

THE CORPORATION OF THE TOWN OF WASAGA BEACH

BY-LAW NUMBER 2009 - 45

**A BY-LAW TO AMEND BY-LAW # 2007-38
OF THE CORPORATION OF THE TOWN OF WASAGA BEACH**

WHEREAS By-Law # 2007-38 passed the 27th day of March, 2007 being a By-Law to licence, regulate and govern businesses carried on within the municipality;

AND WHEREAS it is deemed necessary and expedient to amend the said by-law to include provisions to licence Gas Bar, convenience Store Combination;

NOW THEREFORE, be it resolved that the council of The Corporation of The Town of Wasaga Beach enacts as follows:

1. **THAT** By-Law #2007-38 Schedule "A" is hereby amended by adding the following:

SCHEDULE "A20a" GAS BAR, CONVENIENCE STORE COMBINATION

3. **Effective Date**

- 3.1 This By-Law shall come into full force and take effect from the date of its passing.

Read a first, second and third time and finally passed this 28th day of April, 2009.


MAYOR


CLERK (Acting)

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SCHEDULE "A20a" TO BY-LAW 2007-38

GAS BAR, CONVENIENCE STORE COMBINATION

A. DEFINITION:

1. "Gas Bar," means a business where automobiles, recreational vehicles, boats or any other vehicle or item is supplied with gasoline, propane, natural gas, diesel, electricity or other fueling or powering agent of any kind.
2. "Convenience Store" means a business where cigar, cigarette, tobacco and perishable foodstuffs intended for human consumption are available for sale.
3. "Combination" means the combining of two or more businesses or sets of commercial interests under same proprietorship.

SCHEDULE "A20a" TO BY-LAW 2007-38

B. REASONS FOR REQUIRING LICENCE AND/OR IMPOSING CONDITIONS:

1. For the purpose of protecting the health and safety of the customers, to ensure the protection of the consumer, and to ensure that the business in not a nuisance to the surrounding properties and neighborhood.

C. REQUIREMENTS AND CONDITIONS OF LICENCE:

1. No person shall operate or maintain the business of a gas bar, convenience store within the Town without first obtaining a licence to do so.
2. No person shall sell, offer for sale or permit to be sold cigars, cigarettes or tobacco either directly or indirectly give or furnish to a child under nineteen (19) years of age in accordance with the Smoke Free Ontario Act.
3. Any an all person(s) operating the business of any type of food packaged or other is to observe and comply with the regulations of the Health Unit, and shall cause all person(s) employed in the business to observe and comply with the regulations of the Health Unit as set out in the Public Health Act or under the authority of any other Statute, Regulation or By-law by the Medical Officer of Health.
4. Prior to a business licence being issued by the Business Licencing Officer, the applicant must obtain the approvals listed below:
 - a. Zoning Department
 - b. Building Department
 - c. Fire Department
 - d. Property Standards Office
 - e. Health

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SCHEDULE "A20a" TO BY-LAW 2007-38

5. No person shall:

- A) permit the licenced premises to be used for the wrecking or storage of wrecked and /or unlicenced vehicles, unless licenced to do so under the provisions of this By-law,
- B) park or store any motor vehicle on any sidewalk, boulevard, highway or road,
- C) permit the engine of any motor vehicle to run in any building whether on a frame or in a motor vehicle, unless adequate ventilation is provided to ensure dilution of carbon monoxide fumes,
- D) remove or cause to be removed any snow from the premise to any public sidewalk, boulevard, street, roadway or other municipal property.

6. Every person shall:

- A) keep any sidewalk or street upon which the premise abuts free from any dirt or other foreign substance derived from or resulting from the use thereof,
- B) the licensee shall ensure that garbage and waste are removed from the premise as often as is necessary to maintain the premise in a sanitary condition.

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