

TOWN OF LANIGAN

BYLAW 1/92

A BYLAW OF THE TOWN OF LANIGAN TO PROVIDE FOR THE LICENSING, REGULATING AND GOVERNING OF PERSONS ENGAGED IN CERTAIN OCCUPATIONS AND OF PLACES USED FOR CERTAIN PURPOSES TO BE KNOWN AS THE "LICENSING BYLAW."

The Council of the Town of Lanigan, in the Province of Saskatchewan, in open meeting, enacts as follows:

1. In this bylaw, unless the context otherwise requires, the expressions:
 - (a) "Business"; "Boardinghouse"; "Occupant"; "Owner"; "Person"; "Public Accommodation"; "Revised Assessment Roll"; and "Transient Trader" shall have the same meaning as given to them in the Municipality Act.
 - (b) "Clerk" and "Treasurer" means respectively the person occupying the position of Clerk and Treasurer of the Town of Lanigan.
 - (c) "Council" shall mean and include the Council of the Town of Lanigan.
 - (d) "Contractor" means and includes any person or persons who contract or covenant to do anything for another specifically and who makes a business of executing work according to a contract.
 - (e) "Town" or "Municipality" shall mean the Town of Lanigan, Saskatchewan.
 - (f) "License Inspector" shall mean the Inspector of Licenses of the Town of Lanigan, or Town Clerk, or anyone acting as such during his absence from duty for any cause.
 - (g) "Police" or "Police Officer" shall mean any member of the R.C.M. Police or any Police Officer in the employ of the Town.
2. License Inspector

There shall be an officer or officers appointed by the Council to be called the "License Inspector or Inspectors" of the Town of Lanigan, who shall hold office during the pleasure of Council.
3. Duties

The following shall be the duties of the License Inspector under this Bylaw:

 - (a) To attend all meetings of the committee or the Council whenever requested to do so or when he may find it necessary to do so on business connected with the duties of his office.
 - (b) To prepare a system of records or lists as the case may be of parties liable to take out a license and submit the same monthly or as often as required for the examination and use of the clerk.
 - (c) To keep a register containing the names of all persons applying for licenses, the names of all persons to whom licenses have been granted or refused and in the latter case, the grounds for refusal.
 - (d) To make an inspection of all premises in connection with which a license is sought.

- (e) To sign all licenses issued under the provisions of this Bylaw and keep full particulars thereof.
- (f) To advise the clerk of all matters incident to his office.
- (g) To prosecute all persons guilty of offenses against this Bylaw and to be vigilant and active in the discharge of his duty.
- (h) To report, when requested, to any standing or other committee, or to the Council.

4. License Required

No person shall carry on any of the overall trades, occupations, callings or business hereafter specified unless and until he shall procure a license to do so pursuant to this Bylaw and every person so licensed shall be subject to the provisions of this Bylaw.

5. License Fees

The fee payable in respect of any license required under the provision of this Bylaw shall be in the amount set out in Schedule "A" of this Bylaw.

6. Compliance With Provisions of Bylaw

Every Person failing to comply with the provisions of this Bylaw shall be guilty of a breach thereof and shall be subject to the penalties imposed under the provisions of the penalty section of this Bylaw.

7. Application for License

All applications for license, except as hereinafter provided, may be made verbally unless the License Inspector or the Town Clerk directs the same to be in writing, in which case such application shall be addressed to "The Town Clerk of Lanigan" and shall contain the following information:

- (a) Name, address, and occupation of this applicant.
- (b) The nature of the license applied for.
- (c) The place where the license is to be exercised or where the proposed calling is to be carried on.
- (d) The period for which the license is required.
- (e) Where a bond is required, the names of the bondmen or sureties or the name of the guarantee company prepared to issue the necessary bond or indemnity, as the case may be.
- (f) In case the applicant desires to open a theatre, exhibition, show or other place of amusement, the nature and description thereof.

8. Granting of Licenses

- (a) All licenses required under the Provisions of this Bylaw shall be issued by the Clerk, or License Inspector except where the Council reserves to itself the right to decide whether a license shall be issued or not.
- (b) Where the Town Clerk or License Inspector refuses to issue any license, he shall forthwith submit the application for the license together with a report thereon to the Council and advise the applicant of the date on which the Council will consider the application.

9. Duration of License

Every license granted under the provisions hereof, unless specifically mentioned to be for a shorter period and unless same shall sooner become forfeited, shall be for the year current at the time of issue thereof, and shall expire on the 31st day of December next succeeding the date of issue.

