



CITY OF EDMONTON

BYLAW 13138

BUSINESS LICENCE BYLAW

(CONSOLIDATED ON MARCH 1, 2016)

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BYLAW 13138

BUSINESS LICENCE BYLAW

Whereas, pursuant to Section 7(a) of the *Municipal Government Act*, a council may pass bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property; and

Whereas, pursuant to section 7(e) of the *Municipal Government Act*, a council may pass bylaws for municipal purposes respecting businesses, business activities and persons engaged in business; and

Whereas, pursuant to section 7(i) of the *Municipal Government Act*, a council may pass bylaws for municipal purposes respecting the enforcement of bylaws made under the *Municipal Government Act* or any other enactment including any or all of the matters listed therein; and

Whereas, pursuant to section 8 of the *Municipal Government Act*, a council may in a bylaw:

- (a) regulate or prohibit;
- (b) deal with any development, activity, industry, business or thing in different ways, divide each of them into classes and deal with each class in different ways;
- (c) provide for a system of licences, permits or approval including any or all of the matters listed therein;

Edmonton City Council enacts:

PART I - PURPOSE, DEFINITIONS AND INTERPRETATION

PURPOSE 1 The purpose of this bylaw is to establish a system of licensing for businesses, business activities and persons engaged in business.

DEFINITIONS 2 In this bylaw:

- (a) “Business” means:
 - (i) a commercial, merchandising or industrial activity or undertaking,
 - (ii) a profession, trade, occupation, calling or employment, or
 - (iii) an activity providing goods or services,

as described in Schedule “A”, and whether or not for profit and however organized or formed, including a co-operative

or association of Persons;

- (b) “City” means the City of Edmonton;
- (c) “City Manager” means the chief administrative officer of the City or his delegate;
- (d) “Consultation Fee” means a fee payable for referring an application to issue or renew a Licence to a regulatory authority for either consultation or notification as established in Schedule “B”;
- (e) “Licence” means a licence issued pursuant to this bylaw;
- (f) “Licence Fee” means a fee payable for a Licence as established in Schedule “B”;
- (g) “Licensee” means a person holding a valid and subsisting Licence;
- (h) “Municipal Tag” means a ticket alleging an offence issued pursuant to the authority of a bylaw of the City;
- (i) “Non-Profit Organization” means any incorporated or unincorporated organization formed for charitable purposes and not organized for profit or personal gain, including purposes which are of a philanthropic, benevolent, educational, health, humane, religious, cultural, artistic or recreational nature;
- (j) “Peace Officer” means a peace officer as defined in the *Provincial Offences Procedure Act*;
- (k) “Person” means a person as defined in the *Interpretation Act*;
- (l) “Subsequent Offence” means any offence under this bylaw committed by a Person after that Person has already been convicted of an offence under this bylaw or has voluntarily paid a fine for such an offence;
- (m) “Violation Ticket” means a violation ticket as defined in the *Provincial Offences Procedure Act*;

(S.2, Bylaw 15883, January 1, 2012)

**RULES FOR
INTERPRETATION**

3

The marginal notes and headings in this bylaw are for reference purposes only.

PART II - LICENSING

- LICENCE REQUIRED** 4 No Person shall engage in or operate a Business in the City unless the Person holds a Licence authorizing the Person to engage in or operate that Business.
- MULTIPLE LOCATIONS** 5 No Person shall engage in or operate a Business at more than one location in the City unless the Person holds a separate Licence that authorizes the Person to engage in that Business for each location.
- APPLICATION** 6 Before the issue or renewal of a Licence a Person must submit to the City Manager:
- (a) an application in a form established by the City Manager;
 - (b) the Licence Fee;
 - (c) any applicable Consultation Fee, Home-Based Business Fee, and/or Non-Resident Licence Fee;
 - (d) a current corporate registry search for all corporate applicants; and
 - (e) proof of a valid and subsisting Development Permit for the Business premises; and
 - (f) any additional information required by the City Manager.
- (S.6, Bylaw 15848, January 1, 2012)
(S.2, Bylaw 16999, February 1, 2015)
- CONSULTATION PROCEDURE** 6.1 When an application to issue or renew a Licence must be referred to a regulatory authority for consultation as established in Schedule “B”, the agency receiving the referral will have an opportunity to make a non-binding recommendation to the City Manager.
- (S.7, Bylaw 15848, January 1, 2012)
- NOTIFICATION** 6.2 When an application to issue or renew a Licence must be sent as a

PROCEDURE

notification to a regulatory authority as established in Schedule “B”, it is sent only for purposes of informing the agency receiving the notification that a Licence application has been received.

(S.7, Bylaw 15848, January 1, 2012)

**TEMPORARY
RESTRICTION**

- 6.3 (1) Notwithstanding anything in this bylaw, the City Manager may not issue a Licence for a Body Rub Centre prior to April 1, 2016.
- (2) Subsection (1) does not apply to a renewal of an existing Licence for a Body Rub Centre, provided that the renewed Licence will be issued for the same location and to the same Licensee.

(S.2, Bylaw 16997, October 22, 2014)

(S.2, Bylaw 17281, June 23, 2015)

POWERS

- 7 The City Manager may refuse to issue or renew a Licence, may suspend or cancel a Licence and may impose any conditions on a Licence for the following reasons:
 - (a) the applicant or Licensee does not or no longer meets the requirements of this bylaw with respect to the Licence applied for or held;
 - (a.1) the Licensee has breached a condition of the Licence.

(S.3, Bylaw 15883, January 1, 2012)

- (b) the applicant or Licensee or any of it’s officers or employees:
 - (i) furnishes false information or misrepresents any fact or circumstance to a Peace Officer or the City Manager;
 - (ii) has, in the opinion of the City Manager based on reasonable grounds, contravened this bylaw whether or not the contravention has been prosecuted;
 - (iii) fails to pay a fine imposed by a court for a contravention of this bylaw;
 - (iv) fails to pay any fee required by this or any

applicable bylaw; or

(S.8, Bylaw 15848, January 1, 2012)

- (c) in the opinion of the City Manager based on reasonable grounds it is in the public interest to do so.

