

# THE CORPORATION OF THE TOWN OF KINGSVILLE

## BY-LAW 129-2004

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**Being a by-law to establish and maintain a registry of businesses in the Town of Kingsville and to require businesses to register and maintain their registration in the registry**

**WHEREAS** Section 157 of the Municipal Act, S.D., 2001, c.25 authorizes the Council of a local municipality to pass a by-law establishing and maintaining a registry of businesses which are being carried on wholly or partly within the municipality, and to require businesses to register and maintain their registration in the registry;

**AND WHEREAS** the Council of The Corporation of the Town of Kingsville deems it advisable to establish a registry of businesses and to require businesses to register and maintain their registration in the registry;

**NOW THEREFORE** the Council of The Corporation of the Town of Kingsville hereby enacts as follows:

### Definitions

1. In this by-law:

**"Business"** shall mean every trade, occupation, profession, service or venture carried on with a view to profit, operating wholly or partly within the Town;

**"Business Registration Form"** shall mean the form to be completed by a Business for the purposes of registration or renewal of the registration of the Business with the Town of Kingsville;

**"Clerk"** shall mean the Clerk of The Corporation of the Town of Kingsville;

**"Council"** shall mean the Council of The Corporation of the Town of Kingsville;

**"Person"** shall mean any Person, firm or corporation, or any group or association of Persons;

**"Registry"** shall mean the Registry of Businesses established and maintained by the Town of Kingsville;

**"Town"** shall mean The Corporation of the Town of Kingsville.

2. The Clerk shall establish and maintain a Registry of Businesses in accordance with the provisions of Section 157 of the *Municipal Act*, S.D. 2001, c.25.
3. Every Business shall, within 14 days from the date of a request from the Clerk or within 60 days from engaging in business activity (whichever shall first occur), complete the registration of the Business in the Registry utilizing the Business Registration Form attached hereto as Schedule "A" and forming part of this By-law and to provide the correct and current name of the Business, its ownership, contact information and telephone number and, where this information is available, to provide a fax number, e-mail address and website details for the Business.
4. After its initial registration in the Registry, every Business shall renew its registration in the Registry utilizing the Business Registration Form in every subsequent year by January 31st

5. Every Business shall, within 14 days from the date of a request from the Clerk or within 60 days from the date that any of the information provided in the initial registration in the Registry or any renewal thereof changes (whichever shall first occur), provide updated information to the Clerk for the Registry.
6. In accordance with Sections 150(7) and 157(2) of the *Municipal Act*, R.S.O. 2001, c.25, this by-law shall not apply to the following:
  - a) a Business that is licensed, regulated or governed by the Town under Section 150 of the Municipal Act, S.O. 2001, c.25;
  - b) a manufacturing or an industrial Business, except to the extent that it sells the products or raw material by retail;
  - c) the sale of goods by wholesale; or
  - d) the generation, exploitation, extraction, harvesting, processing, renewal or transportation of natural resources.
7. Every Person who contravenes any provision of this by-law is guilty of an offence and upon conviction shall be liable to a fine in the amount to be determined pursuant to the provisions of the *Provincial Offences Act*, R.S.O., 1990 c.P.33 as amended.
8. Any by-laws inconsistent with this by-law be and the same are hereby repealed.
9. This by-law shall come into force and take effect on the date of the final passing thereof.

**READ A FIRST AND SECOND TIME THIS 20<sup>th</sup> DAY OF DECEMBER, 2004.**

**READ A THIRD TIME AND FINALLY PASSED THIS 20<sup>th</sup> DAY OF DECEMBER, 2004.**

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**MAYOR, Nelson Santos**

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**CLERK, Linda Burling**