10. Reduction in License Fees

Unless otherwise provided for the amount to be charged for all licenses issued between January 1st and September 1st or the next year, or after September 1st in respect to any business commenced or carried on prior to that date, shall be the yearly license fee, and any license issued on or after September 1st in respect to any business commenced after that date, the charge shall be on-half the license fee for the full year.

11. Fees Payable at the Town Office

All license fees required to be paid under the provisions of this Bylaw shall be paid to the Clerk at his office in the Town Hall.

12. Transfer of License

- (a) Subject to the Provisions of this Bylaw, a License granted pursuant to the provisions of this Bylaw may not be transferred from one person to another or from one premises to another premises.
- (b) Every person who shall purchase the interest of a person licensed in any business, calling, article, or thing in respect of which a license has been issued under the provisions of this Bylaw, and shall carry on or continue said business or calling or keep or use article or thing must first procure a license to do so. The original license shall be invalid upon sale of any business.
- (c) Every licensee under the provisions of the bylaw who may wish to relocate their place of business, must before relocating make application to the License Inspector for approval to do so.

13. Display of License

Every licensee granted a license to carry on a business and who occupies premises in connection therewith, shall keep the license posted up in a conspicuous place on the licensed premises. All persons licensed under the provision of this Bylaw where there are no licensed premises shall on demand of the License Inspector or other duly authorized person in that behalf, produce the license to such official.

14. Display of License Plates

Whenever in the Bylaw a licensee received a license plate in connection with a granting of a license, the said place shall be displayed at all times as may be directed by the License Inspector.

15. Revocation of License

The Council may by resolution suspend or revoke any license granted under the provisions of this Bylaw.

16. Trade Requiring License

Each and every of the persons hereinafter enumerated and who are not assessed for a Business Tax shall take out a license in accordance with this Bylaw authorizing them respectively to carry on their respective trades, occupations, callings, and businesses and/or for the keeping for hire or gain any of the articles or things mentioned hereafter, within the limits of the Town, and shall pay therefore to the Clerk at the time of taking out the license the respective fee or fees hereinafter set forth in Schedule "A" to this Bylaw.

1. Accountant: Anyone employed in the keeping of examination of accounts, or records whether Public or Private.

2. Ambulance: Every person operating an ambulance for hire within the Town or partly within the Town and partly outside the Town limits.

3. Auctioneer: Subject to the Auctioneer's Act, any auctioneer or other person selling or offering for sale goods, wares and merchandise or effects by public auction.

4. Car Salesman: Every person carrying on the business as a motor car salesman; for the purpose of this Bylaw, a motor car salesman is a person who sells motor cars or trucks for gain and not being the authorized agent of a public garage in the Town and assessed for business.

5. Book Agents: Every person who sells or offers for sale any books, magazines or periodicals by sample or otherwise, except those selling retail dealers only. PROVIDED that no Town License shall be issued until the applicant produces a subsisting license issued to him under the regulations of the Direct Sellers Act.

6. Building Movers: Every person who carries on the business of moving buildings from one place to another within the Town, from any place in the Town, or from any place to the Town.

7. Canvassers for Subscriptions: Every person canvassing for subscriptions to daily, weekly or monthly papers or magazines or periodicals printed outside the Town of Lanigan.

8. Caterer: Every person who provides a food service for parties or individuals.
9. Circuses, Menageries and Shows: Every proprietor or manager of a travelling circus or other like travelling exhibition which may include exhibition of dancing, jugglery, riding, rope walking, sleight of hand, tumbling or wrestling, hip-podrome, menagerie, trained animal show or any other show of any kind not otherwise specifically provided for in this By-law.
10. Collection Agencies: Every person, not a real estate agent, who collects accounts or manages properties for others or charges a commission or a fee therefore, not assessed for business in the Town.
11. Contractors, Subcontractors: Every contractor, subcontractor, Master Mechanic, Journeyman or Jobber, who carries on the business of or enters into any contract for the erection, demolition, alteration or repair of buildings or structure in the Town of Lanigan: the installation of heating plants, plumbing or other fixtures; painting and decorating and/or other allied trades.
12. Craft Sales: Any person engaged in the business of producing, preparing, exhibiting and selling homemade arts and crafts for gain.
13. Custom Carpet Cleaner: Every person who carries on the business or trade of custom carpet cleaning, for gain, and not assessed for such business in the Town.
14. Drays: Every person keeping a dray, truck, cart, wagon, or other vehicle, whether motor or otherwise, each of which shall be included in the term and mean a dray, for hire and used in the transportation of goods, wares, merchandise, or other articles from place to place within the Town, for gain.
15. Dry Cleaners: Every person carrying on the business of dry cleaners and/or laundry who is not assessed for such business on the assessment roll.
16. Fuel Dealers: Every person who sells or offers for sale coal, wood, or coal and wood, or carries on the business of selling, delivering to the consumer heating oil, or propane, natural gas or any other gaseous fuel by tank, drum or cylinder for consumption in an oil heating or cooking unit and not assessed for such business on the last revised assessment roll.
17. Fur and Hide Dealer: Every person buying or dealing in raw furs or hides, whether separate or in conjunction with any other business in the Town of Lanigan.
18. Garden Tilling: Every person engaged in plowing or cultivating gardens for gain.
19. Heating System Maintenance: Every person who is engaged in the trade of cleaning chimneys, furnaces and duct work.
20. Lawn Service: Every person engaged in cutting and maintaining lawns for gain.
21. Mechanical Amusement Devices: Every person who keeps for hire or profit any instrument or mechanical devices for playing recorded music or any pinball machine or other instrument, machine or contrivance no matter of what means of operation used for entertainment or amusement.