NOTICE

8 Before refusing to issue or renew a Licence, and before a Licence is suspended or cancelled or conditions are imposed, other than conditions imposed by this bylaw, the applicant or Licensee must be given:

- (a) notice of the proposed refusal, suspension or cancellation or the proposed conditions with reasons, and
- (b) an opportunity to make written representations to the City Manager.

DECISION

9 If a decision is made to refuse the issue or renewal of a Licence, to suspend or cancel a Licence or to impose conditions on a Licence, other than conditions imposed by this bylaw, notice of the decision may be served on the applicant or Licensee:

- (a) in Person on the applicant or Licensee or any of it's officers or employees; or
- (b) by ordinary mail to the address in the application or in the records of the City for the Licence.

APPEAL

10 (1)A Person:

- (a) who has been refused the issue or renewal of a Licence;
- (b) whose Licence has been suspended or cancelled; or
- (c) whose Licence is made subject to conditions, other than conditions imposed by this bylaw;

may appeal the decision within fourteen days under the provisions of the Community Standards and License Appeal Committee Bylaw.

(S.4, Bylaw 15165, April 29, 2009)

- (2) A Person may not appeal a refusal to issue or renew a Licence if the reason for the refusal is the failure to pay any fee or provide any required information, or by the operation of section 6.3 of this

bylaw.

(S.3, Bylaw 16997, October 22, 2014)

TERM

- 11 (1) Unless otherwise specified in this bylaw the term of a Licence is one year from the date it is issued or renewed.
- (2) The City Manager may issue a Licence for a limited term or for a specified date in any case where the City Manager considers it appropriate to do so.
- (3) A Person may not appeal a decision to issue a Licence for a limited term or for a specified date.
- (4) A Licence expires at the end of its term.

(S.9, Bylaw 15848, January 1, 2012)

PARTNERSHIP	12	The term of a Licence issued to a partnership expires when there is a change in the partners.
DEATH OF LICENSEE	13	<p>If a Licensee dies during the term of the Licence, the Licence is deemed to be held by:</p> <ul style="list-style-type: none"> (a) The Licensee’s executor; (b) the administrator of the Licensee’s estate, or (c) the Licensee’s next of kin where letters of administration have not been granted, until the Licence expires or the business ceases to be engaged in or operated by any of those Persons, whichever event occurs first.
CONSULTATION FEE	14(1)	<p>When an application to issue or renew a Licence must be referred to a regulatory authority for consultation as established in Schedule “B”, the Consultation Fee is the amount specified in Schedule “B” as the Consultation Fee for each regulatory authority contacted regardless of the number of referrals made to a particular authority.</p> <p>(2) In the case of a Licence renewal, the City Manager may waive any referral to a regulatory authority if it is not contrary to the public interest to do so.</p> <p>(3) There will be no referrals for consultation to Fire Rescue Services for any application to issue or renew a Licence for a Home Based Business or a Licence to which the Non-Resident Fee would apply.</p> <p>(S.10, Bylaw 15848. January 1, 2012)</p>
HOME-BASED BUSINESS FEE	14.1	<p>A Person who operates a Business out of a residential premises, including a live work unit, shall pay a Home-Based Business Fee in the amount specified in Schedule B as the Home-Based Business Fee in addition to the total of any Licence Fees required.</p> <p>(S.3, Bylaw 16999, February 1, 2015)</p>
NON RESIDENT LICENCE FEE	15	<p>A Person who does not reside or maintain a permanent Business premises in the City shall pay a Non-Resident Licence Fee in the amount specified in Schedule B as the Non-Resident Licence Fee in addition to the total of any Licence Fees required.</p> <p>(S.4(b), Bylaw 14427, December 6, 2006) (S.4, Bylaw 16999, February 1, 2015)</p>

SERVICE FEE

- 16(1) A licensee who changes the address of the Business premises, or who changes any name on a Licence or who makes any other change requiring an alteration of the Licence shall pay a Service Fee in the amount specified in Schedule “B” as the Service Fee each time such a change is made.
 - (2) No Service Fee is payable for changes to the phone number, e-mail or web page information on a Licence.
- (S.11, Bylaw 15848, January 1, 2012)

NON-PROFIT ORGANIZATION FEE

- 16.1 A Business that is recognized by the City Manager as a Non-Profit Organization will pay the amount specified in Schedule “B” as the Non-Profit Organization Fee instead of a Licence Fee.
- (S.12, Bylaw 15848, January 1, 2012)

REFUNDS

- 17 (1)Unless otherwise specified in this bylaw, Licence Fees, Referral Fees, Non Resident Licence Fees and Service Fees are not refundable.
- (S.4.(a), Bylaw No. 13821, as amended, March 1, 2005)
- (2) The City Manager may refund a Licence Fee if the Licence is not issued or renewed.
 - (3) The City Manager may refund a Non Resident Licence Fee if every Licence applied for or held by that Person is not issued or renewed.
 - (4) Repealed
- (S.4.(b), Bylaw No. 13821, as amended, March 1, 2005)
(S.4.(a),(b), Bylaw No. 14129, November 29, 2005)

PART III - LICENSEE OBLIGATIONS

TRANSFER OF LICENCE

- 18 A Licence does not confer any property right and no Licensee may sell, transfer, assign, lease or otherwise dispose of or deal in a Licence.

NOTIFICATION OF CHANGES

- 19 A Licensee shall forthwith notify the City Manager in writing of:
 - (a) a change in the address or phone number of the Licensee’s Business premises;

(S.13, Bylaw 15848, January 1, 2012)

- (b) a change in the partners of the Business if the Licence is issued to a partnership; or
- (c) a change in the officers or directors of the corporation if the Licence is issued to a corporation.

