades, callings, businesses and occupations set out in Appendix ‘B’ to this by-law shall, unless they are expressed to be for a shorter or longer time, be for one year, and unless they are sooner forfeited or revoked, shall in each case, expire in each year on the date set out opposite the same.
- (4) The respective sums of money set out in this by-law opposite the respective descriptions of licences in Appendix ‘B’ hereinafter referred to as the “Fee Schedule” is hereby established as the amounts for such licences.

3. LATE PENALTY

In addition to the fee required to be submitted as set out in Appendix ‘B’ a late penalty equal to 50% of the fee must also be submitted with a renewal application if the renewal application is being submitted after the expiry date as set out in Appendix ‘B’.

4. PROCEDURES AND GENERAL PROVISIONS

The Licence Issuer shall carry out the administrative duties associated with the licensing function for the Town of Georgina;

- (a) No person shall alter, erase or modify a licence or allow the alteration, erasure or modification of a licence without the approval of the Licence Issuer;
- (b) Every application for a licence shall be delivered to the licensing section thirty (30) days in advance of requiring said licence;
- (c) Every application for renewal of a licence shall be delivered to the licensing section thirty (30) days prior to the expiry date of the licence as set out in Appendix ‘B’;
- (d) Every corporate applicant shall file a copy of its incorporating documents, along with any amending documents, and the most recent annual filing, if any;
- (e) Where two or more persons carry on or engage in partnership in any of the trades, callings, businesses or occupations set out in this by-law the licence may be issued in the name of one partner only, but when the application for licence is made, the name and address of each member of the partnership shall be set out therein;

- (f) Every applicant shall file a business registration under the ***Business Names Act, R.S.O. 1990*** as amended, where the name is other than in name of sole proprietor;
- (g) Every licensee or applicant on request of the Licence Issuer shall file such documentation as is necessary to determine the applicants' compliance with the provisions of this by-law;
- (h) Every person applying for or holding a licence under this by-law shall, in such application or in carrying on or engaging in the trade, calling, business or occupation in respect of which the licence is issued, observe, comply with and be governed by the regulations set out in this by-law, the respective Schedules to this by-law or any amending by-law which relate to such person;
- (i) Every licensee shall, on request of the Police, Licence Issuer or Licensing Inspector, produce his licence and any other documentation requested;
- (j) Every licensee operating propane or natural gas vehicles shall have annual inspections and shall have affixed to the windshield, a valid windshield sticker issued by a qualified propane or natural gas inspector;
- (k) Every licensee shall post in a conspicuous place his licence and if the Licence Issuer does not deem posting appropriate shall carry his licence with him;
- (l) All plates issued pursuant to this by-law shall remain the property of the Town;
- (m) When the applicant is not the owner of the property from where he will be operating such business, trade or occupation he will be required to produce a letter from the owner authorizing the use of the property for such purpose.

5. ONTARIO DRIVER'S LICENCE SUSPENDED

Every driver shall have and maintain in good standing at all times a driver's licence issued by the Province of Ontario, and the driving privileges conferred under this by-law shall, for all purposes of the by-law, be deemed suspended during any period in which such Ontario driver's licence is under suspension.

6. BUSINESS NAME AND CHANGE OF INFORMATION

- (a) A licensee shall carry on business in the Town in the name, which is set out on the licence and shall not carry on business in the Town in any other name unless he has first notified the licensing section;
- (b) A licensee shall notify the licensing section within five (5) days of any change of name, address or any other information related to the licensee;
- (c) Where the licensee is a corporation, the licensee shall notify the licensing section of any change in the names and addresses of officers and directors, the location of the corporate head office, change of ownership of shares within five (5) days of the change, and if necessary, the licence shall be returned immediately to the licensing section for amendment.

7. ADMINISTRATION

The Licence Issuer shall:

- (a) receive and process all applications for licences and for renewal of licences;
- (b) issue all licences, when an application is made in accordance with the provisions of this by-law;
- (c) maintain complete records showing all applications received and licences issued;
- (d) generally perform all the administrative functions conferred upon the Licence Issuer by this by-law.
- (e) upon receipt of an application, make or cause to be made all investigations relative to such application as set out in Appendix >E=.

8. GROUNDS FOR REFUSAL TO ISSUE OR RENEW A LICENCE

An applicant is entitled to be licensed and a licensee is entitled to have his licence renewed except where:

- (a) having regard to his financial position, the applicant or licensee cannot reasonably be expected to be financially responsible in the conduct of the business being licensed;
- (b) the past conduct of the applicant or licensee affords reasonable grounds for the belief that the applicant or licensee will not carry on the activity for which he is to be licensed in accordance with the law, and with integrity and honesty;
- (c) the issuing of the licence or renewal of the licence would be contrary to the public interest;
- (d) the applicant or licensee is carrying on activities that are, or will be, if the applicant is licensed, in contravention of this by-law, or any other municipal by-law or any other applicable law;
- (e) where the applicant or licensee is a corporation, the past conduct of an officer or director affords reasonable grounds for the belief that the applicant or licensee will not carry on the activity for which he is to be licensed in accordance with the law.

9. LICENCE ISSUER'S POWER TO REFUSE A LICENCE

The Licence Issuer shall refuse to issue or renew a licence where the applicant or licensee would not be entitled to a licence for the reasons set out in this by-law.

10. LICENCE ISSUER'S POWER TO REVOKE OR SUSPEND A LICENCE

The Licence Issuer shall revoke or suspend a licence or deny renewal of a licence where the licensee fails to comply with any of the provisions of this by-law;

11. ISSUING A LICENCE ON TERMS AND CONDITIONS

The Licence Issuer may issue or renew a licence subject to such terms and conditions as are necessary to give effect to this by-law.

- (1) When, for any of the grounds set out in the applicable section of this by-law, an applicant or licensee is not entitled to be licensed or to have his licence renewed, or a licence may be subject to revocation, the Licence Issuer shall refuse to issue or refuse to renew the licence, suspend or revoke the licence, or issue a licence subject to terms and conditions.
- (2) The Licence Issuer shall provide written notice to be given to the applicant:
 - (a) setting out the grounds for the revocation, refusal to issue or renew, suspension or the terms and conditions of a licence;
 - (b) give reasonable particulars of the grounds;
 - (c) be signed by the Licence Issuer; and
 - (d) inform the applicant or licensee of his right to a hearing before a Committee appointed by Council if he delivers a written request for such a hearing within seven (7) days following the date of service.
- (3) The written notice given by the Licence Issuer shall be sufficiently served if delivered personally or by registered mail addressed to the person to whom notice is to be given at the last address given by that person to the Licence Issuer. When written notice is given by registered mail, service shall be deemed effective five (5) days from the date of mailing.
- (4) On receipt of a written request for a hearing from an applicant or a licensee, the Licence Issuer shall schedule the hearing and shall give the applicant or licensee reasonable written notice of the date, time and place of the hearing.
- (5) The provisions of Sections 5 to 15 and 21 to 24 of the **Statutory Powers Procedure Act, R.S.O. 1990**, as amended shall apply to all hearings conducted by the Committee under this by-law.
- (6) When an applicant or licensee who has been given written notice of the hearing does not attend at the appointed time and place, the Committee may proceed with the hearing in his absence and the applicant or licensee shall not be entitled to any further notice of the proceedings.
- (7) At the conclusion of a hearing the Committee shall, as soon as practicable, submit a written report of the hearing to Council and the report shall:
 - (a) summarize the relevant evidence and arguments presented by the parties at the hearing;
 - (b) set out the findings of fact and the recommendations made by the Committee;
 - (c) set out the reasons for the recommendations.

- (8) After giving consideration to the report of the Committee, Council may make any decision with respect to the licence and the applicant or licensee shall not be entitled to any further hearing before Council on the matter and the decision of Council shall be final and binding.
- (9) Where a licence has been revoked or suspended pursuant to this by-law, the Licence Issuer shall send by registered mail, addressed to the person whose licence has been revoked or suspended at the last address given by that person to the Licence Issuer, a written notice of revocation or suspension of licence, and upon the mailing of such written notice the licence shall forthwith be revoked or suspended;
- (10) A licensee whose licence has been revoked or suspended shall return the licence and all plates issued by the Licence Issuer with reference to such licence to the Licence Issuer within twenty-four (24) hours of service of the notice of revocation, and the Licence Issuer or Licence Inspector, may enter upon the business premises or vehicles of the licensee for the purpose of receiving, taking or removing the said licence and plates;
- (11) No person whose licence has been revoked or suspended shall refuse to deliver the licence or plates to the Licence Issuer or a Licence Inspector or in any way obstruct or prevent the Licence Issuer or Licence Inspector from receiving or taking the same.
- (12) Notwithstanding any decision of or statement by Council respecting the granting of a licence or application therefore, no person shall be deemed to be licensed to carry on or engaged in the trade, calling, business or occupation for which such licence is required until he has paid the required fee and has received the physical licence, plate, or other evidence of the granting of such licence provided for in this by-law.
- (13) The Licence Issuer shall on behalf of Council sign all licences issued by it pursuant to this by-law and the Licence Issuer's signature may be printed or mechanically reproduced upon each licence issued, and such licence shall be in such form as Council may from time to time designate.

12. INSPECTION

The Licence Issuer, Licence Inspector or the Police may at all reasonable times:

- (1) inspect any vehicle, building, place or premise used in the carrying on of any trade, calling, business or occupation required to have a licence under this by-law excluding any portion used as a dwelling unit; and
- (2) inspect any goods, articles, books, records and other documents of or relating to any such trade, calling, business or occupation.

13. NOTICE OF NON-COMPLIANCE BY AN INSPECTOR

Where the Licence Issuer or Licence Inspector find that any provision of this by-law is being contravened, he may give to the person whom he believes to be in contravention of the by-law a notice of non-compliance in writing directing compliance with such provision and may require the notice of non-compliance to be carried out forthwith or within such time as he specifies.

14. GENERAL PROHIBITIONS

- (1) No person shall, within the limits of the Town of Georgina, carry on or engage in any of the said trades, callings, businesses or occupations outlined in this by-law unless he possesses a valid licence.
- (2) No person shall hold himself out to be licensed pursuant to this by-law unless he is so licensed.
- (3) No person who has or is required to have a licence under this by-law shall obstruct or hinder the making of any inspection under this by-law, or cause or permit the same to be obstructed or hindered.
- (4) No person shall obstruct the Licence Issuer or Licence Inspector in the execution of his duties.
- (5) No person licensed pursuant to this by-law shall for reason of race, ancestry, place or origin, colour, ethnic origin, citizenship, creed, sex, age, marital status, family status or handicap, discriminate against any member of the public.
- (6) No person licensed under this by-law shall in respect of any disabled person;
 - (a) refuse to provide service in any manner to such person;
 - (b) refuse to permit such person to enter into or upon any place, premise, vehicle or thing to which the licence relates; or
 - (c) refuse to permit such person to remain in or upon such place, premise, vehicle or thing;

by reason only have the presence of such disability.

- (7) No person shall operate or permit to be operated any vehicle, which is not licensed pursuant to this by-law.
- (8) No person shall operate or permit to be operated any vehicle, which does not have affixed to it in a manner approved by the Licence Issuer or Licence Inspector a current valid plate.
- (9) No person shall withhold, destroy, conceal or refuse to furnish any information, books, papers, documents, or things relevant to the subject matter of an application or an inspection.
- (10) No person shall enjoy a vested right in the continuance of a licence and upon the issue, renewal, transfer, cancellation or suspension thereof, the value of a licence shall be the property of the Town.
- (11) No person licensed to carry on business under this by-law shall advertise or promote or carry on such business under any name other than the name endorsed upon his licence.
- (12) No person shall sell on any property without the written permission of the property owner which written permission clearly identifies the location.

15. PENALTY

Every person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction is liable to a fine as provided in the **Provincial Offences Act, R.S.O. 1990, C. P. 33, as amended.**

16. INTERPRETATION

- (1) In this by-law, unless the context otherwise requires, words importing the singular number shall include the plural and words importing the masculine gender shall include the feminine.
- (2) All schedules and appendices to this by-law shall form part of the by-law.
- (3) In the event of conflict between any of the general provisions of this by-law and any provisions set out in the Schedules hereto, the provisions of the Schedule shall prevail.

17. SEVERABILITY

Every provision of this by-law is declared to be severable from the remainder of the by-law and if a court of competent jurisdiction shall declare any provision of this by-law invalid such declaration shall not affect the validity of the remainder thereof.

18. REPEAL

That by-law Number 99-032(LI-3) and all amendment thereto are hereby repealed.

Read a first, second and third time this .

