

MUNICIPALITY OF LEAMINGTON

BY-LAW 609-05

Being a by-law to establish and maintain a registry
of businesses in the Municipality of Leamington.

WHEREAS Section 157 of the Municipal Act, S.O. 2001, c. 25 (herein, the Act) 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 Municipality of Leamington deems it advisable to establish a registry of businesses and to require businesses to register and maintain their registration in the registry;

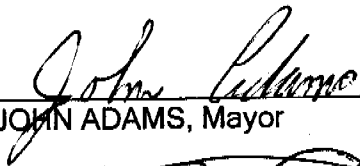
NOW THEREFORE the Council of the Corporation of the Municipality of Leamington hereby enacts as follows:

1. In this by-law:
 - a) "Business" shall include every business to which Section 150 of the Act may apply.
 - b) "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 Municipality of Leamington.
 - c) "Clerk" shall mean the Clerk of the Corporation of the Municipality of Leamington.
 - d) "Council" shall mean the Council of the Corporation of the Municipality of Leamington.
 - e) "Municipality" shall mean the Corporation of the Municipality of Leamington.

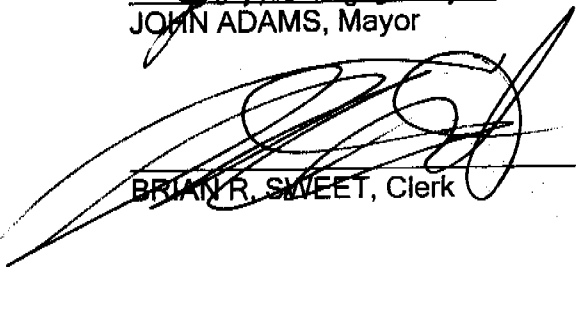
- f) "Person" shall include a person, corporation or partnership.
 - g) "Registry" shall mean the Registry of Businesses established and maintained by the Municipality of Leamington.
2. The Clerk shall establish and maintain a Registry of Businesses in accordance with the provisions of Section 157 of the Municipal Act, S.O. 2001, c. 25.
 3. No person shall commence the operation of a business unless the person has provided to the Clerk a correct and complete Business Registration Form.
 4. No person shall relocate an existing business unless the person has provided to the Clerk a correct and complete Business Registration Form.
 5. Every person shall, within 21 days from the date of a written request from the Clerk, 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 Municipality under Section 150 of the Municipal Act, R.S.O. 2001, c. 25;
 - b) a manufacturing or an industrial business, except to the extent that it sells the products or raw materials by retail;
 - c) the sale of goods by wholesale; or
 - d) the generation, exploitation, extraction, harvesting, processing, renewal or transportation of natural resources.
 - e) a business that is exempted from business licence regulations by Ontario Regulations.

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. This by-law shall come into force and take effect on the date of the final passing thereof.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY ENACTED THIS 20th DAY OF JUNE, 2005.



JOHN ADAMS, Mayor



BRIAN R. SWEET, Clerk

ONTARIO COURT OF JUSTICE

PROVINCIAL OFFENCES ACT

PART I

IT IS ORDERED pursuant to the provisions of the Provincial Offences Act and the rules for the Ontario Court of Justice that the amount set opposite each of the offences in the schedule of offences under the Provincial Statutes and Regulations thereunder and Municipal By-law No. 609-05 of the Municipality of Leamington, attached hereto is the set fine, for those offences. This Order is to take effect October 12, 2005.

Dated at London this 12th day of October, 2005.



Alexander M. Graham
Regional Senior Justice
West Region

Set Fine Schedule

THE CORPORATION OF THE MUNICIPALITY OF LEAMINGTON
Part 1 Provincial Offences Act

By-law 609-05 : Being a by-law to establish and maintain a registry of businesses in the Municipality of Leamington.

ITEM	SHORT FORM WORDING	OFFENCE CREATING PROVISION	SET FINE
1	Fail to register a business in the Registry.	Section 3	\$100.00
2	Fail to renew registration in the Registry.	Section 4	\$100.00
3	Fail to provide updated information for the Registry.	Section 5	\$100.00

Note: The general penalty provision for the offences listed above is Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33, as amended.