**POSTING OR
PRODUCTION OF
LICENCE**

20

A Licensee shall:

- (a) post the Licence in a prominent visible location in the Business premises; or
- (b) if it is not practical to post the Licence, produce the Licence forthwith upon demand by a Peace Officer.

INSPECTIONS

21

A Licensee shall permit a Peace Officer to enter and inspect any Business premises for the purpose of determining compliance with this bylaw.

**CONTRAVENE
CONDITION**

22

A Licensee shall not contravene any condition on a Licence.

PART IV - REGULATIONS PERTAINING TO PARTICULAR BUSINESSES

After Hours Dance Club

APPLICATION

23

In addition to any other requirements, before the issue or renewal of a Licence for an After Hours Dance Club a Person must submit to the City Manager, in a form acceptable to the City Manager:

- (a) if the applicant is a corporation:
 - (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;
- (b) if the applicant is an individual:
 - (i) the full name and date of birth of the applicant; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant;

- (c) a proposed noise control plan for the Business premises;
- (d) a proposed patron management plan for the Business premises including the provisions regarding patron management outlined in this Part;
- (e) a proposed security plan for the Business premises; and
- (f) a proposed medical/safety plan for the Business premises.

REGULATIONS

24 It is a deemed condition of every Licence for an After Hours Dance Club that the Licensee must:

- (a) comply with an approved noise control plan;
- (b) comply with the provisions regarding patron management outlined in this Part;
- (c) comply with an approved security plan;
- (d) comply with an approved medical/safety plan;
- (e) provide patrons with unrestricted access to a supply of fresh running water at no charge;
- (f) provide patrons with unrestricted access to an indoor cool off area where dancing is not permitted;
- (g) not have alcohol on the Business premises; and
- (h) not operate the Business contiguous to an event that has alcohol service.

**PATRON
MANAGEMENT**

25 The following provisions regarding patron management apply to every Licence for an After Hours Dance Club:

- (a) refusing entry to or removing from the Business premises Persons who appear to be intoxicated or under the influence of drugs;
- (b) removing Persons whose behaviour becomes quarrelsome, riotous or disorderly;
- (c) removing Persons who are involved in illegal activities such as drug possession or trafficking;
- (d) refusing entry to Persons who have been removed from the premises repeatedly;
- (e) reporting illegal activities such as drug possession or

trafficking to the Edmonton Police Service;

- (f) refusing entry to Persons identified by the Edmonton Police Service who, within the past three years, have been convicted of an indictable criminal offence; and
- (g) refusing entry to Persons who were inside the Business premises in the previous eight hours.

After Hours Dance Event

APPLICATION

26

In addition to any other requirements, before the issue or renewal of a Licence for an After Hours Dance Event a Person must submit to the City Manager, in a form acceptable to the City Manager:

- (a) an application at least 60 days before the proposed event;

(S.2, Bylaw 16256, November 14, 2012)

- (b) if the applicant is a corporation:

- (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and

- (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;

- (c) if the applicant is an individual:

- (i) the full name and date of birth of the applicant; and

- (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant;

- (d) the name of an individual to be responsible as the event co-ordinator;

- (e) the proposed venue for the event;

- (f) the proposed days and hours of operation for the event;

- (g) a copy of the contract with the operator of the venue, unless the operator is the applicant;

- (h) the maximum number of proposed attendees, including staff, to be allowed at the event;
- (i) a proposed noise control plan for the event;
- (j) a proposed patron management plan for the event including the provisions regarding patron management outlined in this Part;
- (k) a proposed security plan for the event; and
- (l) a proposed medical/safety plans for the event.

DEPOSIT 27 Prior to issuing a Licence for an After Hours Dance Event the City Manager may require a deposit in an amount sufficient to offset the anticipated costs of any services to be provided by the City.

REGULATIONS 28 It is a deemed condition of every Licence for an After Hours Dance Event that the Licensee must:

- (a) comply with an approved noise control plan;
- (b) comply with the provisions regarding patron management outlined in this Part;
- (c) comply with an approved security plan;
- (d) comply with an approved medical/safety plan;
- (e) provide patrons with unrestricted access to a supply of fresh running water at no charge; and
- (f) provide patrons with unrestricted access to an indoor cool off area where dancing is not permitted;

(S.15, Bylaw 15950, February 1, 2012)

PATRON MANAGEMENT 29 The following provisions regarding patron management apply to every Licence for an After Hours Dance Event:

- (a) refusing entry to or removing from the Business premises Persons who appear to be intoxicated or under the influence of drugs;
- (b) removing Persons whose behaviour becomes quarrelsome, riotous or disorderly;
- (c) removing Persons who are involved in illegal activities such as drug possession or trafficking;

- (d) refusing entry to Persons who have been removed from the premises repeatedly;
- (e) reporting illegal activities such as drug possession or trafficking to the Edmonton Police Service;
- (f) refusing entry to Persons identified by the Edmonton Police Service who, within the past three years, have been convicted of an indictable criminal offence; and
- (g) refusing entry to Persons who were inside the Business premises in the previous eight hours.

Alcohol Sales [Consumption on Premises / Minors Prohibited]

- APPLICATION** 30 In addition to any other requirements, before the issue or renewal of a Licence for Alcohol Sales [Consumption on Premises / Minors Prohibited] a Person must submit to the City Manager, in a form acceptable to the City Manager:
- (a) if the applicant is a corporation:
 - (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;
 - (b) if the applicant is an individual:
 - (i) the full name and date of birth of the applicant; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant;
 - (c) a proposed noise control plan for the Business premises;
- (S.2, Bylaw 15950, February 1, 2012)
- (d) a proposed patron management plan for the Business premises including the provisions regarding patron management outlined in this Part;

(S.2, Bylaw 15950, February 1, 2012)

- (e) a proposed security plan for the Business premises; and
- (f) a proposed medical/safety plan for the Business Premises.

