

TOWN OF MARKHAM

ONTARIO



BY-LAW 2002-284

A BY-LAW TO ESTABLISH LICENCE FEES FOR THE TOWN OF MARKHAM

This By-law is printed under and
by authority of the Council of
the Town of Markham

(Consolidated for convenience only
to February 15, 2008)

As amended by:

- By-law 2005-88 – March 29, 2005
- By-law 2006-288 – October 17, 2006
- By-law 2006-315 – November 28, 2006
- By-law 2007-101 – June 12, 2007
- By-law 2007-282 – December 11, 2007
- By-law 2008-19 – February 12, 2008
- By-law 2009-3 – January 20, 2009



2002-284

A By-Law to Establish Licence Fees For the Town of Markham

WHEREAS Section 150 of the *Municipal Act*, 2001 permits municipalities to license, regulate and govern any business wholly or partly carried on within the municipality;

WHEREAS except as otherwise provided, a municipality may only exercise its licensing powers under this section, including imposing conditions, for one or more of the following purposes - health and safety, nuisance control, consumer protection;

WHEREAS a by-law licensing or imposing any condition shall include an explanation as to the reason the municipality is licensing it or imposing the conditions and how that reason relates to the purposes under the *Municipal Act*, 2001, Section 150, subsection (2);

WHEREAS it has been determined that it is appropriate to license, regulate and govern certain businesses for the purpose of:

- Health and safety - being an activity or undertaking that could result in hazardous conditions, injury or loss, and/or,
- Nuisance control - being an activity that adversely affects, or could possibly adversely affect, the 'quality of life' of any person(s), and/or,
- Consumer protection - being the prevention of unfair or potentially unfair business practice(s) that could result in loss(es) on the part of the consumer;

WHEREAS the report of the Town Clerk dated December 2, 2002 includes an explanation as to the reason the municipality is licensing or imposing the conditions and how that reason relates to the purposes under the *Municipal Act*, 2001, Section 150, subsection (2);

WHEREAS it has been determined that it is appropriate to license, regulate and govern businesses for the purposes and reasons as contained in Appendix 1 attached hereto;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF MARKHAM ENACTS AS FOLLOWS:

1. No person may carry on those business included in Appendix 1 attached hereto in the Town of Markham without application for, obtaining and maintaining in good standing a licence, pursuant to the terms of the specific By-law.

2. Every application for an owner's, operator's, and attendant's business licence shall be accompanied by the appropriate fee as listed in Appendix 1 attached hereto, with the following exceptions:
- (a) the licence fee for any licence shall be waived if an application for a new licence is submitted after November 30th in the year for which a licence is sought and is accompanied by a renewal application and the full licence fee for the next calendar year; or
 - (b) the licence fee for a food establishment shall be waived if the applicant can show proof, acceptable to the Licensing Officer, that the business owner is a charitable, not-for-profit entity.
(Amended by By-law No. 2006-288)

READ A FIRST, SECOND, AND THIRD TIME AND PASSED THIS
10TH DAY OF DECEMBER, 2002.

"Sheila Birrell"

TOWN CLERK

"Don Cousens"

MAYOR

APPENDIX 1

By-law 2002-284 "A By-law to Establish Licence Fees for the Town of Markham

(Appendix 1 amended in its entirety by By-law No. 2006-288)

(Appendix 1 amended in its entirety by By-law No. 2009-3)

By-law #	Licencing By-law	Fee Category	Fee (\$)
2002-286	Adult Entertainment Parlours (Goods)	Sale of Goods	\$518.50
2002-287	Adult Entertainment Parlours (Services)	Attendant	\$778.00
		Operator	\$778.00
		Owner	\$10,370.00
2002-287	Amusement, Places of (Exhibition)	each licence	\$207.50
2002-289	Amusement Games	Class A (4 or more machine)	\$518.50
		Class B (3 or less machines)	\$103.50
2002-290	Auctioneers	each licence	\$207.50
2002-291	Barber & Hairdressing Shops	each licence	\$207.50
2002-292	Body Rub Parlours	Attendant	\$778.00
	(Amended by By-law No. 2006-315)	Operator	\$778.00
		Owner	\$10,370.00
2002-293	Bowling Alleys, Billiards	each licence	\$207.50
2002-294	Driving Schools & Driving Instructors	each licence	\$207.50
2002-295	Dry Cleaning Depots	each licence	\$207.50
2002-296	Eating Establishments & Food Stores	each licence	\$207.50
2002-297	Garages	each licence	\$207.50
2002-298	Golf Driving Ranges	each licence	\$207.50
2002-299	Horse Riding Establishments	each licence	\$207.50
2002-301	Limousines <i>Refund Policy: less 25% at the conclusion of 1st year less an additional 10% 2nd year end less an additional 10% 3rd year</i>	Owner	\$5,185.00
		Renewal	\$518.50
		Driver	\$78.00
2002-303	Mobile Vendor	each licence	\$518.50
2002-304	Public Halls	each licence	\$207.50
2002-305	Refreshment Vehicles	each licence	\$415.00
2002-306	Salvage Shops, Salvage Yards & Second Hand Dealers	each licence	\$207.50
2002-307	Second Hand Goods	each licence	\$207.50
2005-87	Special Sales	Initial licence	\$518.50
		licence extension	\$259.50

2002-302	Mobile Sign, Leasing & Renting	each licence	\$778.00
2002-308	Taxicabs	Premiere Licence	\$5,185.00
		Owner Renewal	\$518.50
		Broker Initial Licence	\$1,037.00
		Broker's Renewal	\$415.00
		Airport Owners	\$1,037.00
		Driver Renewal	\$78.00
		Mobility (Leased) monthly fee	\$518.50
		Transfer Regular Owner Licence	\$415.00
		Transfer to Family (Estate)	\$415.00
		Taxicab Driver Test	\$103.50
		Replace Photo ID	\$52.00
		Replace Driver's/Owner's Licence	\$52.00
		Replace Owner's Plate	\$52.00
		Replace Plate Sticker	\$52.00
		Replace Tariff Card	\$52.00
		File Lease	\$103.50
		Extension Vehicle Age	\$389.00
Change of Vehicle	\$389.00		
2002-309	Tobacco Shops	each licence	\$311.00
2002-310	Tow Trucks	Change of Tariff Rate	\$52.00
		Replacement Plate	\$52.00
		Driver	\$207.50
		Owner	\$415.00
2006-314	Driveway and Boulevard Landscaping Contractors		\$207.50
2008-17	Pesticide Applicators		\$103.50
2008-18	Pesticide Free Yard Care Applicators		\$103.50