Jeffrey Holec, Mayor

Roland Chénier, Town Clerk

SCHEDULE 1 TO BY-LAW #2002-0169 (LI-3)

Relating to Owners and Operators of Adult Entertainment Facilities

1. DEFINITIONS

For the purposes of this schedule:

Adult Entertainment Facility means any premises or part thereof where *goods of a sexual nature* are sold, rented, distributed, or made available for use provided that the goods of a sexual nature occupy an area greater than 3 sq. metres.

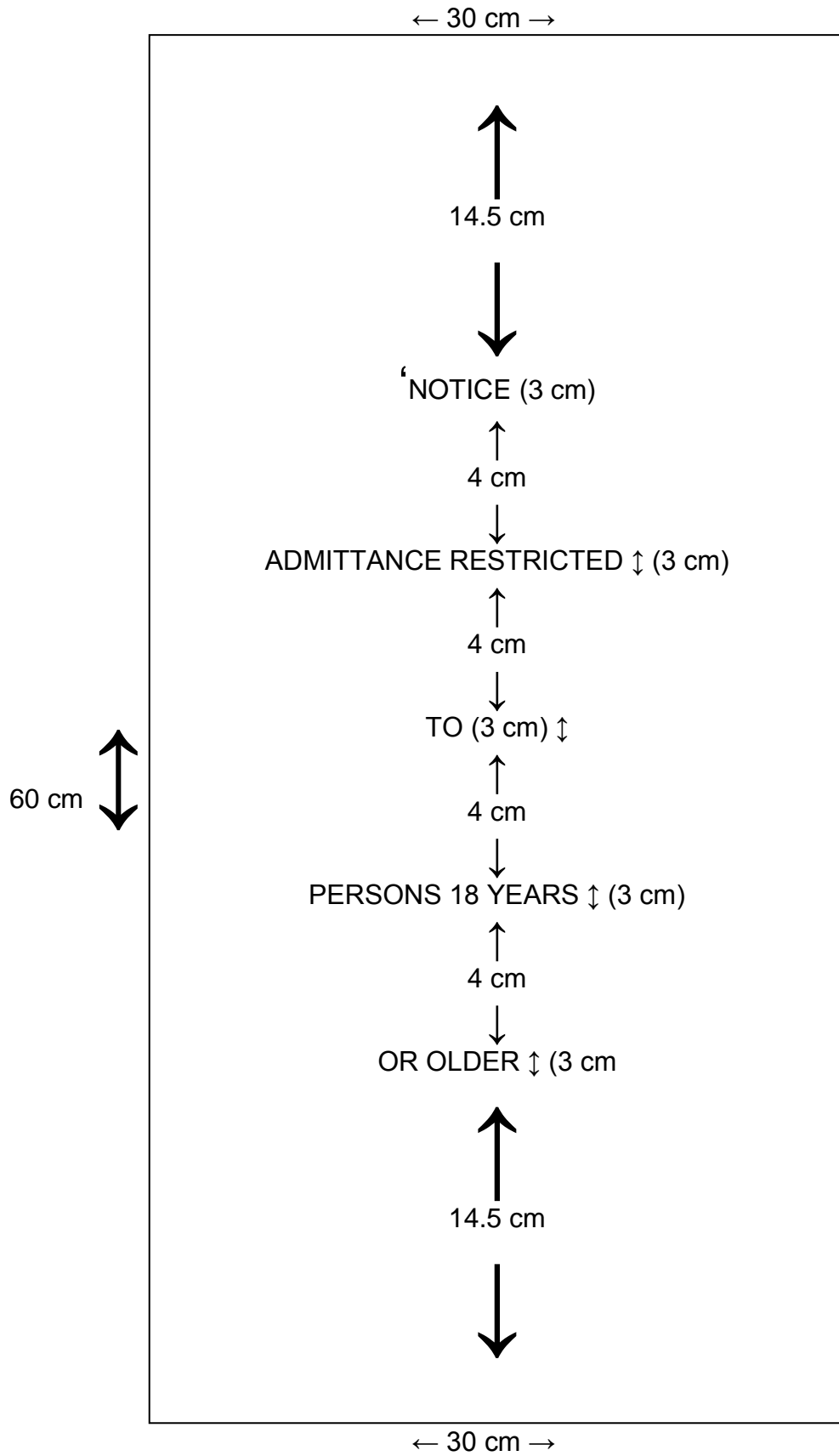
(1) For the purpose of this definition:

Goods of a sexual nature means:

- (a) books, magazines, pictures, slides, film, photocopies, compact disks, disks, pre-recorded magnetic tape, digital video disks and any other viewing or listing material which show, display or record actual:
 - (i) sexual intercourse, ejaculation, cunnilingus, fellatio, buggery, bestiality, masturbation, urination or defecation on another person, or the beating, flagellation, mutilation, maiming, torture or murder of one or more human beings; and/or
 - (ii) pubic, perinea or perianal areas, or buttocks of any person or the nipples or areola area of any female person;
 - (b) devices or instruments or material, which replicate the penis or the testes, the vagina or the breasts of any person.
- (2) No more than five (5) adult entertainment facility licences shall be issued.
- (3) No licence shall be issued or renewed unless:
- (a) The applicant is 18 years of age or older;
 - (b) The adult entertainment facility conforms to all by-laws of the Town of Georgina;
 - (c) The adult entertainment facility is located at least 1,500 metres from the lot upon which any school is located;
 - (d) the adult entertainment facility is located at least 5,000 metres from any other adult entertainment facility;
- (4) The notice attached as Diagram 1 to this Schedule must be posted at every entrance of an adult entertainment facility;
- (5) No sign shall be posted and no advertising shall be located outside of any adult entertainment facility which displays any information or images, photographs or other material, except the words "Adult Entertainment Facility" and the business name of such facility; and
- (6) All windows of adult entertainment facilities must be opaque.

- (7) No person licensed under this By-law shall:
- (a) permit any individual under the age of eighteen (18) years to enter or remain in any adult entertainment facility;
 - (b) employ or otherwise use the services of individuals under the age of eighteen (18) years;
 - (c) permit any person to loiter, create a disturbance or cause undue noise while on the licensed premises.
 - (d) **NOTWITHSTANDING** the above, operate an adult entertainment facility on Christmas Day, Good Friday or Easter Sunday.

DIAGRAM 1



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SCHEDULE 2 TO BY-LAW #2002-0169 (LI-3)

Relating to Owners and Operators of Adult Entertainment Parlours

1. DEFINITIONS

For the purposes of this Schedule:

Adult Entertainment Parlour means any premises or part thereof in which is provided, in pursuance of a trade, calling, business or occupation, goods or services appealing to or designed to appeal to erotic or sexual appetites or inclinations, which include:

- (a) goods or services of which a principal feature or characteristic is the nudity or partial nudity of any person;
- (b) goods or services in respect to which the word nude, naked, topless, bottomless, sexy, nu, another word or picture symbol or representation having like meaning or implication as used in any advertisement.

Animation means any motion of a display or part thereof whether by mechanical action or the flashing on and off of its lights

Permitted Area means that area of the Town as defined in Appendix >D= to this By-law which is zoned for permitting the use of the land as an adult entertainment parlour, and where the use of land as an adult entertainment parlour has not been specifically prohibited;

To Provide when used in relation to services includes to furnish, perform, solicit, or give such services, and "providing" and "provision" have corresponding meanings;

Services include activities, facilities, performances, exhibitions, viewing and encounters;

Services designed to appeal to erotic or sexual appetites or inclinations includes:

- (a) services of which a principal feature or characteristic is the nudity or partial nudity of any person;
- (b) services in respect of which the word "nude", "naked", "topless", "bottomless", "sexy", "nu" or any other word or picture, symbol or representation having like meaning or implication is used in any advertisement.

Entertainer means any person other than a licensed owner or operator who provides services designed to appeal to erotic or sexual appetites or inclinations at an adult entertainment parlour.

Sexual Contact includes the kissing, fondling, and sucking of breasts or genitals, digital penetration, fellatio, cunnilingus, masturbation, ejaculation or intercourse.

2. NUMBER OF LICENCES

No more than two (2) adult entertainment parlour licences shall be issued.

3. LOCATION

- (1) No licence will be issued or renewed under this by-law unless;
 - (a) the adult entertainment parlour is located in a permitted area and is not located closer than five hundred (500) metres measured on a continuous path over the shortest distance from a residential zone;
 - (b) the adult entertainment parlour is located in a permitted area and is not located closer than five hundred (500) metres measured on a continuous path over the shortest distance from an institutional zone;
 - (c) the adult entertainment parlour is located in a permitted area and is not located closer than one thousand (1,000) metres measured on a continuous path over the shortest distance from another adult entertainment parlour;
 - (d) the applicant is a holder of a licence under the *Liquor Licence Act R.S.O. 1990*, as amended.

4. SIGNS AND ADVERTISEMENTS

- (1) In addition to the provisions of the Town's sign by-law, as amended, being a by-law to regulate the use and erection of signs in the Town of Georgina, no person shall:
 - (a) display, or cause to be erected or displayed, a sign or advertising device used for the purpose of promoting an adult entertainment parlour, where such sign or advertising conveys a message through the use of pictures, graphics or any means other than by the use of words;
 - (b) has any animation;
 - (c) has flashing lights; or
 - (d) is designed to revolve on an axis.
- (2) Where there is a conflict between the provisions of this Schedule and the provisions of the Town's sign by-law, as amended, the provisions of this Schedule shall apply.

5. LICENCE REQUIREMENTS

- (1) No person licensed under this By-law shall:
 - (a) permit any individual under the age of eighteen (18) years to enter or remain in the adult entertainment parlour for which the licence has been obtained, or any part thereof;
 - (b) employ or otherwise use the services of individuals under the age of eighteen (18) years;
 - (c) operate an adult entertainment parlour except on Mondays to Saturdays inclusive, between the hours of 11:00 a.m. and 2:00 a.m. of the following day and on Sundays between the hours of 4:00 p.m. and 2:00 a.m. of the following day;

- (d) notwithstanding the above, operate an adult entertainment parlour on Christmas Day, Good Friday or Easter Sunday;
 - (e) permit any person to loiter, create a disturbance or cause undue noise while on the licensed premises;
 - (f) construct or equip or permit the construction or equipping of the premises containing an adult entertainment parlour in such a manner as to hinder or prevent the enforcement of this By-law.
- (2) No owner or operator shall permit any entertainer to make any physical contact with the breasts, buttocks, genital or pubic areas of any other person or have sexual contact with any person.
- (3) No entertainer, while providing services as a dancer, shall allow any other person to touch, kiss, or make any physical contact with their breasts, buttocks, genital or pubic areas or have sexual contact with any person.
- (4) All services provided by an entertainer shall be provided within view of the main stage without obstruction by walls, curtains, or any other enclosure.
- (5) Every person who owns or operates an adult entertainment parlour shall:
- (a) require an entertainer, prior to performing in the adult entertainment parlour, to complete in full a registration form in the form approved by the Licence Issuer;
 - (b) retain with the completed registration form a photocopy of the identification provided by the entertainer;
 - (c) upon request of a police officer or by-law enforcement officer, provide forthwith to the officer a valid, completed registration form for any and all entertainers, together with photocopies of the identification retained by the registration form;
 - (d) retain all completed registration forms and photocopies of identification for a period of two (2) years from the date of completion;
 - (e) where an entertainer is continually performing at the licensed premises, have the entertainer complete a registration form at least once a year or when any change in information occurs;
 - (f) keep the premises in a clear and sanitary condition.
- (6) A registration form is valid for one (1) year from its completion.

SCHEDULE 3 TO BY-LAW #2002-0169 (LI-3)

Relating to Persons who own or operate a Bed & Breakfast

1. DEFINITIONS

For the purposes of this Schedule:

Bed & Breakfast Residence means a single family dwelling licensed as a bed and breakfast residence, in which a maximum of four guest bedrooms are let by the resident owner, up to a maximum of fifteen consecutive days, to members of the travelling public. Meals may be provided for the temporary residents within the single-family dwelling.

2. LICENCE REQUIREMENTS

- (1) Every applicant in respect of a bed and breakfast licence shall file with the Licence Issuer:
 - (a) a policy or a Certificate of Insurance against occupiers' liability and endorsed to the effect that the Licence Issuer shall be given at least five (5) days notice in writing of any cancellation, expiration or variation in the amount of the policy, and insuring in at least the following amounts:
 - (i) In the case of bodily injury or death, to a limit of at least \$1,000,000.00 (exclusive of interest and costs) against all claims for personal injury, including injury resulting in death, and property damage, with an inclusive limit of not less than \$1,000,000.00.
- (2) Every licensee who operates a bed and breakfast shall:
 - (a) ensure each guest room has a lock on the door;
 - (b) have a minimum of one 3-piece washroom for the sole benefit of the guests;
 - (c) maintain a Register in which the following shall be entered:
 - (i) name and address of each person being accommodated;
 - (ii) the date of arrival and of departure of each person accommodated;
 - (iii) the trade name of the motor vehicle, the vehicle licence number thereof and the name of the Province, State or other authority issuing the vehicle licence; if the person being accommodated is traveling by motor vehicle;
 - (d) ensure an entry in the Register shall be preserved for at least one year from the date of entry;
 - (e) file with the Licence Issuer the rates for sleeping accommodation in the Bed & Breakfast and alteration therein;
 - (f) post up the rates filed under clause 2(e) on the back of the door of each guest room;

- (g) have the linen of each bed changed upon the departure of a guest or once a week, whichever occurs first;
- (h) ensure any sign erected is done so in accordance with the Town' Sign By-law.