REGULATIONS

31 It is a deemed condition of every Licence for Alcohol Sales [Consumption on Premises / Minors Prohibited] that the Licensee must:

- (a) comply with an approved noise control plan;
- (b) comply with the provisions regarding patron management outlined in this Part;
- (c) comply with an approved security plan; and
- (d) comply with an approved medical/safety plan.

**PATRON
MANAGEMENT**

32 The following provisions regarding patron management apply to every Licence for Alcohol Sales [Consumption on Premises / Minors Prohibited]:

- (a) refusing entry to or removing from the Business premises Persons who appear to be intoxicated or under the influence of drugs;
- (b) removing Persons whose behaviour becomes quarrelsome, riotous or disorderly;
- (c) removing Persons who are involved in illegal activities such as drug possession or trafficking;
- (d) refusing entry to Persons who have been removed from the premises repeatedly;
- (e) reporting illegal activities to the Edmonton Police Service; and
- (f) refusing entry to Persons identified by the Edmonton Police Service who, within the past three years, have been convicted of an indictable criminal offence.

Body Rub Centre

APPLICATION

33 In addition to any other requirements, before the issue or renewal of a Licence for a Body Rub Centre a Person must submit to the City Manager, in a form acceptable to the City Manager:

- (a) if the applicant is a corporation:
 - (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;
- (b) if the applicant is an individual:
 - (i) the full name and date of birth of the applicant; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant.
- (c) a proposed security plan for the Business premises; and

(S.2, Bylaw 17531, March 1, 2016)

- (a) a proposed patron management plan for the Business premises that includes following:
 - (i) refusing entry to or removing from the Business premises Persons who appear to be intoxicated or under the influence of drugs;
 - (ii) removing Persons whose behaviour becomes quarrelsome, riotous, or disorderly;
 - (iii) removing Persons who are involved in illegal activities, such as drug possession or trafficking;
 - (iv) refusing entry to Persons who have been removed from the premises repeatedly;
 - (v) reporting illegal activities to the Edmonton Police Service; and
 - (vi) refusing entry to Persons identified by the Edmonton Police Service who, within the past three years, have been convicted of an indictable criminal offence.

(S.3, Bylaw 17531, March 1, 2016)

REGULATIONS

34

It is a deemed condition of every Licence for a Body Rub Centre that the Licensee must:

- (a) keep a list of all persons employed in the Body Rub Centre including:
 - (i) the full name of each employee;
 - (ii) the birth date of each employee;
 - (iii) any pseudonyms or aliases by which each employee is known;
 - (iv) the telephone number for each employee; and
 - (v) the current Body Rub Practitioner Licence number for each employee;
- (b) produce the employee list set out in clause (a) when requested to do so by a Peace Officer;
- (c) only employ persons as Body Rub Practitioners who hold a Licence as a Body Rub Practitioner;
- (d) not advertise the Body Rub Centre unless the telephone number, name, e-mail address or internet address used in the advertisement has been previously provided to the City Manager;
- (e) display the number assigned to their Licence for a Body Rub Centre on any advertisement placed in any newspaper, web page, magazine or periodical;
- (f) ensure that a minimum of two employees, at least one of whom is a manager or other person in care and control of the Body Rub Centre, are present on the premises at all times whenever the Body Rub Centre is open to the public;
- (g) not operate the Body Rub Centre between the hours of 11:00 PM and 7:00 AM;
- (h) display, in a prominent location within the Body Rub Centre, a poster approved by the City Manager identifying deemed conditions and other information relevant to the operation of a Body Rub Centre.

- (i) comply with an approved security plan; and
- (j) comply with an approved patron management plan.

(S.2, Bylaw 16119, August 29, 2012)
 (S.2-4, Bylaw 16371, June 15, 2013)
 (S.4-7, Bylaw 17531, March 1, 2016)

Body Rub Practitioner

APPLICATION	35	<p>In addition to any other requirements, before the issue or renewal of a Licence for a Body Rub Practitioner a Person must submit to the City Manager, in a form acceptable to the City Manager:</p> <ul style="list-style-type: none"> (a) proof that the Person is at least eighteen (18) years of age; (b) a recent Police Information Check issued by the Edmonton Police Service; (c) proof of completion of an information course approved by the City Manager; (d) a list of any pseudonyms or aliases by which the Person is known; (e) a list of any web sites used to promote the services of the Body Rub Practitioner; and (f) the location(s) at which the Person intends to provide the services of a Body Rub Practitioner; <p>(S.8, Bylaw 17531, March 1, 2016)</p>
CONSULTATION	36	<p>In addition to the Consultations and Notifications set out in Schedule “B” the City Manager may refer an application to issue or renew a Licence for a Body Rub Practitioner to the Edmonton Police Service for consultation.</p>
PHOTOGRAPH	37	<p>Before issuing a Licence for a Body Rub Practitioner each Licensee must be photographed and that photograph must form part of the Licence that is issued.</p>
REGULATIONS	38	<p>It is a deemed condition of every Licence for a Body Rub Practitioner that the Licensee must:</p>

- (a) notify the City Manager of any changes to the location(s) at which the Person will provide the services of a Body Rub Practitioner;
- (b) notify the City Manager of any changes to the web sites used to promote the Body Rub Practitioner;
- (c) display the number assigned to their Licence for a Body Rub Practitioner on any advertisement placed in any newspaper, web page, magazine or periodical; and
- (d) only operate as a Body Rub Practitioner at a location holding a valid Licence as a Body Rub Centre.

(S.3, Bylaw 15950, February 1, 2012)

(S.9, Bylaw 17531, March 1, 2016)

MULTIPLE LOCATIONS

- 38.1 Notwithstanding section 5, a Body Rub Practitioner Licensee may engage in Business at any location provided to the City Manager pursuant to sections 35(f) or 38(a).