22. Musical Instruments: Every person selling or offering for sale musical instruments who is not assessed for such merchandise. Every person teaching music for profit or gain.
23. Pawnbroker: Every person who carries on the business of pawnbroker in the Town of Lanigan.
24. Photographer: Every person engaged in the profession of taking pictures for gain.
25. Public Accommodations:
 - (a) Every person keeping a boarding house in regard to which accommodations and provision for room and/or board is made, as the case may be, for two or more paying boarders.
 - (b) Every person not engaged in the hotel, restaurant, or boarding house business, as defined anywhere else herein, who furnishes and/or maintains accommodation, for gain, for two or more boarders.
26. Public Halls: Every person owning, renting, occupying or managing a hall or halls rented for public dances, private parties, private dances, or other public entertainment, whether used regularly or occasionally, except moving picture theatres.
27. Real Estate Agents: Every person carrying on the business of real estate dealer or agent who shall sell or negotiate the sale of any real estate not his own property and receive a commission or other remuneration not assessed for business.
28. Repairmen: Every person carrying on the business of repairing automobiles and/or other motor vehicles and shall also include a person who repairs electric motors and appliances, if such business is not assessed.
29. Scrap Metal Dealer: Every person who buys scrap metal or articles to be converted to scrap metal, from any person or collector for the purpose of resale to any third person, wholesaler, jobber or manufacturer and not assessed for the said business on the last revised assessment roll.
30. Signs, Billboards and Advertising Devices: Every person erecting and using, or causing to be erected and used or continuing the use of any sign boards, billboards or other advertising devices within the Town.
31. Sign Painter: Every person carrying on the business of sign painting for gain.
32. Snow Removal: Any person engaged in the cleaning and removal of snow for gain.
33. Taxi: Every person who owns or keeps for hire or profit a taxicab or taxicabs, for the purpose of the Bylaw "Taxicab" shall mean and include every automobile or other vehicle used for the conveyance of passengers for hire and shall include "u" Drive automobiles.
34. Theatre: Every person who owns or keeps for hire or profit any theatre, music or concert hall, drive-in theatre, or other building or place used for theatrical, dramatic, musical or other like amusement except local amateur performance.
35. Transient Trader: Every transient trader as defined by the Urban Municipality Act.

36. Tree Pruning, Planting and Removal: Any person engaged in the pruning, planting or removal of trees for gain.

37. Unclassified Trades of Business: Every person carrying on any trade of business, for gain, if in regard to licensing of same, no specific provision is anywhere made in this By-law and who is not assessed for the purpose of business tax in respect of the said business.

17. Penalty

Any person who is guilty of a violation of the provisions of this Bylaw is upon summary conviction liable for the first offence to a fine of not less than \$50.00 nor more than \$100.00 and for a subsequent offence to a fine of not less than \$100.00 nor more than \$300.00, and in default of payment the offender may be imprisoned for a term of not less than seven (7) days nor more than sixty (60) days. In addition to the penalty so imposed the offender shall also be liable for payment of the required license fee. The Judge may also order the person who is found guilty to reimburse the Town for any or all legal enforcement costs.

18. Repeal of Former Bylaws:

Bylaw Nos. 11/85 & 11/90 of the Town of Lanigan are hereby repealed.

19. Coming into Force

This Bylaw shall come into full force and take effect immediately upon the final passing thereof.