SCHEDULE 4 TO BY-LAW #2002-0169 (LI-3)

Relating to the Owners, Operators and Providers in Body Rub Parlours

1. DEFINITIONS

For the purposes of this Schedule:

Body Rub includes the kneading, manipulating, rubbing, massaging, touching or stimulating by any means of the person's body or part thereof, but does not include medical or therapeutic treatment given by a person otherwise duly qualified, licensed or registered to do so under the laws of the Province of Ontario;

Body Rub Parlour includes any premises or part thereof where a body rub is performed, offered or solicited in pursuance of a calling, business, or occupation, but does not include any premises or part thereof where the body rubs performed are for the purpose of medical or therapeutic treatment and are performed or offered by persons otherwise duly qualified, licensed or registered so to do under the laws of the Province of Ontario;

Drugs shall be deemed to exclude patent medicines and prescription drugs required for medicinal purposes.

Owner, Operator and Provider means respectively the owner, operator or provider in a body rub parlour licenced as such or required to be licenced as such.

Permitted Area means that area of the Town as defined in Appendix 'D' to this By-law.

To Provide when used in relation to services includes furnishing, performing, soliciting or giving such services and "providing" and "provision" have corresponding meanings.

2. NUMBER OF LICENCES

No more than two (2) body rub parlour licences shall be issued.

3. LOCATION

No licence will be issued or renewed under this schedule unless:

- (1) the body rub parlour is located in a permitted area and is not located closer than five hundred (500) metres measured on a continuous path over the shortest distance from an residential zone;
- (2) the body rub parlour is located in a permitted area and is not located closer than five hundred (500) metres measured on a continuous path over the shortest distance from an institutional zone;
- (3) the body rub parlour is located in a permitted area and is not located closer than one thousand (1,000) metres measured on a continuous path over the shortest distance from another body rub parlour;

- (4) No person shall own or operate a body rub parlour on any land or premises except in a single use building on a single lot or block upon which no other buildings are located and which lot or block may be conveyed in compliance with the provisions of the Planning Act R.S.O. 1990 c.P.13 without the requirement of subdivision or consent.
- (5) No person shall own or operate a body rub parlour from any premises except upon such lands as are zoned to permit the use of a body rub parlour in accordance with Town Zoning By-law (as amended).

4. **SIGNS AND ADVERTISEMENTS**

- (1) In addition to the provisions of the Town's sign by-law, as amended being a by-law to regulate the use and erection of signs in the Town of Georgina, no person shall:
 - (a) erect or maintain any of the following signs in respect of a body rub parlour or in respect of any calling, business or occupation carried on at any body rub parlour;
 - (i) sign, awning
 - (ii) sign, canopy
 - (iii) sign, free standing canopy
 - (iv) sign, inflatable
 - (v) sign, portable
 - (vi) sign, trailer
 - (vii) sign, ground or pylon
 - (b) erect or maintain a wall sign in respect of a body rub parlour or in respect of any activity carried on at a body rub parlour, except a wall sign or signs that do not exceed a total combined area of 4.6 square metres or 25% of the area of the wall face, whichever is less
 - (c) may erect or maintain a projecting sign in respect of a body rub parlour or in respect of any activity carried on at a body rub parlour, except a projecting sign that does not exceed a total area of 1.5 square metres and that does not constitute more than one projecting sign.
- (2) Nothing within this schedule shall be deemed to constrain any person from erecting or maintaining any sign on any interior wall of a body rub parlour, provided the content of such sign is not visible from the exterior of the body rub parlour.
- (3) No person may erect or maintain any sign in respect of a body rub parlour which includes any letters, marking, symbols, pictures or representations except the name of the body rub parlour as recorded on the application for licence and any registered copyright logos or symbols, provided a copy of such logos or symbol is filed with the Licence Issuer as part of the licensing process.
- (4) Every owner or operator shall obliterate, withdraw, remove or destroy any sign advertising their body rub parlour which has been erected contrary to the provisions of this by-law upon their property immediately upon becoming aware of same or upon being ordered to do so by the Licence Issuer, whichever shall first occur.

- (5) No person shall display or circulate any poster, handbill, sign, card or novelty used to promote the business of a body rub parlour on land or premises other than the premises upon which the body rub parlour is situate and no sign shall be constructed or maintained except in accordance with this By-law.
- (6) Where there is a conflict between the provisions of this Schedule and the provisions of the Town's sign by-law, as amended, the provisions of this Schedule shall apply.

5. LICENCE REQUIREMENTS

- (1) No partnership shall be licenced as an owner in respect of a body rub parlour unless that partnership is also an operator or some other person is licenced as an operator in respect of that body rub parlour.
- (2) No corporation shall be licenced as an owner in respect of a body rub parlour unless that corporation or some other person is licenced as an operator in respect of that body rub parlour.
- (3) Every person applying for a Body Rub Parlour Owner's Licence shall file with the Licence Issuer, documentation satisfactory to the Licence Issuer demonstrating the applicant's right to possess or occupy the premises to be used by him as a body rub parlour, and if any applicant is not the registered owner or owner in fee simple of the property upon which the body rub parlour is to be located, such person shall file with the Licence Issuer, with his application for a Body Rub Parlour Owner's licence, a copy of his lease, if any, and a copy of any other document constituting or affecting the legal relationship relating to the said lands or premises between said applicant and the registered owner or owner in fee simple of the said real property.
- (4) No owner shall permit any person other than a licenced operator to operate a body rub parlour.
- (5) No operator shall operate a body rub parlour in premises for which the owner thereof has not obtained an owner's licence under this schedule.
- (6) No person shall provide any person with a body rub, except in accordance with this schedule.
- (7) No owner or operator shall carry on any calling, business or occupation at a body rub parlour other than the body rub parlour endorsed on their licence and at the location endorsed thereon.
- (8) Every contract of service, contract for services or other document constituting or pertaining to the relationship between owner, operator or provider of any body rubs at a body rub parlour shall be in writing and shall be made available for inspection at any time during normal business hours of the Town to a Licence Issuer upon request, and shall be retained by the owner or operator for a period of six months after it's termination or completion.

6. DESIGN OF PREMISES

- (1) No person shall be an owner or operator in respect of a body rub parlour except in compliance with the following regulations:
 - (a) The premises shall be provided with adequate ventilation and with lighting that is adequate to ensure visibility and that is uniformly distributed throughout the premises;
 - (b) The premises and all fixtures and equipment therein shall be regularly washed and kept in a sanitary condition;
 - (c) The premises shall be equipped with an effective utility sink;
 - (d) Adequate toilet and washroom accommodation shall be provided in accordance with the regulations set forth under the Ontario Building Code Act, as amended;
 - (e) Washrooms shall be equipped with:
 - (i) an adequate supply of hot and cold water;
 - (ii) an adequate supply of liquid soap in a suitable container or dispenser;
 - (iii) hot air dryers or individual towels in a suitable container or dispenser;
 - (iv) a suitable receptacle for used towels and waste material;
 - (f) No washroom, toilet, sink or basin used for domestic purposes shall be used in connection with a body rub parlour;
 - (g) In all shower-bathrooms, if any, and in all sauna-bath rooms, if any,
 - (i) the floors shall be disinfected at least once a week with a disinfecting solution approved by the Medical Officer of Health;
 - (ii) all surfaces and attached accessories of the bath or shower enclosure must be self-draining;
 - (iii) all showers must have removable cleanable drain covers;
 - (iv) floor surfaces both within and without the enclosures shall be of non-slip type;
 - (h) Every body-rub parlour shall be equipped with a window to permit observation of the provision of body-rubs by third parties.
- (2) No premises or part thereof used as a body rub parlour shall be used as a dwelling or for sleeping purposes or contain therein any furniture which is commonly used or may be used for sleeping purposes and it shall be the duty of the owner and the operator to ensure that this provision is complied with.

- (3) No door to any room or cubicle where services are or may be provided in a body rub parlour, save and except one room designated by the owner and used by the owner or operator as an office and one room designated by the owner as a storage room, shall be equipped or constructed with a locking device of any kind, or with any device or structure which could delay or hinder anyone from entering or obtaining access to such a room or cubicle and it shall be the duty of the owner and the operator to ensure that this provision is complied with.
- (4) Every owner applying for a licence under this By-law shall file with his application a floor plan of the premises to be used as a body rub parlour upon which the owner shall clearly designate the room which shall be used to provide body rubs, the room which shall be used as an office by the owner and operator and the storage room, if any. In the event the owner or the operator wishes to amend the floor plan, he shall first file with the Licence Issuer a copy of the amended floor plan and shall not proceed to make such alterations without first obtaining the approval of the Licence Issuer.
- (5) No person shall provide any body rub in a room, cubicle or other enclosure which has a door or other means of access which is equipped or constructed with a locking device of any kind or which is equipped or constructed in such a way as to permit the obstruction, hindrance or delay of any person attempting to gain entry thereto.
- (6) During the hours of business of a body rub parlour, it shall be the responsibility of the owner and of the operator, if any, to ensure that the door or doors or other principal means of access into the body rub parlour by the public shall be kept unlocked and available so that anyone coming into the body rub parlour from the street or other public place may enter therein without hindrance or delay.
- (7) No person shall be an owner or operator in respect of a body rub parlour unless there is maintained over the street door or in the lower front window of the premises in respect to which such person's licence is issued or in some other conspicuous place on the exterior of such premises satisfactory to the Licence Issuer, a sign issued by the Licence Issuer bearing the words, "LICENSED BODY RUB PARLOUR NO. _____", (inserting after "No." the owner's licence number), and "Comments regarding this business may be made to the Town of Georgina Clerk's Department at (905) 476-4301". The By-law regulating these premises makes it an offence for any person to provide service in a body-rub parlour that is designed to appeal to erotic or sexual appetite.
- (8) Every owner, operator or provider of body rubs at a body rub parlour in the Town of Georgina who is in attendance at a body rub parlour, whether engaged in their respective, calling, business or occupation at that time or not, shall upon a demand made to them by anyone authorized to enforce the provisions of this By-law, provide their name, residential address and licence pursuant to this By-law.
- (9) No owner, operator or provider of body rubs shall provide or shall permit any services to be given, performed, provided or received in any body rub parlour in breach of any of the provisions contained in this By-law.
- (10) No owner or operator shall permit any person who appears to be intoxicated by alcohol or a drug to enter or remain in any body rub parlour operated by him.

- (11) No owner or operator shall permit a body rub parlour owned or operated by him to be open for business or shall permit the provision of any services at a body rub parlour, unless the owner or operator is in attendance in person and no owner or operator shall permit a body rub parlour owned or operated by him to open for business, or remain open for business, or any body rub to be provided at such body rub parlour unless this section is complied with.
- (12) No owner, operator or provider of body rubs shall take, consume or have alcohol or drugs in their possession in a body rub parlour, nor shall the use or effects of alcohol or drugs by them be apparent while that body rub parlour is under their charge or when providing services therein, as the case may be.
- (13) Every owner or operator shall provide and maintain at all times at the body rub parlour operated by him a first-aid kit equipped in a manner satisfactory to the Medical Officer of Health.
- (14) Every owner, operator and provider shall, while engaged in his respective calling, business or occupation in a body rub parlour, be neat and clean in his person and civil and well behaved to members of the public with whom he is dealing.
- (15) Every recipient of body-rubs in a body-rub parlour shall be clothed in a manner that ensures that the person's genitalia are covered at all times.
- (16) Every owner, operator or provider of body-rubs in a body-rub parlour shall be clothed in a manner that ensures that the person's genitalia and breast is covered at all times.
- (17) No owner, or operator or provider shall use or permit to be used any camera or other photographic or recording device in, upon or at a body rub parlour by any person other than:
 - (a) a Public Health Inspector acting under the direction of the Medical Officer of Health;
 - (b) the Licence Issuer;
 - (c) a Peace Officer; or
 - (d) a Provincial Offences Officer
- (18) No owner or operator may permit any person under the age of eighteen years to enter or remain in any part of a body rub parlour.