(S.10, Bylaw 17531, March 1, 2016)

Escort

APPLICATION

- 39 In addition to any other requirements, before the issue or renewal of a Licence for an Escort a Person must submit to the City Manager, in a form acceptable to the City Manager:
- (a) proof that the Person is at least eighteen (18) years of age;
 - (b) the Escort Agency through which introduction services will be provided;
 - (c) a list of any pseudonyms or aliases by which the Person is known;
 - (d) a list of any web sites used to promote the services of the Escort;
 - (e) proof of completion of an information course approved by the City Manager; and
 - (f) a recent Police Information Check from the Edmonton Police Service.

PHOTOGRAPH

- 40 Before issuing a Licence for an Escort each Licensee must be

photographed and that photograph must form part of the Licence that is issued.

- CONSULTATION** 41 In addition to the Consultations and Notifications set out in Schedule “B” the City Manager may refer an application to issue or renew a Licence for an Escort to the Edmonton Police Service for consultation.
- REGULATIONS** 42 It is a deemed condition of every Licence for an Escort that the Licensee must:
- (a) not advertise the Escort unless the telephone number, name, e-mail address or internet address used in the advertisement has been previously provided to the City Manager;
 - (b) display the number assigned to their Licence for an Escort on any advertisement placed in any newspaper, web page, magazine or periodical;
 - (c) notify the City Manager of any changes to the web sites used to promote the Escort; and
 - (d) only operate as an Escort through an introduction arranged by an Escort Agency holding a valid Licence.

(S.4, Bylaw 15950, February 1, 2012)

Escort Agency

- APPLICATION** 43 In addition to any other requirements, before the issue or renewal of a Licence for an Escort Agency a Person must submit to the City Manager, in a form acceptable to the City Manager:
- (a) if the applicant is a corporation:
 - (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;
 - (b) if the applicant is an individual:

- (i) the full name and date of birth of the applicant;
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant; and
 - (iii) proof that the applicant is at least eighteen (18) years of age;
- (c) a list of any web site addresses used to promote the Escort Agency.

REGULATION

44

It is a deemed condition of every Licence for an Escort Agency that the Licensee must:

- (a) maintain a written work log including:
 - (i) the full name of each Escort for which the Escort Agency provides introduction services;
 - (ii) the Licence number for each Escort for which the Escort Agency provides introduction services;
 - (iii) the date, time and location of every introduction provided for each Escort;
 - (iv) a list of all of the employees of the Escort Agency; and
 - (v) a list of the names, telephone numbers and e-mail addresses used to promote the Escort Agency;
- (b) produce the written work log set out in clause (a) when requested to do so by a Peace Officer;
- (c) not advertise the Escort Agency unless the telephone number, name, e-mail address or internet address used in the advertisement has been previously provided to the City Manager;
- (d) display the number assigned to their Licence for an Escort Agency on any advertisement placed in any newspaper, web page, magazine or periodical;
- (e) notify the City Manager of any changes to the web sites used to promote the Escort Agency; and
- (f) only provide introduction services for Escorts holding a valid Licence.

(S.5, Bylaw 15950, February 1, 2012)

Escort Agency (Independent)

- APPLICATION** 45 In addition to any other requirements, before the issue or renewal of a Licence for an Escort Agency (Independent) a Person must submit to the City Manager, in a form acceptable to the City Manager:
- (a) proof that the individual is at least eighteen (18) years of age;
 - (b) a recent Police Information Check from the Edmonton Police Service; and
 - (c) proof of completion of an information course approved by the City Manager.
- PHOTOGRAPH** 46 Before issuing a Licence for an Escort Agency (Independent) each Licensee must be photographed and that photograph must form part of the Licence that is issued.
- REGULATIONS** 47 It is a deemed condition of every Licence for an Escort Agency (Independent) that the Licensee must:
- (a) only provide introduction services to the person holding the Licence for the Escort Agency (Independent);
 - (b) maintain a written work log including:
 - (i) the full name and Licence number of the Licensee;
 - (ii) the date, time and location of every introduction provided for the Licensee;
 - (iii) a list of the names, telephone numbers and e-mail addresses used to promote the Escort Agency;
 - (c) produce the written work log set out in clause (b) when requested to do so by a Peace Officer;

(S.6, Bylaw 15950, February 1, 2012)

- (d) not advertise the Escort Agency (Independent) unless the telephone number, name, e-mail address or internet address used in the advertisement has been previously provided to

the City Manager;

- (e) display the number assigned to their Licence for an Escort Agency (Independent) on any advertisement placed in any newspaper, web page, magazine or periodical; and
- (f) notify the City Manager of any changes to the web sites used to promote the Escort Agency (Independent).

Exotic Entertainer

APPLICATION	48	In addition to any other requirements, before the issue or renewal of a Licence for an Exotic Entertainer a Person must submit to the City Manager, in a form acceptable to the City Manager: <ul style="list-style-type: none">(a) proof that the individual is at least eighteen (18) years of age;(b) a recent Police Information Check from the Edmonton Police Service;(c) the address of the Exotic Entertainment Venue at which the applicant will perform; and(d) the name and telephone number of the applicant's current booking agent, where applicable.
PHOTOGRAPH	49	Before issuing a Licence for an Exotic Entertainer each Licensee must be photographed and that photograph must form part of the Licence that is issued.
CONSULTATION	50	In addition to the Consultations and Notifications set out in Schedule "B" the City Manager may refer an application to issue or renew a Licence for a Exotic Entertainer to the Edmonton Police Service for consultation.
REGULATIONS	51	It is a deemed condition of every Licence for an Exotic Entertainer that the Licensee must: <ul style="list-style-type: none">(a) not advertise the Exotic Entertainer unless the telephone number, name, e-mail address or internet address used in the advertisement has been previously provided to the City Manager;(b) display the number assigned to their Licence for an Exotic Entertainer on any advertisement placed in any newspaper, web page, magazine or periodical; and

- (c) notify the City Manager of any changes to the web sites used to promote the Exotic Entertainer.