SEAL

Harold D. Higgins
MAYOR

[Signature]
TOWN ADMINISTRATOR

Certified a true copy of Bylaw No. 1/92

of the Town of Lanigan passed by resolution of
Council this 13 day of January 1992

[Signature]
TOWN ADMINISTRATOR

BYLAW 1/92 - LICENSING BYLAW
PAGE 8

TOWN OF LANIGAN

SCHEDULE "A" BYLAW NO. 1/92

The following shall be the License fees to be charged for diverse trades, business, occupations, callings or industries herein before referred to. The license fees as set out hereunder shall be subject to an additional fee of ten percent (10%) over and above the established license fee, to be calculated on the required license fee, when the Town is required to solicit the collection of a license fee. The following license fees shall be reduced by fifty percent (50%) after the effective date September 1st.

Item No.	Business, Trade, or Article To Be Licensed	Annual License Fee Unless Otherwise Specified
1.	Accounts & Auditor	\$ 100.00
2.	Advertising - Soliciting for	50.00
3.	Ambulance	50.00
4.	Auctioneer	100.00
5.	Auto Dealer or Salesman	500.00
6.	Bedding Plant Sales	25.00
7.	Building Hover	100.00
8.	Canvassers for subscription - Church periodicals - All other magazines and papers subject to a 48 consecutive hour limit per year per person	Nil 25.00
9.	Caterer	100.00
10.	Chiropractor	100.00
11.	Circus, Menageries, Shows, etc. a) Circus, Wild Animal Show, etc. each day or part thereof b) Sleight of hand, jugglery, etc. each day or part thereof c) Maxworks, riding, tumbling, etc. each day or part thereof d) Theatrical company other than amateur, each day or part thereof e) Each exhibition not anywhere in this Bylaw provided for each day or part thereof	200.00 50.00 50.00 50.00 50.00 50.00
12.	Craft Sales	50.00
13.	Collection Agencies	50.00
14.	Common Carriers & Salesmen	50.00
15.	Contractors and Subcontractors a) General Contractor b) Subcontractor	300.00 150.00
16.	Carpet Cleaners	50.00
17.	Casual Repair	50.00

BYLAW 1/92 - LICENSING BYLAW
PAGE 9

Item No.	Business, Trade, or Article To Be Licensed	Annual License Fee Unless Otherwise Specified
18.	Drays - each Dray - each additional Dray	30.00 25.00
19.	Fuel Dealers - coal, wood, heating oil, propane, natural gas and other gaseous fuel	50.00
20.	Furrier & Dry Cleaner	100.00
21.	Garden Tilling	25.00
22.	Heating System Maintenance	50.00
23.	Hide and Fur Dealer	50.00
24.	Insurance Agents	100.00
25.	Janitorial Services	50.00
26.	Lawn Service	25.00
27.	Mechanical Amusement Devices a) Each master machine for playing recorded music b) Each pinball or similar c) Each machine or contrivance not specifically otherwise provided provided for in this Bylaw	25.00 35.00 25.00
28.	Merry-Go-Round, Ferris Wheel, etc. - Annual Fee	50.00
29.	Musical Instruments	50.00
30.	Optometrist	100.00
31.	Pawnbroker	100.00
32.	Photographer	50.00
33.	Private Clubs	250.00
34.	Printing and Soliciting Advertising	150.00
35.	Public Accommodation Boarding or rooming house per guest	10.00
36.	Real Estate Agent	200.00
37.	Repairman - with no assemble place of business	50.00
38.	Satellite Receiver Distributor	100.00
39.	Scrap Metal Dealers	50.00

BYLAW 1/92 - LICENSING BYLAW
PAGE 10

Item No.	Business, Trade, or Article To Be Licensed	Annual License Fee Unless Otherwise Specified
40.	Signs, Signboards, Businesses or other Advertising Devices. -for all such Boards or other adver- tising devices attached to land other than land used and occupied for business by the advertiser and assessed for business tax with re- spect thereto, upon the last revised assessment roll of the Town. Each such board or sign.	5.00
41.	Sign Writers	50.00
42.	Snow Removal	25.00
43.	Sporting promoters or entertainers	50.00
44.	Taxi - first vehicle - each additional vehicle	25.00 10.00
45.	Transient Trader a) Trade Shows b) Food Products c) Furniture d) Hardware e) Arts and Crafts f) Unclassified - any transient trader not specifically provided for	300.00 250.00 250.00 250.00 250.00 250.00
46.	Tree Maintenance	100.00
47.	Unclassified - any trade or business not specifically provided for a) Providing any goods or services to any one customer less than \$50.00 in value b) Providing any goods or services to any one customer less than \$100.00 in value but greater than \$50.00 in value c) Providing any goods or services to any one customer greater than \$100.00 in value	25.00 50.00 100.00