7. HOURS OF OPERATION

- (1) No body-rub parlour shall be open to the public, no owner or operator of a body-rub parlour may permit service to be provided, except between the following days and hours:
 - (a) Mondays to Fridays 9:00 a.m. to 10:00 p.m. of the same day
 - (b) Saturdays 9:00 a.m. to 6:00 p.m.
 - (c) Sundays 11:00 a.m. to 5:00 p.m.

- (2) Every owner or operator of a body-rub parlour shall:
 - (a) require every body-rubber, prior to performing any body-rub function, to complete in full a registration form in the form approved by the Licence Issuer;
 - (b) retain with the completed registration form photocopies of the identification provided by the body-rubber;
 - (c) upon request of a Police Officer, Licence Issuer, By-law Enforcement Officer or Health Inspector, provide forthwith to the officer, a valid completed registration form for any and all body-rubbers, together with photocopies of the identification and photograph retained as per the registration form;
 - (d) retain all completed registration forms, photocopies of identification and photograph for a period of two (2) years from date of completion; and
 - (e) where a body-rubber is continually employed at the licensed body-rub parlour, have the body-rubber complete the registration form at least once a year including any change in information.
- (3) A registration form is valid for one (1) year from its completion.

SCHEDULE 5 TO BY-LAW #2002-0169 (LI-3)

Relating to Certain Exhibitions/Festivals

1. DEFINITIONS

For the purpose of this Schedule:

Exhibition/Festival means a concert, a musical exhibition, a festival or other gathering held for hire or gain where:

- (a) entertainment or instruction is provided to a person who attends;
- (b) it is estimated two hundred and fifty (250) or more persons will attend;
- (c) a fee for admission is charged and includes a membership fee in a club, organization, or association, which entitles the public to attend;
- (d) the persons who attend are accommodated outdoors or within a temporary structure.

2. LICENCE REQUIREMENTS

Every applicant in respect of an Exhibitions/Festivals licence shall file with the Licence Issuer:

- (1) A letter from York Regional Police advising they have been made aware of the exhibition and are satisfied with security precautions being taken by the applicant;
- (2) A letter or certificate from the York Regional Health Services Department advising they have no objection and satisfactory arrangements have been made to ensure compliance with all health legislation and regulations;
- (3) A plan outlining the area to be used, the entry and exit points, the parking and internal roadways, the areas upon which any permanent or temporary building or structure are to be set up, and the areas where lavatory and washing facilities are to be set up;
- (4) For each place or premise for which the applicant has applied for a licence, a policy or a certificate of insurance against occupiers liability and endorsed to the effect that the Corporation of the Town of Georgina and the Regional Municipality of York are named as additional insured and that the Licence Issuer shall be given at least five (5) days notice in writing of any cancellation, expiration or variation in the amount of the policy, and insuring in at least the following amounts:
 - (i) In the case of bodily injury or death, to a limit of at least \$1,000,000.00 (exclusive of interest and costs) against all claims for personal injury, including injury resulting in death, and property damage, with an inclusive limit of not less than \$1,000,000.00.
- (5) In the case where alcohol is being served, a policy or a certificate of insurance against alcohol liability and endorsed to the effect that the Corporation of the Town of Georgina is named as an additional insured, and insuring in at least the following amounts:

- (i) In the case of bodily injury or death, to a limit of at least \$1,000,000.00 (exclusive of interest and costs) against all claims for personal injury, including injury resulting in death, and property damage, with an inclusive limit of not less than \$1,000,000.00.
- (6) This by-law shall not apply to any exhibition/festival which is to take place on a local municipal road allowance, town owned or operated park or facility and on the Sutton Agricultural Society lands located on North Street, Sutton.
- (7) Every licensee shall if deemed required by the Town hire at his own expense, independent security personnel to monitor the attendees to ensure orderly conduct and compliance with the provisions of this by-law.
- (8) Every licensee shall:
 - (a) be responsible for supervising, overseeing and maintaining orderly conduct;
 - (b) not permit any person to create a disturbance or cause undue noise while on the premises;
 - (c) keep the premises in a clean, neat and sanitary condition, free from fire hazards or any other hazards.

SCHEDULE 7 TO BY-LAW #2002-0169 (LI-3)

Relating to Hawkers, Pedlars, Vendors and other persons going from place to place with goods, wares or merchandise for sale

1. DEFINITIONS

For the purposes of this Schedule:

Vendor shall mean any person who goes from place to place or to a particular place with goods, wares or merchandise for sale, and shall include the person under whose Provincial vendor's permit the seller operates, but shall not include any such person who is hawking, peddling or selling goods, wares or merchandise:

- (1) to wholesale or retail dealers in similar goods, wares or merchandise;
- (2) if the goods wares or merchandise are grown, produced or manufactured in Ontario and are hawked, peddled or sold by the grower, producer or manufacturer or an agent or employee of them having written authority so to do, in the municipality in which the grower, producer or manufacturer resides;
- (3) if the goods, wares or merchandise are grown or produced by a farmer resident in Ontario who offers for sale or sells only the produce of the farmer's own farm;
- (4) if the goods, wares or merchandise are hawked, peddled or sold by a person who operates a legally established business from a commercial property in the municipality, or by that person's agent or employee;
- (5) if the goods, wares or merchandise are hawked, peddled or sold by an agent of the grower, producer or manufacturer, acting on behalf of a dealer who operates a legally established business from a commercial property in the municipality in respect of premises used for the sale of such goods, wares or merchandise;
- (6) by persons who sell milk or cream or fluid milk products to the consumer or to any person for resale.

2. LICENCE REQUIREMENTS

Every applicant shall file with the Licence Issuer proof of the following:

- (1) Goods and services tax registration;
- (2) Provincial sales tax registration (provincial vendor's licence);
- (3) supply a plan identifying the lot where goods, wares or merchandise are to be sold from.

2. GENERAL PROHIBITIONS

- (1) No person shall sell or offer for sale any goods, wares or merchandise on property, which is not zoned to permit such use.
- (2) No person shall sell or offer for sale any goods, wares or merchandise on a highway or on a vacant lot adjacent to a highway.

SCHEDULE 8 TO BY-LAW #2002-0169 (LI-3)

Relating to Horse Riding Establishments

1. DEFINITIONS

For the purposes of this Schedule:

Assistant Instructor means a person who has attained the age of sixteen (16) years and has at least three (3) consecutive year's experience with horses in the immediately preceding five (5) years who is supervised by an instructor.

Assistant Trail Guide means a person who has attained the age of sixteen (16) years and has at least three (3) consecutive year's experience riding and working with horses at a horse-riding establishment where trail riding is provided, in the immediately preceding five (5) years.

Drug means a substance as listed in Schedules I, II, III, IV or V to the Controlled Drugs and Substances Act S.C. 1996, c.19, as may be amended from time to time.

Head Trail Guide means a person who has attained the age of eighteen (18) years and has at least three (3) consecutive year's experience in assisting or leading trail rides during the immediately preceding five (5) years.

Horse means any animal of the equine species.

Horse Riding Establishment means the carrying on of business in the equine industry and is further divided into the following disciplines:

- (a) **Trail Riding Establishment** means the carrying on of a business where horses are let out for hire for recreational riding for payment, either at a permanent or temporary location.
- (b) **Instructional Riding Establishment** means the carrying on of a business where horses are let out for hire for providing instruction for payment, either at a permanent or temporary location or where instruction is provided in horse riding where the horse is owned and boarded or part boarded.

Instructor means a person who has attained the age of eighteen (18) years and has at least five (5) consecutive year's experience riding or horse training in the immediately preceding seven (7) years or a person who has been certified by the Ontario Equestrian Federation, Canadian Equestrian Federation, Canadian Therapeutic Riding Association, Certified Horseman's Association or the British Horse Society or other credited Equine Association or Institution, or been a member of the Canadian Equestrian Team.

Lead Line Ride means a single horse led by a person deemed capable by the licensee.

2. LICENCE REQUIREMENTS

Every applicant shall file with the Licence Issuer:

- (1) for the premise in respect of which the licence has been applied for, a policy or certificate of insurance endorsed to the effect that the licence issuer will be given at least thirty (30) days notice in writing of any cancellation, expiry or variation in the amount of the policy, insuring to a limit of at least \$2,000,000 (exclusive of interest and costs) against all claims for personal injury, including injury resulting in death and property damage.

3. REGULATIONS OF CARRYING ON BUSINESS

- (1) No person licenced as a horse-riding establishment where trail riding is provided shall:
 - (a) rent a horse to a person under the age of eighteen (18) years unless that person is wearing a designated riding helmet which is properly fitted and fastened securely upon the rider's head by an attached harness, at all times while that person is mounted on a horse;
 - (b) rent a horse to a person unless that person is wearing properly fitting, hard and smooth soled footwear with a defined heel or proper riding footwear with a defined heel;
 - (c) conduct trail riding with less than one (1) head trail guide for the first six (6) persons and an assistant trail guide for every additional six (6) persons;
 - (d) conduct trail riding without a head trail guide or assistant trail guide carrying, at all times, a two-way communication device where its signal will be received by another head trail guide or assistant trail guide who is not also on the same trail ride;
 - (e) permit more than one person to ride a horse at the same time except for disabled riders with special needs within a designated controlled environment;
 - (f) rent a horse unless that horse is known to be safe, sound and schooled for the purposes intended and appropriately suited to the rider's size and ability;
 - (g) rent a lame, sick or blind horse;
 - (h) rent a horse unless the horse is a minimum of three (3) years of age and the horse has one (1) year of schooling unless that person is the owner of that horse and provided that horses rented between three (3) years of age and six (6) years of age shall have proof of an annual dental inspection by an equine dentist or veterinarian;
 - (i) permit any person with less than fifty-two (52) hours riding experience to mount or dismount a horse for the purpose of trail riding unless that horse is held at the bridle by an employee or volunteer of the person carrying on the business and who is supervised by a head trail guide;
 - (j) rent to a person to ride a horse where that person is taking, consuming, possessing or is, or appears to be, intoxicated by alcohol or a drug on any premises used for the carrying on of the business of a horse riding establishment where trail riding is provided.

- (2) No person licenced as a horse-riding establishment where instructional riding is provided shall;
- (a) instruct a person under the age of eighteen (18) years to ride a horse unless that person is wearing a designated riding helmet which is properly fitted and fastened securely upon the rider's head by an attached harness, at all times while that person is mounted on a horse;
 - (b) notwithstanding section 3(2)(a), for the purpose of dressage or precision riding performed as part of a special event where ceremonial dress is worn by all riders, the requirements under Section 3(2)(a) will not apply;
 - (c) rent a horse to a person unless that person is wearing properly fitting, hard and smooth soled footwear with a defined heel or proper riding footwear with a defined heel;
 - (d) permit more than one person to ride a horse at the same time except for special needs instructions for disabled riders;
 - (e) rent a horse unless that horse is known to be safe, sound and schooled for the purposes intended and appropriately suited to the rider's size and ability;
 - (f) rent a lame, sick or blind horse;
 - (g) instruct a person to ride a horse unless the horse is a minimum of three (3) years of age and the horse has one (1) year of schooling unless that person is the owner of that horse and provided that horses rented between three (3) years of age and six (6) years of age shall have proof of an annual dental inspection by an equine dentist or veterinarian;
 - (h) permit any person with less than fifty-two (52) hours riding experience to mount or dismount a horse for the purpose of instructional riding unless that horse is held at the bridle by an employee or volunteer of the person carrying on the business and who is supervised by an instructor;
 - (i) rent to a person to ride a horse where that person is taking, consuming, possessing or is, or appears to be, intoxicated by alcohol or a drug on any premises used for the carrying on of the business of a horse riding establishment where instructional riding is provided.

4. FOOTWEAR - EXCEPTION

Sections 3(1)(b) and 3(2)(c) of this schedule shall not apply where a rider has been provided with proper functioning and appropriately sized hooded stirrups, safety stirrups which are designed to prevent a rider's foot from passing through or becoming wedged in the stirrup or stirrups which are designed to break-away when a rider falls from the horse.

5. INSTRUCTORS - MINIMUM QUALIFICATIONS

No person shall instruct persons in the riding of horses at a horse-riding establishment where instructional riding is provided unless:

- (1) they have attained the age of eighteen (18) years and they have at least five (5) consecutive year's experience in riding or training horses during the immediately preceding seven (7) years; or
- (2) they have attained the age of eighteen (18) years and have been certified by the Canadian Equestrian Federation, Ontario Equestrian Federation, Canadian Therapeutic Riding Association, Certified Horseman's Association or British Horse Society or other credited Equine Association or Institution or been a member of the Canadian Equestrian Team.

6. ASSISTANT INSTRUCTORS - MINIMUM QUALIFICATIONS

Notwithstanding the provisions of Section 5 of this schedule, a person shall be permitted to assist in the instruction of persons in the riding of horses at a horse riding establishment where instructional riding is provided where:

- (1) they have attained the age of sixteen (16) years; and
- (2) they have at least three (3) consecutive year's experience with horses in the immediately preceding five (5) years; and
- (3) they are under the supervision of an instructor who meets the qualifications as provided for in Section 5 of this schedule.