Exotic Entertainment Agency

APPLICATION

52

In addition to any other requirements, before the issue or renewal of a Licence for an Exotic Entertainment Agency a Person must submit to the City Manager, in a form acceptable to the City Manager:

- (a) if the applicant is a corporation:
 - (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;
- (b) if the applicant is an individual:
 - (i) the full name and date of birth of the applicant;
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant; and
 - (iii) proof that the applicant is at least eighteen (18) years of age;
- (c) a list of any web site addresses used to promote the Exotic Entertainment Agency.

REGULATIONS

53

It is a deemed condition of every Licence for an Exotic Entertainment Agency that the Licensee must:

- (a) keep a list of all persons employed by the Exotic Entertainment Agency including:
 - (i) the full name of each employee;
 - (ii) the birth date of each employee;
 - (iii) any pseudonyms or aliases by which each employee is known;

- (iv) the telephone number for each employee; and
- (v) the current Exotic Entertainer Licence number for each employee;
- (b) produce the employee list set out in clause (a) when requested to do so by a Peace Officer;
- (c) notify the City Manager of any changes to the web sites used to promote the Exotic Entertainment Agency; and
- (d) only employ Exotic Entertainers holding a valid Licence.

(S.7, Bylaw 15950, February 1, 2012)

Exotic Entertainment Venue

APPLICATION

54

In addition to any other requirements, before the issue or renewal of a Licence for an Exotic Entertainment Venue a Person must submit to the City Manager, in a form acceptable to the City Manager:

- (a) if the applicant is a corporation:
 - (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;
- (b) if the applicant is an individual:
 - (i) the full name and date of birth of the applicant;
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant; and
 - (iii) proof that the applicant is at least eighteen (18) years of age.

REGULATIONS

55

It is a deemed condition of every Licence for an Exotic Entertainment Venue that the Licensee must:

- (a) maintain a list of all Exotic Entertainers performing on the

Business Premises including:

- (i) the full name of each Exotic Entertainer;
 - (ii) any pseudonyms or aliases by which the Exotic Entertainer is known;
 - (iii) the birth date of each Exotic Entertainer; and
 - (iv) the date on which the Exotic Entertainer performed on the Business premises;
- (b) produce the list set out in clause (a) when requested to do so by a Peace Officer; and
- (c) only use Exotic Entertainers holding a valid Licence in any nude or semi-nude performances on the Business premises.

(S.8, Bylaw 15950, February 1, 2012)

Farmer's Market

- | | | |
|--------------------|----|--|
| APPLICATION | 56 | In addition to any other requirements, before the issue or renewal of a Licence for a Farmer's Market, a Person must submit to the City Manager proof of membership in the Alberta Approved Farmer's Market Program administered by Alberta Agriculture and Rural Development. |
| VENDORS | 57 | A Licence for a Farmer's Market is a valid Licence for vendors operating within the Farmer's Market while the Farmer's Market is in operation. |

Festival

- | | | |
|--------------------|------|--|
| APPLICATION | 57.1 | In addition to any other requirements, before the issue or renewal of a Licence for a Festival, a Person must submit to the City Manager Proof of support and acknowledgement from the Edmonton Arts Council or the Civic Events Office. |
| VENDORS | 57.2 | A Licence for a Festival is a valid Licence for vendors operating within the Festival while the Festival is in operation. |

(S.9, Bylaw 15950, February 1, 2012)

Flea Market

- APPLICATION** 58 In addition to any other requirements, before the issue or renewal of a Licence for a Flea Market a Person must submit to the City Manager, in a form acceptable to the City Manager:
- (a) if the applicant is a corporation:
 - (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;
 - (b) if the applicant is an individual:
 - (i) the full name and date of birth of the applicant; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant.

- RECORD** 59 (1) A Person holding a Licence for a Flea Market must only permit Flea Market Vendors who hold a valid Licence as a Flea Market Vendor.
- (2) A Person holding a Licence for a Flea Market must maintain a record of all vendors including the full name, date of birth, residential address, telephone number, Licence number and the information from one piece of government issued identification.
- (3) A Person holding a Licence for a Flea Market must maintain a record of the type of goods sold by each vendor.

(S.10, Bylaw 15950, February 1, 2012)

Flea Market Vendor

LICENCE REQUIRED 60 Every vendor at a Flea Market must have Business Licence to operate as a Flea Market Vendor.

- RECORD** 61 (1) A Person holding a Licence as a Flea Market Vendor must maintain an inventory of all goods bought and sold.
- (2) A Person holding a Licence as a Flea Market Vendor must produce the inventory of all goods bought and sold when requested to do so

by a peace officer.

**GOODS BOUGHT
AND SOLD**

62

Only the following goods may be purchased by a Person holding a Licence as a Flea Market Vendor at a Flea Market or sold by a Person holding a Licence as a Flea Market Vendor as second hand goods at a Flea Market:

- (a) goods donated to a Person holding a Licence as a Flea Market Vendor for the purpose of re-sale to raise funds for a charitable cause; or
- (b) any of the following goods:
 - (i) books, magazines, comic books or other similar publications;
 - (ii) furniture;
 - (iii) rugs or carpets;
 - (iv) clothing;
 - (v) sports trading cards;
 - (vi) building supplies such as windows, doors, flooring, fixtures or other similar items;
 - (vii) auto parts other than stereo systems;
 - (viii) antiques other than jewellery;
 - (ix) household goods such as cutlery, dishes, glassware, lamps or other similar items;
 - (x) large electrical appliances such as refrigerators, freezers, stoves, washing machines, clothes dryers, dishwashers or other similar items;
 - (xi) any other goods permitted by the City Manager.

