

DISTRICT OF SOOKE

BYLAW No. 46

A bylaw to enter into an Intermunicipal Business Licence Agreement.

Under section 662 of the *Local Government Act*, two or more municipalities may, by bylaw adopted by the councils of each of the participating municipalities, establish an intermunicipal business licence scheme.

The Council of the District of Sooke, in open meeting assembled, enacts as follows:

1. This Bylaw is cited as the "Intermunicipal Business Licence Agreement Bylaw".
2. The Mayor and Chief Administrative Officer are authorized to execute and deliver the Intermunicipal Business Licence Agreement attached to this bylaw as Schedule "A".

Introduced and read a first time the 9th day of April 2001.

Read a second time the 9th day of April 2001.

Read a third time the 9th day of April 2001.

Adopted on the 23rd day of April 2001.

Ed Macgregor
Mayor

Tom Day
Chief Administrative Officer

Intermunicipal Business License Agreement

among:

The Corporation of the District of Central Saanich
City of Colwood
Corporation of the Township of Esquimalt
District of Langford
The Corporation of the District of Oak Bay
The Corporation of the District of Saanich
Town of Sidney
The Corporation of the City of Victoria
Town of View Royal
The Corporation of the District of North Saanich
The District of Metchosin
The District of Highlands
The District of Sooke

(the "Participating Municipalities")

The Participating Municipalities agree pursuant to Section 664 of the *Municipal Act* as of January 1, 2000 as follows:

1. In respect of each applicant for a license to carry on a business of any of the classes of business set out in Schedule A to this Agreement, any Participating Municipality may issue an Intermunicipal Business License.
2. A holder of an Intermunicipal Business License may, during the term of the License, carry on the business authorized by the license within the boundaries of any of the Participating Municipalities.
3. No Participating Municipality shall issue an Intermunicipal Business License in respect of any business that is not carried on from premises in that municipality.
4. Any applicant wishing to obtain an Intermunicipal Business License must make application to that municipality in which the premises of the business are located, and in the case of multiple business premises, a business license must be obtained in respect of each premises.
5. The term of the Intermunicipal Business License shall be the term of licenses issued generally for that class of business by the Participating Municipality that issues the license.
6. The minimum fee for an Intermunicipal Business License is \$100.00.
7. Each Participating Municipality shall retain for its own purposes all business license fees received in respect of Intermunicipal Business Licenses.
8. Every Intermunicipal Business License shall be issued in a unique form to be agreed from time to time by the Treasurers of the Participating Municipalities, and each of the Participating Municipalities shall issue each of the other Participating Municipalities from time to time a list of Intermunicipal Business Licenses that it has issued, and a cumulative list for the calendar year.

9. If the Council of any Participating Municipality is of the view that any holder of an Intermunicipal Business License issued by another of the Participating Municipalities has been guilty of such gross misconduct in respect of the business carried on within its boundaries that it warrants the suspension of the license, it may by resolution reciting the details of such misconduct request the Council of the Participating Municipality that issued the license to suspend it for the period specified in the resolution.
10. Any resolution made under Section 9 shall be communicated in writing to the Participating Municipality that issued the license, together with such documentary evidence of the misconduct as may be available, and the Council of the Participating Municipality shall as soon as reasonably possible consider whether the license should be suspended.
11. In making any decision as to whether to suspend a license under Section 10, the Council of each Participating Municipality shall approach the matter as if the conduct complained of had occurred within its own boundaries.
12. If a Council of a Participating Municipality has delegated to an official the authority to suspend business licenses for misconduct in respect of the business, the resolution made under Section 9 shall be communicated to the official and the official shall as soon as reasonably possible consider whether the license should be suspended in accordance with the principle set out in Section 11.
13. Nothing in this Agreement shall be construed to abridge the right of any holder of a business license to be heard by the Council or official considering whether to suspend the license.
14. Nothing in this Agreement affects the authority of the Council of a Participating Municipality to suspend or revoke any business license issued by that municipality.
15. Nothing in this Agreement limits the authority of the Council of any Participating Municipality to enact regulations in respect of any class of business under Section 679, 680 or 681 of the *Municipal Act*.
16. A Participating Municipality may, by notice in writing to each of the other Participating Municipalities, withdraw from the licencing arrangement established by this Agreement, and the notice must:
 - (a) set out the date on which the withdrawing municipal will no longer recognize the validity within its boundaries of business licences issued pursuant to this Agreement, which date must be at least six months from the date of the notice, and
 - (b) include a copy of a bylaw adopted by at least 2/3 of the members of the Council of the withdrawing municipality, authorizing the withdrawal of the municipality from the licencing arrangement established by this Agreement,

but the withdrawal of any Participating Municipality does not affect the validity within its boundaries, for the remainder of its term, of any Intermunicipal Business Licence issued prior to the effective date of the withdrawal.

Signed and Delivered on behalf of the Participating Municipalities the Council of each of which has, by bylaw adopted by at least 2/3 of its members, authorized their signatories to do so, on the dated indicated below.

The Corporation of the District of Central Saanich: The Corporation of the District of Saanich:

Mayor: _____ Mayor: _____

Clerk: _____ Clerk: _____

Date: _____ Date: _____

City of Colwood: The Town of Sidney:

Mayor: _____ Mayor: _____

Clerk: _____ Clerk: _____

Date: _____ Date: _____

Corporation of the Township of Esquimalt: The Corporation of the City of Victoria:

Mayor: _____ Mayor: _____

Clerk: _____ Clerk: _____

Date: _____ Date: _____

District of Langford: The Town of View Royal:

Mayor: _____ Mayor: _____

Clerk: _____ Clerk: _____

Date: _____ Date: _____

The Corporation of the District of Oak Bay: The District of Highlands

Mayor: _____ Mayor: _____

Clerk: _____ Clerk: _____

Date: _____ Date: _____

The District of Sooke

Mayor:

Mayor:

Clerk:

Clerk:

Date:

Date:

SCHEDULE "A"

Classes of Business
Eligible for Intermunicipal Business License

1. Contractors (all types) - Includes, but not limited to:

- Acoustics
 - Alterations
 - Appliance Repair
 - Blasting
 - Brick
 - Building
 - Building Movers
 - Bulldozing
 - Cabinet-Maker
 - Carpenter
 - Carpet Cleaning
 - Chimney Cleaner
 - Cleaning Services
 - Concrete
 - Demolition
 - Diving Contractor
 - Drilling
 - Drywall/Plasterers
 - Electrical
 - Excavating
 - Floorlayer
 - Furnace Repair
 - Garden Services
 - Gas Fitter
 - Glazing
 - Handyman Service
 - Hauling Service
 - Heating
 - Home Repair & Maintenance Services
 - Inspection Service
- Insulation
- Interior Decorator
- Irrigation
- Iron Worker
- Janitorial Service
- Land Clearing
- Landscaper
- Lather
- Locksmith Service
- Mechanical Equipment Installation
- Metal Worker
- Oil Worker
- Painter
- Paver
- Pest Control Service
- Pipeline
- Plumber
- Refrigeration
- Restoration Service
- Roofer
- Sand Blaster
- Sanitary Engineer
- Security Service
- Sewer and Drains
- Shingler
- Tile Setter
- Tree Surgeon
- Truck Driver
- Welder
- Wood Stove Installer

2. Towing Services

3. Mobile Sales Service – Includes, but not limited to:

- Massage Therapist
- Facial Manicurist
- Pet Sitter
- Food, Beverage and Music Service
- Photographer
- Mobile Mechanic
- Mobile Hairdresser/Barber