7. HEAD TRAIL GUIDE - MINIMUM QUALIFICATIONS

No person shall conduct or lead a trail ride at a horse riding establishment where trail riding is provided unless they have attained the age of eighteen (18) years and they have at least three (3) consecutive year's experience assisting or leading trail rides in the immediately preceding five (5) years. All head trail guides employed by a horse-riding establishment where trail riding is provided must hold a current certification in first aid and cardiopulmonary resuscitation and shall maintain a fully stocked first aid kit on the premises.

8. ASSISTANT TRAIL GUIDE - MINIMUM QUALIFICATIONS

No person shall assist the head trail guide on a trail ride at a horse riding establishment where trail riding is provided unless they have attained the age of sixteen (16) years and they have at least three (3) consecutive year's experience riding or working with horses at a horse-riding establishment where trail riding is provided in the immediately preceding five (5) years. All assistant trail guides employed by a horse-riding establishment where trail riding is provided must hold a current certification in first aid and cardiopulmonary resuscitation.

9. PROHIBITION FROM CONSUMING ALCOHOL OR DRUGS

No persons in the performance of their duties at a horse riding establishment shall take, consume, possess or be intoxicated by alcohol or a drug.

10. MINIMUM AGE FOR HORSE-RIDING ESTABLISHMENTS WHERE TRAIL RIDING IS PROVIDED

No person shall carry on the business of a horse-riding establishment where trail riding is provided and rent to a person under the age of ten (10) years a horse for the purpose of trail riding.

11. LEAD LINE RIDING - FOR HORSE-RIDING ESTABLISHMENT WHERE TRAIL RIDING IS PROVIDED

Notwithstanding the provisions of Section 10 of this schedule:

- (1) a person who carries on the business of a horse riding establishment where trail riding is provided may rent to a person who has attained the age of at least six (6) years to lead line ride a horse where the horse is led by a person deemed capable by the licensee.
- (2) Where the person is under the age of six (6) years, the lead line rider will be led by a person deemed capable by the licensee and accompanied by another person.

12. CONDITION OF GROUNDS

No person shall carry on the business of a horse-riding establishment on premises without keeping that portion of the said premises ordinarily used for the riding of horses clear of all ground and over-hanging obstructions. Where said obstructions cannot be cleared, the person carrying on the business of a horse riding establishment shall barrier these obstructions such that horses and riders will not come into contact with them.

13. CONDITION/FIT OF TACK

Prior to beginning instruction or conducting or leading a trial ride, the instructor, head trail guide or an assistant instructor assigned to that instruction or ride as the case may be, shall examine the condition and fit of all equipment to be used by each rider to ensure that it is clean, supple, well-fitting, secure and fully functional.

14. INITIAL INFORMATION FOR TRAIL RIDING

Prior to conducting or leading a trail ride, the head trail guide or an assistant trail guide assigned to the ride as the case may be, shall provide basic information on the handling of a horse and the basics of riding a horse.

15. SIGNS

- (1) The Licensee of a horse-riding establishment where trail riding is provided shall erect on the premises in a location clearly visible to all patrons a sign, to be created and erected at the expense of the licensee, with lettering a minimum of one half (½) inch in height in the form prescribed in Appendix 'A' to this schedule.
- (2) The licensee of a horse riding establishment where instructional riding is provided shall erect on the premises in a location clearly visible to all patrons a sign, to be created and erected at the expense of the licensee, with lettering a minimum of one half (½) inch in height in the form prescribed in Appendix 'B' to this schedule.

16. FIRST AID CERTIFICATION

- (1) The Licensee of a horse-riding establishment shall:
 - (a) ensure all head trail guides and assistant trail guides employed have a current certification in first aid and cardiopulmonary resuscitation; and
 - (b) maintain a fully stocked first-aid kit on the premises.

- (2) The Licensee of a horse-riding establishment where instructional riding is provided shall:
 - (a) ensures a qualified first aid provider, with current certification in first aid and cardiopulmonary resuscitation, is available whenever lessons are being conducted; and
 - (b) maintain a fully stocked first-aid kit on the premises.

APPENDIX 'A' TO SCHEDULE 8

SIGN TO BE POSTED ON LICENCED PREMISES OF A HORSE RIDING ESTABLISHMENT WHERE TRAIL RIDING IS PROVIDED

The following regulations are imposed by the Town of Georgina Licensing By-law as amended, which governs the operation of this business.

Patrons are advised that even with this safety equipment, horse riding contains inherent risks, which may result in serious injury or death.

- ! Maximum six (6) riders per leader;
- ! Minimum age for trail riding is ten (10) years;
- ! Lead line riding is permitted for children under the age of ten (10);
- ! Helmets to be worn by all persons under the age of eighteen (18) and strongly recommended for persons eighteen (18) years and over;
- ! Hard and smooth soled shoes with a defined heel must be worn by all riders unless using hooded, safety or break-away stirrups;
- ! Inexperienced riders are asked to identify themselves to a trail guide;
- ! Patrons must disclose to a trail guide, any medical problem or condition, which may cause risk during the trail ride.

APPENDIX 'B' TO SCHEDULE 8

SIGN TO BE POSTED ON LICENCED PREMISES OF A HORSE RIDING ESTABLISHMENT WHERE INSTRUCTIONAL RIDING IS PROVIDED

The following regulations are imposed by the Town of Georgina Licensing By-law as amended, which governs the operation of this business.

Patrons are advised that even with this safety equipment, horse riding contains inherent risks, which may result in serious injury or death.

- ! Helmets to be worn by all persons under age eighteen (18) and strongly recommended for persons eighteen (18) and over;
- ! Hard and smooth soled shoes with a defined heel must be worn by all riders unless using hooded, safety or break-away stirrups;
- ! Patrons must disclose to an instructor any medical problem or condition which may cause risk during instructions.

SCHEDULE 9 TO BY-LAW #2002-0169 (LI-3)

Relating to Owners or Operators of Places of Amusement

1. DEFINITIONS

For the purposes of this Schedule:

Amusement Device shall include but is not limited to arcade, pinball or video machines or other like apparatus;

Amusement Machine means any mechanical, electronic or computerized machine or device, or any combination thereof, intended for use as a game, entertainment or amusement which is offered for use to the public by any person for profit or gain and shall include a pinball machine, television game, shooting gallery, vending machine, billiard or pool tables, video game, or other similar devices but shall not include games of chance as defined by the Criminal Code, or any machine used only for playing recorded music;

Place of Amusement means any building or part thereof containing three (3) or more amusement machines, which are operated for gain and made available for the entertainment or amusement of the general public. This definition shall not include premises, which are licensed under the Liquor Licence Act, establishments which sell amusement machines, provided that such machines are not made available on the premises for use by the general public, and premises with amusements that are contrary to the Criminal Code of Canada.

2. LICENCE REQUIREMENTS

(1) Every applicant shall file with the Licence Issuer:

- (a) a policy or a certificate of insurance against occupier's liability and endorsed to the effect that the Licence Issuer shall be given at least five (5) days' notice in writing of any cancellation, expiration or variation in the amount of the policy, and insuring in at least the following amounts:

In the case of bodily injury or death, to a limit of at least \$1,000,000.00 (exclusive of interest and costs) against all claims for personal injury, including injury resulting in death, and property damage, with an inclusive limit of not less than \$1,000,000.00.

(2) Every person issued a licence pursuant to this Schedule shall:

- (a) be responsible for supervising, overseeing and maintaining orderly conduct within the building or part thereof which contains the amusement devices;
- (b) not permit on the licensed premises any more amusement devices than the number for which the licence was issued;
- (c) not permit any person to loiter, create a disturbance or cause undue noise while on the licensed premises;
- (d) keep the licensed premises in a clean, neat and sanitary condition, free from fire hazards or any other hazards;

- (e) provide for use by the public washroom facilities in accordance with the requirements of the Ontario Building Code, as amended and the requirements of the Public Health Department;
- (f) ensure no person required under the provisions of the Education Act to be in attendance at school, enters the place of amusement during the hours of 9:00 a.m. to 4:00 p.m. every school day;
- (g) post a sign on the door of the licensed premises visible from the outside stating "No students permitted between the hours of 9:00 a.m. and 4:00 p.m. on school days";
- (h) not allow any person who is a student to remain on the licensed premises as set out in section 2(2)(g).

SCHEDULE 11 TO BY-LAW #2002-0169 (LI-3)

Relating to owners/operators of salvage shops/yards, places for the purchase or sale/exchange of second hand goods, pawnshops, second hand good dealer

1. DEFINITIONS

For the purpose of this Schedule:

Pawnbroker/Pawnshop Operator means a person who carries on the business of taking by way of pawn or pledge or any article for the repayment of money lent thereon and includes a person who offers a buy-back service in relation to such articles;

Pawnshop means the premise, store or shop of a Pawnbroker/Pawnshop Operator;

Salvage Yard includes an automobile wrecking yard and a recycling yard or premise;

Second Hand Goods Dealer means a person who carries on the business of selling goods by way of retail that have previously been used for the purpose for which such goods were designed and includes any person who travels from place to place to sell second hand goods;

Second-Hand Goods includes household materials, bottles, bicycles, automobile tires, old metal and other scrap material and salvage that is sold for retail, but does not include goods that are recycled or intended to be recycled as part of a recycling program.

2. LICENCE REQUIREMENTS

- (1) Every applicant shall file with the Licence Issuer a plan of the lot where such business is to be conducted which outlines all buildings and structures;
- (2) No person licensed pursuant to this Schedule shall deal in any class of second-hand goods not covered by his licence.
- (3) Every person to whom this Schedule relates shall keep every store, shop, yard, garage or other place, clean, in a neat condition and in good repair.
- (4) No goods or merchandise shall be displayed on the outside of any such store or shop, and all goods shall be exhibited in an orderly manner.
- (5) Every person requiring a licence under the provisions of this Schedule shall obtain a separate licence in respect of each and every shop, store or other place used for the transaction of business or for taking in or storing of second-hand goods.
- (6) No person to whom this Schedule relates shall purchase, take in exchange, or receive any goods, article or thing from any person who is under the age of eighteen (18) years, or from any person under the influence of alcohol.

3. HOURS OF OPERATION

- (1) No person to whom this Schedule relates shall assemble, wreck or salvage any item between 10:00 p.m. and 7:00 a.m.
- (2) No person to whom this Schedule relates shall assemble, wreck or salvage any item on a Sunday or on a Statutory Holiday.
- (3) No person to whom this Schedule relates shall transact any business between the hours of 10:00 p.m. and 7:00 a.m.
- (4) Notwithstanding any other provision of this Schedule, no person having a licence shall, between the hours of sunset on any day and the hour of sunrise on the next following day, pass from house to house or along any private street or lane or public highway in the Town of Georgina for the purpose of collecting, purchasing or obtaining second-hand goods.

4. REGISTER REQUIREMENTS

- (1) The licensee shall maintain a Register in which the following shall be entered:
 - (a) a record of all goods received or taken in exchange or otherwise obtained, either at the licensee's place of business or elsewhere;
 - (b) all entries must be made at the time the goods are received or immediately thereafter, and shall include the date and the hour at which the goods are received;
 - (c) a full description of the article or articles including the serial and model number, if any;
 - (d) the manufacturer's name, if any;
 - (e) the name, address, full particulars of identification and description of the person from whom the goods are received;
 - (f) if goods are purchased, the price paid;
 - (g) in the case of goods delivered or conveyed by motor vehicle licensed by any Province of Canada or any State of the United States of America, the provincial or state licence number of the motor vehicle delivering or conveying the goods;
 - (h) goods of every description redeemed on pawn tickets purchased or taken in exchange by licensed dealers shall be treated as purchased and shall be so entered;
 - (i) for bicycles, the name of the maker and the manufacturer's number thereof shall, in every case, be recorded, if known or ascertainable.
- (2) The Register shall be open to inspection by the Licence Issuer or Licence Inspector at all times during business hours, and may be removed at any time for inspection, or for use in the courts if necessary. The person licensed shall not be held liable for neglecting to enter goods received while the Register is so absent from his premises.

5. STOLEN GOODS OR ARTICLES

Every person to whom this Schedule relates or any person acting as a servant or agent of any such person, when offered goods or articles of any kind, which he has cause to suspect have been stolen or otherwise unlawfully obtained shall report the facts including the removal or defacement or apparent tampering with the serial numbers or model numbers, if any, on such goods or articles to the local police.