Health Enhancement Centre

APPLICATION

63

In addition to any other requirements, before the issue or renewal of a Licence for a Health Enhancement Centre a Person must submit to the City Manager, in a form acceptable to the City Manager:

- (a) a complete list of all employees that offer the services

offered by a Health Enhancement Practitioner;

- (b) proof that all employees that offer the services offered by a Health Enhancement Practitioner are active members in good standing with:
 - (i) the Natural Health Practitioners of Canada;
 - (ii) the Massage Therapist Association of Alberta;
 - (iii) the Remedial Massage Therapists Association; or
 - (iv) the Certified Registered Massage Therapist Association.

(S.11, Bylaw 15950, February 1, 2012)

(S.2-4, Bylaw 17515, January 26, 2016)

REGULATIONS

64

It is a deemed condition of every Licence for a Health Enhancement Centre that the Licensee must:

- (a) keep a list of all persons employed in the Health Enhancement Centre including:
 - (i) the full name of each employee;
 - (ii) any pseudonyms or aliases by which each employee is known;
 - (iii) the telephone number for each employee; and
 - (iv) the current Health Enhancement Practitioner Licence number for each employee;
- (b) only employ persons as Health Enhancement Practitioners who hold a Licence as a Health Enhancement Practitioner.

Health Enhancement Centre (Independent)

APPLICATION

65

In addition to any other requirements, before the issue or renewal of a Licence for a Health Enhancement Centre (Independent) a Person must submit to the City Manager, in a form acceptable to the City Manager, proof that Person is an active member in good standing with:

- (a) the Natural Health Practitioners of Canada;
- (b) the Massage Therapist Association of Alberta;

- (c) the Remedial Massage Therapists Association; or
- (d) the Certified Registered Massage Therapist Association.

(S.12, Bylaw 15950, February 1, 2012)
 (S.5-7, Bylaw 17515, January 26, 2016)

- DEEMED LICENCE** 66 Every person holding a Licence for a Health Enhancement Centre (Independent) is deemed to have a valid Licence for a Health Enhancement Practitioner.
- PHOTOGRAPH** 67 Before issuing a Licence for a Health Enhancement Centre (Independent) each Licensee must be photographed and that photograph must form part of the Licence that is issued.
- REGULATION** 68 Only the Licensee may be employed as a Health Enhancement Practitioner on the Business premises.

Health Enhancement Practitioner

- APPLICATION** 69 In addition to any other requirements, before the issue or renewal of a Licence for a Health Enhancement Practitioner a Person must submit to the City Manager, in a form acceptable to the City Manager, proof of active membership in good standing with:
 - (a) the Natural Health Practitioners of Canada;
 - (b) the Massage Therapist Association of Alberta;
 - (c) the Remedial Massage Therapists Association; or
 - (d) the Certified Registered Massage Therapist Association.

(S.13, Bylaw 15950, February 1, 2012)
 (S.8-10, Bylaw 17515, January 26, 2016)

- PHOTOGRAPH** 70 Before issuing a Licence for a Health Enhancement Practitioner each Licensee must be photographed and that photograph must form part of the Licence that is issued.

Pawn Shop

- APPLICATION** 71 In addition to any other requirements, before the issue or renewal of a Licence for a Pawn Shop a Person must submit to the City

Manager, in a form acceptable to the City Manager:

- (a) if the applicant is a corporation:
 - (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;
- (b) if the applicant is an individual:
 - (i) the full name and date of birth of the applicant; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant;
- (c) the full name, date of birth and job title of every Person working in the Pawn Shop.

**INFORMATION ON
RECEIPT OF
GOODS**

72

Whenever goods are received and held as security for an advance of money the following information shall be accurately recorded:

- (a) the date and time the goods were received;
- (b) the full name, date of birth, residential address, telephone number, gender, eye and hair colour of the Person delivering the goods;
- (c) details from at least 2 pieces of identification provided by the Person delivering the goods, at least one of which must be government issued and have a photograph of the Person;
- (d) a complete description of each good including where available, the make, model and serial number of the good, the manufacturers name and any distinguishing marks;
- (e) the amount of money advanced in respect of each good; and
- (f) the name of the Person working in the Pawn Shop that conducted the transaction.

ALTERATIONS

73

No goods shall be received and held as security for an advance of money if the make, model, serial number, manufacturers name or any other distinguishing mark has been altered or in any way

obliterated.

RECEIPT

- 74 (1) Whenever goods are received and held as security for an advance of money a written receipt shall be provided to the Person delivering the goods, containing at least the following information:
- (a) the day, month and year on which the money advanced is due;
 - (b) the amount of money advanced;
 - (c) the interest rate charged with respect to the advance; and
 - (d) the name and address of the Business.
- (2) The receipt required by this section must be signed by the Person delivering the goods and a copy of the signed receipt shall be retained by the Pawn Shop for a minimum of two years.

RETENTION OF GOODS

- 75 (1) No Person shall alter, repair, forfeit, sell, dispose of or part with possession of any goods received and held as security for an advance of money until the expiration of 45 days from the date such goods were received.
- (2) The holding period in this section may be extended by up to 60 days upon the written direction of a Peace Officer having a reasonable suspicion that particular goods may have been acquired through the commission of a criminal offence.
- (3) This section does not apply to goods redeemed by the Person who delivered them.

REMOVAL OF ALL GOODS

- 76 (1) No Person shall, during the period goods received and held as security for an advance of money are required to be retained, remove or permit the removal of such goods from the Business premises of the Pawn Shop.
- (2) Notwithstanding this section a Person may store goods received and held as security for an advance of money at a location other than the Business premises of the Pawn Shop if the location has been authorized by the City Manager.

GOODS KEPT SEPERATE

- 77 All goods received and held as security for an advance of money shall be kept separate and apart from all other merchandise in a Pawn Shop and shall not be mixed with any other merchandise during the period the goods are required to be retained.