6. EXEMPTION GRANTED BY COUNCIL

- (1) Notwithstanding the provisions contained in this by-law, a person may make application to council by way of a written request to the Town Clerk for exemption from one or more of the requirements herein, Council, by resolution, may refuse to grant the exemption or may grant the exemption, with or without modifications, specifying the time period not to exceed one (1) year.
- (2) When considering the request for exemption, Council shall give the applicant and any person opposed to the application an opportunity to be heard.
- (3) Any breach by the applicant of any of the terms, conditions or modifications granted by Council shall render the exemption null and void.

7. MANDATORY RETENTION PERIOD

- (1) No Pawnbroker or Second Hand Goods Dealer shall sell, exchange, alter, melt or otherwise dispose of any Second Hand Goods within thirty (30) days, exclusive of Sundays or Holidays, or earlier from the date of obtaining possession.
- (2) Thirty (30) days after providing a transaction record relating to such Second Hand Goods as required by this By-law and, during this period, such goods shall be kept in the premise used by the Pawnbroker or Second Hand Goods Dealer for the sale of Second Hand Goods and shall be separate from and not mixed with other Second Hand Goods in the same premises.
- (3) No Salvage Yard shall sell, exchange, alter, melt or otherwise dispose of any item that has or ought to have a serial number, VIN number or RIN number, any precious metal including but not limited to copper, gold and silver or any electronics newer than 5 years old unless they are visibly and obviously damaged beyond repair within twenty-one (21) days, exclusive of Sundays or Holidays, or earlier from the date of obtaining possession.
- (4) Notwithstanding the provisions of subsection (3) thereof:
 - (a) Scrap metal or recyclable materials purchased or taken in exchange may be altered or disposed of after the expiration of five (5) days, exclusive of Sundays and Holidays; and
- (5) Any police officer investigating any transaction, on completing their investigation, may authorize the release of such products or materials for alteration or disposal prior to the expiration of the mandatory retention period.
- (6) Exemption – Salvage Yards Only

- (a) Any transaction business to business is exempt from the twenty-one (21) day hold period as long as the Salvage Yard owner/operator is reasonably satisfied the business he/she is purchasing from is in fact a bonafide and legitimate business.

SCHEDULE 12 TO BY-LAW #2002-0169 (LI-3)

Relating to special sales and persons conducting special sales

1. DEFINITIONS

For the purposes of this Schedule:

Special Sale means any sale or intended sale at retail described by the use of any of the following words or expressions, or any enlargement, contraction or combination thereof:

Bankrupt	moving out	fire
Insolvent	selling out	smoke
Trustee	lease expiring	water damage
Receiver	closing out	creditor
Liquidation	discontinuing	forced

or any other similar word or words that represent, hold out or advertise that any goods, wares or merchandise are to be disposed of in a manner that is not in the ordinary course of retail business, but excludes a sale by or under the authority of:

- (a) a receiver or trustee under the Bankruptcy Act (Canada) or a liquidator under the Winding-Up Act (Canada);
- (b) a court or receiver appointed by the court;
- (c) a bailiff, sheriff, executor or administrator; or
- (d) a receiver, liquidator or trustee under any general or special Act.

2. PROCEDURES AND GENERAL PROVISIONS

- (1) No person shall sell, offer to sell or advertise for sale in any way, any goods, wares or merchandise by way of special sale unless such person is the holder of a licence issued under this Schedule for such purpose.
- (2) Any person who has not carried on business in the Corporation of the Town of Georgina for a period of at least two (2) months prior to the date of the proposed special sale shall not be granted a licence, except where the applicant is the executor or administrator of the estate of a person who had been carrying on a business in the Corporation of the Town of Georgina immediately prior to his death and where the goods to be offered for sale form part of the estate being administered by the applicant.
- (3) The applicant shall produce such books, records or other documents or information as the Licence Issuer shall consider necessary to corroborate any of the statements contained in the application, both before and after the licence is issued.
- (4) Notwithstanding anything herein contained, the Licence Issuer may refuse to issue a licence or may suspend at any time, any licence already issued under this by-law if:
 - (a) any of the information or particulars set forth in the application or statutory declaration of the applicant or the owner is false;

- (b) any attempt is made to add to or replenish the goods described in the application or to substitute other goods, wares or merchandise therefore;
 - (c) the sale is advertised or conducted in any manner other than that described in the application or in any manner contrary to the provisions of this by-law;
 - (d) the applicant refuses to produce any books, documents, records or other information requested by the inspector, or refuses to permit the Licence Issuer or the Licence Inspector on the premises in accordance with the provisions of this by-law.
- (5) Every licence issued under this Schedule shall expire thirty (30) days after the date of issue, provided that a licensee shall be entitled to apply for and receive once only, a licence for an additional thirty (30) day period to permit the further sale of any remaining goods, wares or merchandise described in the original application.
- (6) A licence for an additional thirty (30) day period may be granted upon submission by the original licensee to the Licence Issuer of a detailed list of such goods, wares or merchandise remaining, verified by declaration and the fee for such licence shall be fifty percent (50%) of the fee which would have been payable with respect to such goods, wares or merchandise on an original application for licence.
- (7) All advertising material distributed or published with respect to a special sale, including each radio or television broadcast, shall contain a statement that such sale is held under the authority of this by-law and shall state the number and expiry date of the licence issued hereunder.

SCHEDULE 13 TO BY-LAW #2002-0169 (LI-3)

Relating to brokers, owners and drivers of taxicabs and limousines

1. DEFINITION

For the purpose of this Schedule:

Broker means any person who carries on the business of accepting calls in any manner and of dispatching taxicabs or limousines in any manner;

Broker's Licence means the licence issued to a broker pursuant to this schedule;

Commercial Passenger Vehicle means a motor vehicle used in the transportation, for hire or reward, of goods and passengers;

Dispatch means the communication of an order or information in any manner between a broker and a driver;

Driver means any person licensed to drive a vehicle pursuant to this by-law;

Driver's Licence means the licence issued to a driver pursuant to this by-law;

Drugs

Dues means any amount charged by a broker to a plate owner or to the lessee to receive orders from the broker;

Fare means the amount displayed on the taxicab meter at the conclusion of a trip, or the flat rate allowed pursuant to this schedule for the trip, together with any additional charges allowed pursuant to this schedule;

Lease means an agreement between a plate owner and another under which the plate owner provides his owner's plate to be used by that other person for a defined period of time to operate a vehicle as a taxicab or limousine;

Lessee means a person who has entered into an agreement with a plate owner for the lease of the owner's plate to be used to operate a vehicle as a taxicab or limousine;

Limousine means a luxury class motor vehicle which may either have been specifically constructed as a luxury class limousine or has been altered from the original manufacturers specifications and is not equipped with a taxicab meter, used for hire for the conveyance of passengers within the Town of Georgina or to any point outside the municipality, but shall not include a taxicab, bus, ambulance, funeral hearse, station wagon, panel truck, van or motor vehicle used for funeral processions or a rental motor vehicle without a Driver;

Meter means a measuring device used in a taxicab to calculate the fare payable for the trip;

Motor Vehicle includes an automobile or any other vehicle propelled or driven otherwise than by muscular power, but does not include the cars of electric or steam railways or other motor vehicles running only upon rails, or motorized snow vehicles, traction engines, farm tractors, self propelled implements of husbandry or road building machines within the meaning of the **Highway Traffic Act**, R.S.O. 1990, as amended;

Passenger means any person in a vehicle other than the driver;

Plate means a numbered plate or any other form of identification device issued to a person licensed pursuant to this schedule;

Plate Owner means a person who owns a plate pursuant to this schedule, either through issue, renewal, lease or transfer;

Plate Owner's Licence means the licence issued to a plate owner pursuant to this schedule;

Priority List means a list of applicants for a taxicab plate, which is maintained by the licensing section, recording in chronological order by date of application;

Tariff Card is a card, issued by the Town of Georgina showing the rates for taxicab services as approved by Council;

Taxicab means a motor vehicle as defined in the *Highway Traffic Act*, other than a car pool vehicle, having a seating capacity of not less than four (4) persons or not more than six (6) persons, exclusive of the driver, hired for one specific trip for the transportation exclusively of one person or group of persons, one fare or charge only, being collected or made for the trip and excludes a limousine as herein defined;

Taxicab Stand means any area designated to be used by a taxicab while waiting for or picking up passengers;

Tire includes the rubber and rim;

Transfer means an arrangement between a plate owner and another, whereby the plate owner permanently assigns all interest in the plate to the other;

Trip means the distance and time traveled or the distance and time to be traveled, measured from the time and point at which the passenger first enters the taxicab to the point at which the passenger finally leaves the taxicab;

Trip Record means a daily written record of the details of each trip;

Vehicle includes a motor vehicle, trailer, traction, engine, farm tractor, road-building machine, bicycle and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a motorized snow vehicle or a street car;

Vehicle Owner means a person who is registered with the Registrar of Motor Vehicles for the Province of Ontario as the owner of a motor vehicle.

2. DRIVER'S LICENCE REQUIREMENTS

- (1) No person may be licensed as a driver unless he is either a Canadian citizen, a permanent resident, or has a valid employment authorization issued by the Government of Canada to work as a driver, and has a working knowledge of English.
- (2) No person shall be licensed as a driver unless he holds a current, valid driver's licence issued under the *Highway Traffic Act*, R.S.O. 1990, as amended.
- (3) No corporation may be licensed as a driver.

- (4) Every applicant in respect of a driver's licence shall file with the Licence Issuer:
 - (a) a current Ontario Class G Driver=s Licence in good standing;
 - (b) two (2) prints of a passport size photograph of applicant;
 - (c) an original Vulnerable Sector Screening furnished by York Regional Police and dated within thirty (30) days preceding the date of application;
 - (d) an original Driver Record Search issued by the Ministry of Transportation (Ontario);
 - (e) a letter of promise of employment from the plate owner, broker or lessee for whom he proposes to drive;
 - (f) if requested, a certificate from a doctor stating that the driver is fit and able to operate a motor vehicle.

- (5) Every applicant in respect of a driver's licence shall successfully complete a test, scoring a minimum of 70%, allowing a minimum of (two) 2 days between test dates, which test shall be set by the Licence Issuer and shall deal with the requirements of the by-law and the geography of the Town such as the location of medical centers, etc. Anybody found attempting to cheat on his or her test will not be allowed to rewrite the test for a period of two (2) years. A temporary sixty (60) day driver's licence will be issued, one time only, to anyone that achieves a minimum of 70% on the by-law questions of the test but fails to achieve the required minimum of 70% on the geographic portion of the test. No extension to the temporary sixty (60) day licence will be granted under any circumstances.

- (6) Every applicant in respect of a driver=s licence renewal shall file with the Licence Issuer:
 - (a) a current Ontario Class G Driver=s Licence in good standing;
 - (b) two (2) prints of a passport size photograph of applicant;
 - (c) a Canadian Police Clearance Certificate furnished by York Regional Police and dated within thirty (30) days preceding the date of application;
 - (d) a Driver Record Search issued by the Ministry of Transportation (Ontario);
 - (e) if requested, a certificate from a doctor stating that the driver is fit and able to operate a motor vehicle;
 - (f) a letter of promise of employment from the plate owner, broker or lessee for whom he proposes to drive.

3. **PLATE OWNER'S LICENCE REQUIREMENTS**

- (1) Every applicant shall file with the Licence Issuer:
 - (a) a current valid driver's licence issued pursuant to this schedule, or in the case of a Corporate applicant a current valid driver=s licence issued pursuant to this schedule for the shareholder which controls fifty-one percent (51%) of the voting rights;

- (b) a current passenger motor vehicle permit, which is in good standing, issued in the name of the applicant by the Ministry of Transportation (Ontario), for the vehicle of which he is the owner;
 - (c) for each vehicle, a policy or certificate of insurance endorsed to the effect that the Licence Issuer will be given at least five (5) days notice in writing of any cancellation, expiry or variation in the amount of the policy, insuring to a limit of at least \$1,000,000.00 (exclusive of interest and costs) against loss or damage resulting in bodily injury to or death of any one person including property damage;
 - (d) a current valid Safety Standards Certificate in accordance with the provisions of the *Highway Traffic Act, R.S.O. 1990, c.H. 8*, as amended.
- (2) Every applicant for a plate owner's licence shall submit for inspection and approval by a Licence Inspector the vehicle for which the plate will be issued or transferred as the case may be.
 - (3) A plate owner's licence will not be issued for a vehicle unless the model year of the vehicle is not older than eight (8) years as indicated on the vehicle ownership.
 - (4) A plate owner may on written request to the licensing section, and on payment of the prescribed fee, obtain an extension of up to two (2) years on the model year as set out in this schedule subject to semi-annual inspections and the submission on a semi-annual basis of a current valid Safety Standards Certificate.
 - (5) Every plate owner shall:
 - (a) employ or use only the services of drivers licensed under this schedule;
 - (b) give to each of his drivers at the expiry of the driver's work shift, a receipt for the total of all the fares collected and given to him by the driver;
 - (c) repair immediately any mechanical defect in his vehicle reported to him by a driver.

4. CORPORATE APPLICANTS AND LICENSEES

No corporation may hold a broker's licence or plate owner's licence unless a licensed driver controls at least fifty-one percent (51%) of the voting rights attached to the shares of such corporation.

5. NUMBER OF PLATES

The number of taxicab plates issued shall be based on the ratio of 1 plate for every 2,000 (two thousand) residents using the December 31st population statistics from the previous year as provided by the York Regional Planning Department.

6. TRANSFER

- (1) No plate shall be transferred except with the written consent of the Licence Issuer.
- (2) Every plate owner who transfers his plate shall:
 - (a) complete and file a declaration, in the form provided by the licensing section;
 - (b) provide to the licensing section, a fully executed copy of the complete transfer agreement with respect to the plate being transferred;
 - (c) return to the licensing section, the owner's licence and plate, which are being transferred.
- (3) No plate may be transferred to any person who does not meet all other relevant requirements of this schedule.

7. BROKER'S LICENCE REQUIREMENTS

- (1) Every applicant shall file with the Licence Issuer:
 - (a) a list of all current shareholders, officers and directors, where the broker is a corporation;
 - (b) a list of all owners to whom the broker dispatches or with whom the broker has entered into any arrangement for services. Such list shall include every motor vehicle to whom the broker dispatches and shall identify each vehicle plate number.
- (2) Every broker shall:
 - (a) maintain a permanent business office within the Town;
 - (b) require all plate owner's, lessee's and driver's who have entered into arrangements with the broker for the provisions of brokerage services to use a design of roof sign approved by the Licence Inspector;
 - (c) written notification within five (5) days of any additions to or deletions from the list referred to in section 7(1)(b) of this schedule;
 - (d) carry on the brokerage business twenty-four (24) hours a day during the term of his licence, unless otherwise directed by Council;
 - (e) not accept calls for, or in any way dispatch or direct calls to taxicabs or limousine other than those whose owners are licensed under this schedule, unless otherwise approved by Council;
 - (f) not accept calls for, or in any way dispatch or direct calls to taxicabs or limousines where the activity would be an illegal or an unlawful act;
 - (g) serve customers in a "first come, first served" basis;
 - (h) inform customers of the approximate time of day where delay is anticipated before accepting the order;

- (i) dispatch only to drivers licensed under this schedule.
- (3) No broker shall be compelled to accept an order from a person who has not made payment for any previous trip.

8. CANCELLATION OF A LICENCE

A licence issued to a plate owner, or a broker under this schedule may be cancelled by Council at any time, if the plate owner, or broker fail to actively operate the motor vehicle for which the licence has been issued for a continuous period of ninety (90) days due to an accident requiring a replacement vehicle or extensive repairs or carry on the brokerage business for which the licence has been issued for a continuous period of sixty (60) days, unless just cause for such failure can be shown to the satisfaction of Council.

9. TARIFF CARD AND PLATES FOR TAXICABS

- (1) The licensing section shall provide every taxicab plate owner or taxicab lessee with a tariff card;
- (2) Lost, destroyed or defaced taxicab tariff cards or number plates, may be replaced by the Licence Issuer upon the original tariff card or plate being accounted for and, in the case of a plate, upon payment of the cost of a replacement plate;
- (3) No person shall use a plate for which a replacement plate has been issued.

10. DRIVER'S DUTIES - GENERAL

- (1) Every driver shall:
 - (a) each day before commencing the operation of a motor vehicle, examine the motor vehicle for mechanical defects or interior or exterior damage to the vehicle, and report forthwith any defects found, to the owner of the vehicle or the broker;
 - (b) each day upon completion of the operation of a motor vehicle, return the vehicle to his employer and examine the motor vehicle and report all defects in the motor vehicle and all accidents to the owner of the vehicle or the broker;
 - (c) maintain good grooming, and proper hygiene;
 - (d) behave courteously;
 - (e) provide passengers with a receipt on an authorized form, showing the driver's name, licence number and an identifying number for the motor vehicle, whenever requested or whenever there is a dispute over the fare;
 - (f) in an area approved by the Licence Issuer or Licence Inspector, display, his driver's photograph card and in a case of a taxicab, a current tariff card;

- (g) when a passenger enters a vehicle and gives the driver the destination, the driver shall take the shortest possible route to the destination desired, unless the passenger designates otherwise;
- (2) At all times when operating a Taxicab:
- (a) immediately engage the meter when a passenger first enters the taxicab, which meter shall remain engaged throughout the trip;
 - (b) when the trip is prearranged and the driver has notified the passenger that the taxicab is available and the driver has waited a reasonable time after notifying the passenger, the meter may be engaged by the driver and shall remain engaged through the trip until cancellation;
 - (c) at the conclusion of a trip, the driver shall place the meter in a "hold" position and bring the passenger's attention to the amount of the fare registered on the meter in a non-recording position;
 - (d) only charge the fare shown on the meter, together with any additional charges authorized by Appendix >C=, and when the meter has not been engaged there shall be no charge for the trip;
 - (e) ensure the rates set out in Appendix >C= under this by-law shall be computed from the time and place the passenger first enters the taxicab to the time and place the passenger finally discharges the taxicab.
 - (f) when a dispute arises between a passenger and a driver about the fare, the driver shall refer the dispute to the nearest police officer for arbitration.
- (3) No driver licensed under this schedule shall:
- (a) carry in any vehicle licensed under this schedule, a greater number of passengers than is set out in the manufacturer's rating of seating capacity for such vehicle;
 - (b) drive a vehicle with luggage or any object placed in, hung on, or attached to the vehicle in such manner as will obstruct the driver's view of the highway;
 - (c) drive a vehicle that does not have an owner's plate affixed at a location on the vehicle in an area approved by the Licence Inspector;
 - (d) take, consume or have in his possession any alcohol, drugs or intoxicants while he is in charge of a vehicle for which he is licensed as a driver under this schedule;
 - (e) take on any additional passenger(s) except:
 - (i) at the request of the passengers already in the vehicle; or
 - (ii) when operating a motor vehicle which is being used exclusively for the transportation of children to and from school.

- (f) while carrying passengers, smoke any cigar, cigarette, tobacco or other substance while driving the vehicle.

11. RE-PHOTOGRAPHING OF DRIVERS

If at any time the driver's photograph is not a reasonable likeness of the driver because of physical changes, passage of time, or poor quality photography the Licence Issuer may require the driver to have another photograph taken.

12. RETURNING OF LOST PROPERTY

Every driver shall take due care of all property, delivered or entrusted to him for conveyance, and immediately upon his termination of any hiring engagement shall carefully search the vehicle for any property lost or left therein; and, all property or money left in the vehicle shall be forthwith delivered over to the person owning the property or money and if the owner of the property or money cannot at once be found, the driver shall deliver the property or money to the nearest police station with all the information in his possession regarding the property or money, and immediately notify his dispatcher of such property.

13. TAXICAB DRIVER CONDUCT

Every driver shall:

- (1) if he wants to enter a taxicab stand with his taxicab, do so by taking his position at the end of any line formed by taxicabs already in the stand;
- (2) if he is not the first taxi in line at the stand, he must refuse the fare and direct the passenger to the first taxi in line;
- (3) while waiting in the taxicab at a taxicab stand or at any public place not obstruct or interfere in any way with the normal use of the taxicab stand or the public place or interfere with the surrounding traffic patterns;
- (4) not make any loud noise or disturbance while waiting in a taxicab at a taxicab stand or in a public place;
- (5) while waiting at a taxicab stand or public place be sufficiently close to his taxicab to have it under constant observation;
- (6) while waiting with a taxicab at a taxicab stand or public place, not wash the taxicab;
- (7) while waiting with a taxicab at a taxicab stand or public place, not make repairs to the taxicab unless such repairs are immediately necessary;
- (8) not push or bump any other taxicab at the taxicab stand;
- (9) when a vacancy occurs any driver waiting at the taxicab stand must fill the vacancy by advancing his taxicab;
- (10) not pick up any passenger within two hundred (200) metres of a taxicab stand when there are one or more taxicabs upon the stand, except, where an arrangement has been previously made with the passenger to pick him up at that location;

- (11) serve the first person requiring the service of his taxicab, any place within the Town, at any time provided such person is not disorderly or does not refuse to give his destination;
- (12) punctually keep all of his appointments, and shall not make any appointments if a previous engagement would prevent him from fulfilling it; provided however, that he shall not be compelled to accept any order from a person who owes him for a previous fare or service;
- (13) when using a taxicab for transportation of passengers not for gain or reward:
 - (a) remove the roof light from the taxicab;
 - (b) put the meter in a non-recording mode.

14. TRIP RECORD

- (1) Every driver shall keep a trip record and this trip record shall include the following:
 - (a) the Ontario Motor Vehicle Permit number of the motor vehicle used;
 - (b) the name, address and identification number of the driver;
 - (c) the date, time and location of the beginning and end of each trip;
 - (d) the amount of the fare collected for each trip;
 - (e) in the case of a taxicab, the meter readings at the start and finish of each work shift.
- (2) Every driver shall turn over a copy of all trip records pertaining to his work shift and shall turn over all fares collected, less the amount of commission or other payment as was previously agreed upon between the driver and the owner, to the owner, broker or their designate;
- (3) A driver shall not obstruct traffic while writing up the trip record and each trip shall be completely recorded prior to the commencement of the next following trip;
- (4) Every plate owner and lessee shall retain for a period of at least 3 years, all trip records for all vehicles owned by him for which he has a licence under this schedule.

15. VEHICLE MARKINGS

Every plate owner, driver or lessee shall:

- (1) not display on any vehicle licensed under this schedule, any metal vehicle number plate or permit issued by any other municipal licensing authority;
- (2) not operate or permit to be operated as a taxicab or limousine any vehicle without an owner's plate issued pursuant to this schedule affixed thereto;

- (3) not operate or permit to be operated as a taxicab or limousine any vehicle, which is not in good mechanical condition;
- (4) not enter into a lease agreement with respect to the plate unless a copy of such lease agreement is filed with the Licensing Section forthwith;
- (5) securely affix the owner's plate at a location on the vehicle in an area approved by the Licence Issuer or Licence Inspector;
- (6) in the case of a taxicab, affix in a location approved by the Licence Inspector or Licence Issuer, an indicator light and roof sign, which both operate in conjunction with a meter;
- (7) ensure no roof sign is used on a taxicab or limousine unless approved by the Licence Inspector or Licence Issuer;
- (8) ensure there is no display of any emblem, decal, advertisement or other markings on or in the taxicab or limousine, which has not been approved as to form, and location by the Licence Inspector or Licence Issuer;
- (9) in the case of a taxicab, if affiliated with a broker, the broker's name and/or phone number shall be on the roof sign; if not affiliated with a broker the roof sign must indicate in a manner approved by the Licence Inspector that the vehicle is a taxicab;
- (10) ensure the plate is securely affixed to the vehicle with rivets or at least four (4) bolts, inserted through the plate into the body of the vehicle, each bolt being held by a nut, and such plate shall be affixed in a position approved by the Licence Inspector or Licence Issuer;
- (11) ensure the plate number is affixed to the front fender in a location and manner approved by the Licence Inspector. The numbers shall be six (6) inches in height, either black or white in color in contrast to the vehicle colour, and of materials approved by the licensing section.

16. VEHICLE MAINTENANCE

- (1) A plate owner, lessee or driver shall operate, or permit to be operated, a vehicle only if the following requirements are met:
 - (a) the vehicle is equipped with a spare tire and jack, which are ready for use;
 - (b) the vehicle meets the standards required for the issue of a Safety Standards Certificate;
 - (c) the vehicle is clean, in good repair as to its interior and exterior, free from exterior body damage and with well maintained exterior paint finish, trim and wheel covers;
 - (d) if a taxicab, the meter is sealed;
 - (e) the vehicle is equipped with hubcaps and fenders.
- (2) A plate owner, lessee or driver shall:
 - (a) if a Licence Inspector believes a licensed vehicle may be mechanically defective or unsafe, submit the vehicle for inspection or examination by a qualified mechanic. The Licence

Inspector may remove the plate and require the owner or driver to submit his vehicle forthwith for examination by a mechanic;

- (b) where the Licence Inspector requires a vehicle to be examined or inspected, not operate the vehicle as a taxicab until it has passed such examination or inspection to the satisfaction of the Licence Inspector;
 - (c) the Licence Inspector may require any vehicle to be re-examined by a mechanic of the Licence Inspector's choice;
 - (d) where the Licence Issuer has suspended the use of a plate in accordance with this schedule, not operate or permit to be operated as a taxicab the vehicle for which the plate has been suspended.
- (3) Every owner and every operator of a vehicle shall, whenever required to do so by the Licence Issuer bring such vehicle to any person designated by the Licence Issuer to inspect the same, at the place and time indicated by such person.
- (4) No person shall operate or permit to be operated as a taxicab or limousine any vehicle in respect of which the Licence Inspector has required an examination or inspection be carried out, prior to such examination or inspection being passed to the satisfaction of the Licence Issuer.
- (5) No person shall fail to submit a vehicle for inspection or examination as required pursuant to this schedule.
- (6) Where the Licence Inspector conducts his first inspection of any vehicle and such vehicle does not pass such inspection and a subsequent re-inspection by the Licence Inspector is required, the applicant shall pay an additional re-inspection fee as indicated in Appendix "B" to this by-law.

17. METERS AND FARES

- (1) Every plate owner shall have affixed to each taxicab in respect of which such owner is licensed, a meter that shall register distances traveled, record trips and units, and compute fares to be paid;
- (2) Every plate owner, lessee or driver shall ensure each meter in a taxicab is:
- (a) submitted for testing, inspection and sealing by the Licence Inspector at such times as required by the Licensing Section and when the Licence Inspector is not available to seal the taxicab meter, the owner or driver who has had the meter altered, repaired or replaced in the taxicab may operate the taxicab on weekends for a period up to 72 hours and, for a period up to 48 hours during the week, provided that the driver has in his possession a certificate or receipt for the repair or installation of the meter signed by the person who made the repairs or installation, and setting out the date, time and nature of the repair or installation;
 - (b) illuminated between sunset and sunrise;

- (c) in a raised position in plain view of the passengers and approved by the Licence Inspector;
 - (d) adjusted in accordance with the rates prescribed by Tariff as outlined in Appendix >C= attached;
 - (e) tested by running the taxicab to which it is attached over a measured track or distance before being sealed, or by such mechanical means as the Licence Inspector may approve;
 - (f) used only when the seal thereon is sealed and intact;
 - (g) kept in good working condition at all times and not used when defective in any way;
 - (h) numbered, and, subject to the provisions of the schedule, shall be of a make and model approved by the Licence Inspector;
 - (i) equipped with a luminous yellow or illuminated metal plate or flag attached to the top thereof; or a light on the top thereof clearly visible from any direction outside the taxicab which plate, flag or light shall be approved by the Licence Inspector or Licence Issuer.
- (3) Notwithstanding the provisions of this schedule, every driver of a taxicab may, if the destination of a trip extends beyond the boundaries of the Town, agree before the trip with the passenger to a flat rate, but where the driver so agrees the meter must be engaged while the taxicab is within the Town of Georgina.
- (4) No plate owner, lessee or driver shall:
- (a) induce any person to engage his taxicab or limousine by any misleading or deceiving statement or representation about the location or distance to any destination;
 - (b) publish or use any tariff other than the tariff which has been authorized by this by-law;
 - (c) recover or receive any fare or charge from any passenger or persons who has demanded their services which is greater or lesser than the fare or charge authorized by this by-law;
 - (d) recover or receive any fare or charge from any person to whom he has refused to show the Tariff card;
 - (e) make any charge under this by-law for time lost through defects or inefficiency of the vehicle or the incompetence of the driver;
 - (f) make any charge for the time elapsed due to early arrival of the vehicle in response to a call for a vehicle to arrive at a fixed time.
 - (g) In the case of a taxicab, publish or provide any discounts that would result in a reduced tariff fee from that provided on Appendix "C" to this by-law.

18. **PLATE OWNER'S PLACEMENT ON THE PRIORITY LIST**

- (1) Where a completed application along with the appropriate fee for a plate owner's licence is received by the Licensing Section, which meets all the requirements of this by-law, but where a licence cannot be issued because of the limitation on the number of licences set out in this By-law or any amending by-law, the applicant's name shall be placed

on the priority list by the Licence Issuer for the issuing of owner's plate provided the following requirements are met:

- (a) the applicant has been licensed as a driver for at least twelve (12) months immediately preceding the date that the application for the plate owner's licence is filed with the licensing section;
 - (b) the applicant has been driving a taxicab in the Town of Georgina for an average of at least thirty-five (35) hours a week for forty-four (44) weeks of the twelve (12) month period immediately preceding the date the application is filed with the licensing section, and has filed supporting documentation to that effect to the satisfaction of the Licence Issuer.
 - (c) The applicants name shall only appear once on the priority list save and except those names existing on the priority list on the day of passing of this by-law.
- (2) Any person who transfers an owner's plate shall be ineligible for placement on the priority list for a period of three (3) years following the date of such transfer;
 - (3) Any person, whose name is on the priority list, who transfers an owner's plate, shall be removed from the priority list and shall be ineligible for replacement on the priority list for a period of three (3) years following the date of such transfer.

19. STAYING ON THE PRIORITY LIST

- (1) Every person whose name has been placed on the priority list shall, on or before December 31st in every year after his name has been so placed, file with the Licence Issuer;
 - (a) a statement in writing signed by every person by whom the applicant was employed or to whom the applicant provided service as a taxicab or limousine driver, indicating the period during which he worked for or provided such services to each such person;
 - (b) a copy of the applicant's Income Tax Return for the preceding year in the form in which it was submitted to the Federal Government;
 - (c) pay the appropriate fee.
- (2) When a name is placed on the priority list pursuant to this schedule, it shall remain on the list so long as the applicant continues to meet the applicable requirements and he files the required documentation.
- (3) Where an applicant whose name has been placed on the priority list, is unable to continue to drive a taxicab or limousine on account of illness, injury or other medical reasons, his name may nevertheless remain on the list provided:
 - (a) he files a doctor's certificate establishing that throughout the period during which he did not drive a taxicab or limousine, he was physically unable for medical reasons to drive; and

- (b) such period of time does not exceed two (2) years.
- (4) The provision of subsections 3 only applies if the applicant gives written notification to the Licence Issuer of his intention to rely on the subsections.

20. INSPECTION OF PRIORITY LIST

The priority list shall be available for inspection during business hours, at the Clerk's Department.

21. ISSUING OF A PLATE FROM PRIORITY LIST

Whenever a plate is to be issued, it shall be issued to the person whose name appears first chronologically on the priority list and a maximum timeframe of ninety (90) days shall be provided to have the vehicle on the road and licensed in accordance with the by-law or alternatively the plate will be issued to the person whose name appears second chronologically on the priority list and the person whose name appears first chronologically shall be removed from the list.

22. HEARING

Where an applicant fails to continue to meet the requirements of this by-law, the Licence Issuer shall remove the applicant's name from the priority list and the applicant shall be notified in writing of such removal at his last known address and the applicant may request a hearing before Council and the provisions of this by-law respecting hearings shall apply.

23. DESIGNATED AGENT, MANAGER

- (1) A plate owner may designate a person who is a driver, plate owner or broker as his agent in respect of his plate;
- (2) A notice of designated agent shall include:
 - (a) the full name of the plate owner;
 - (b) the number of the licence and plate(s) for the taxicab or limousine to which such designation relates;
 - (c) the term for which the person designated therein is granted authority by the owner in respect of the taxicab or limousine;
 - (d) the terms of the agency agreement, including any consideration paid therefore.
- (3) If the authority of an agent designated under this section terminates before the end of the term set out in the notice, the plate owner shall forthwith file a written notice thereof with the Licence Issuer and for the purposes of this by-law, the obligations and requirements applicable to such authorized agent shall cease upon the filing of such notice;
- (4) No person shall act as an agent for a plate owner in respect of a taxicab or limousine except as permitted by this section;
- (5) The designation of an agent by a plate owner pursuant to this section shall not be deemed to be a lease for the purposes of this by-law unless

the agent operates the taxicab or limousine, in which case the provisions of Section 24 shall apply;

- (6) The taxicab or limousine shall not be operated or permitted to operate through a taxicab broker who is not licensed under this by-law.

24. LEASE OF PLATE

- (1) Every plate owner who leases his plate shall file forthwith with the Licence Issuer, a copy of the lease agreement by which the plate is leased, and shall pay the fee set out in Appendix >B=;
- (2) Every plate owner who leases his plate is responsible for ensuring that the Licence Issuer is informed of any change in the status of the lease;
- (3) Every plate owner who leases his plate shall ensure that the lease agreement requires the lessee to comply with the provisions of this by-law, and every lease agreement is deemed to contain a provision to this effect;
- (4) Every lessee must meet all requirements of this by-law pertaining to plate owners, and must provide the Licence Issuer with any documents required by this by-law;
- (5) No plate owner or lessee shall enter into a lease agreement with respect to the plate unless a copy of such lease agreement is filed with the Licensing Section forthwith.

25. DISPOSAL OF TAXICAB OR LIMOUSINE

- (1) Where the plate owner or lessee ceases to operate a vehicle as a taxicab or limousine he shall immediately remove from such vehicle:
 - (a) the roof light;
 - (b) the meter;
 - (c) all identifying decals or markings;
 - (d) any other markings which would identify the vehicle as a taxicab or limousine.
- (2) Where the plate owner or the lessee ceases to operate a vehicle as a taxicab or limousine, he shall immediately notify the Licence Issuer.

26. PLATE OWNER OR LESSEE TERMINATION WITH BROKER

Where a plate owner or lessee ceases to operate through a broker he shall forthwith:

- (1) remove from his vehicle the broker roof light, telephone number, colour scheme and any decals or other broker markings;
- (2) return all business cards and other equipment belonging to the broker.

APPENDIX "A" TO BY-LAW #2002-0169 (LI-3)

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APPENDIX "B" TO BY-LAW #2007-0019 (LI-3)

LICENCE FEE SCHEDULE

Classification	Fees	Expiry Date
Adult Entertainment Facility	\$200.00	Dec 31 st every year
Adult Entertainment Parlour	\$2,000.00	Dec 31 st every year
Bed & Breakfast	\$50.00	Dec 31 st every year
Body Rub Parlour	\$2,000.00	Dec 31 st every year
Exhibitions/Festivals	\$200.00	As stipulated
Hawker & Pedlar – Resident	\$100.00	As stipulated
Hawker & Pedlar – Non-resident	\$500.00	As stipulated
Horse Riding Establishments	\$50.00	Dec 31 st every year
Place of Amusement	\$100.00	Dec 31 st every year
Salvage Yards	\$275.00	Dec 31 st every year
Special Sales	\$100.00 Extension \$25.00	As stipulated

Taxi Licence		
Classification	Fees	Expiry Date
Broker's Licence	\$250.00 Renewals \$100.00	Dec 31 st every year
Plate Owner's Licence	\$150.00 Renewals \$100.00	Dec 31 st every year
Plate Owner's First Transfer	\$75.00	N/A
Plate Owner's Subsequent Transfer	\$50.00	
Driver's Licence	\$25.00	As stipulated
Taxi Driver's Test – Initial Test	\$100.00	N/A
Taxi Driver's Test – Each Addition Sitting	\$5.00	
Filing of Lease	\$10.00	N/A
Extension of Vehicle Model Year	\$25.00	Dec 31 st every year
Position on Priority List	\$35.00	Dec 31 st every year
To Stay on Priority List	\$5.00	Dec 31 st every year
Replacement of Driver Licence	\$5.00	N/A
Replacement of Plate	\$10.00	N/A
Replacement of Tariff Card	\$3.00	N/A
Registration of New Vehicle	\$50.00	N/A
Taxicab & Limousine Re-inspection	\$50.00	N/A

APPENDIX "C" TO BY-LAW #2002-0169 (LI-3)

TAXICAB TARIFF

1. Meter Tariffs

(a) By distance:

For the first 135 metres or part thereof	\$3.00
For each additional 135 metres or part thereof	\$.25

(b) Waiting time

For each hour thereof	\$25.00
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Note: All fees include taxes where applicable

APPENDIX 'E' TO BY-LAW #2002-0169 (LI-3)

BUSINESS	COMMENTS OBTAINED FROM
Adult Entertainment Facility	Georgina Fire Department Zoning Department By-Law Department Building Department
Adult Entertainment Parlours	York Regional Police Georgina Fire Department York Regional Health Department Zoning Department By-Law Department Building Department
Bed & Breakfast	Georgina Fire Department York Regional Health Department Zoning Department By-Law Department Building Department
Body Rub Parlour	York Regional Police Fire Department Regional Health Department Zoning Department By-law Department Building Department
Festival	Georgina Fire Department
Fireworks	Georgina Fire Department Zoning Department
Hawkers & Pedlars	Zoning Department By-Law Department
Horse Riding Establishment	Zoning Department
Place of Amusement	York Regional Police Georgina Fire Department York Regional Health Department Zoning Department By-Law Department Building Department
Salvage Yards	York Regional Police Georgina Fire Department Zoning Department By-Law Department Public Works Department
Taxi Brokerage	Zoning Department