IDENTIFICATION OF GOODS

- 78 All goods received and held as security for an advance of money shall be identified with a tag or sticker in a manner sufficient to

allow the association of a good with the information recorded with respect to its receipt.

REDEEMED GOODS 79 Whenever goods received and held as security for an advance of money are redeemed the same information required to be recorded upon the receipt of the goods shall be recorded at the time of redemption.

RECORD OF INFORMATION 80 The information required to be recorded by this Part:

- (a) shall be recorded in a form and manner acceptable to the City Manager; and
- (b) shall be made available to a Peace Officer forthwith upon request.

MINORS 81 No Person shall receive and hold goods as security for an advance of money from an individual under 18 years of age.

Second Hand Store

APPLICATION 82 In addition to any other requirements, before the issue or renewal of a Licence for a Second Hand Store a Person must submit to the City Manager, in a form acceptable to the City Manager:

- (a) if the applicant is a corporation:
 - (i) the full name and date of birth of all primary managers, owners, partners, directors and officers of the corporation; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for all primary managers, owners, partners, directors and officers of the corporation;
- (b) if the applicant is an individual:
 - (i) the full name and date of birth of the applicant; and
 - (ii) a recent Police Information Check issued by the Edmonton Police Service for the applicant;
- (c) the full name, date of birth and job title of every Person working in the Second Hand Store.

INFORMATION ON RECEIPT OF 83 Whenever previously owned goods are acquired or received by a Second Hand Store for re-sale, the following information shall be

GOODS

accurately recorded:

- (a) the date and time the goods are acquired or received;
- (b) the full name, date of birth, residential address, telephone number, gender, eye and hair colour of the person from whom the goods are acquired or received;
- (c) details from at least two pieces of identification provided by the Person from whom the goods are acquired at least one of which must be government issued and have a photograph of the Person;
- (d) a complete description of each good including, where available, the make, model and serial number of the good, the manufacturer's name and any distinguishing marks;
- (e) the amount of money paid in respect of each good; and
- (f) the name of the Person working in the Second Hand Store that conducted the transaction.

IDENTIFICATION OF GOODS

84 No previously owned goods shall be acquired or received by a Second Hand Store for re-sale if the make, model, serial number, manufacturers name or any other distinguishing mark has been altered or in any way obliterated.

RETENTION OF GOODS

- 85 (1) No Person shall alter, repair, forfeit, sell, dispose of or part with possession of any previously owned goods acquired or received by a Second Hand Store for re-sale until the expiration of 45 days from the date such goods were acquired or received.
- (2) The holding period in this section may be extended by up to 60 days upon the written direction of a Peace Officer having a reasonable suspicion that particular goods may have been acquired through the commission of a criminal offence.

REMOVAL OF ALL GOODS

- 86 (1) No Person shall, during the period previously owned goods acquired or received by a Second Hand Store for re-sale are required to be retained, remove or permit the removal of such goods from the Business premises of the Second Hand Store.
- (2) Notwithstanding this section a Person may store previously owned goods acquired or received by a Second Hand Store for re-sale at a location other than the Business premises of the Second Hand Store if the location has been authorized by the City Manager.

GOODS KEPT SEPERATE

87 All previously owned goods acquired or received by a Second Hand Store for re-sale shall be kept separate and apart from all

other merchandise in the Second Hand Store and shall not be mixed with any other merchandise during the period the goods are required to be retained.

IDENTIFICATION OF GOODS

88 All previously owned goods acquired or received by a Second Hand Store for re-sale shall be identified with a tag or sticker in a manner sufficient to allow the association of a good with the information recorded with respect to it's acquisition or receipt.

RECORD OF INFORMATION

89 The information required to be recorded by this Part:

- (a) shall be recorded in a form and manner acceptable to the City Manager; and
- (b) shall be made available to a Peace Officer forthwith upon request.

EXECPTIONS

90 The provisions in Part IV regulating Second Hand Stores do not apply to:

- (a) goods donated to a Second Hand Store for the purpose of re-sale to raise funds for a charitable cause; or
- (b) any of the following goods:
 - (i) books, magazines, comic books or other similar publications;
 - (ii) furniture;
 - (iii) rugs or carpets;
 - (iv) clothing;
 - (v) sports trading cards;
 - (vi) building supplies such as windows, doors, flooring, fixtures or other similar items;
 - (vii) auto parts other than stereo systems;
 - (viii) antiques;
 - (ix) household goods such as cutlery, dishes, glassware, lamps or other similar items;
 - (x) large electrical appliances such as refrigerators, freezers, stoves, washing machines, clothes dryers, dishwashers or other similar items; or

- (xi) any other good declared exempt by the City Manager.

MINORS 91 No Person shall acquire or receive previously owned goods for resale by a Second Hand Store from an individual under 18 years of age.

Vehicle Repair and Vehicle Sales/Rentals

APPLICATION 92 In addition to any other requirements, before the issue or renewal of a Licence for Vehicle Repair or Vehicle Sales/Rentals, a Person must submit to the City Manager an approved Alberta Motor Vehicle Industry Council Licence.

(S.4, Bylaw 15883, January 1, 2012)

PART V - ENFORCEMENT

OFFENCE 93 A Person who contravenes this bylaw is guilty of an offence.

CONTINUING OFFENCE 94 In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which it continues and a Person guilty of such an offence is liable to a fine in an amount not less than that established by this bylaw for each such day.

VICARIOUS LIABILITY 95 For the purposes of this bylaw, an act or omission by an employee or agent of a Person is deemed also to be an act or omission of the Person if the act or omission occurred in the course of the employee's employment with the Person, or in the course of the agent's exercising the powers or performing the duties on behalf of the Person under their agency relationship.

CORPORATIONS AND PARTNERSHIPS 96 (1) When a corporation commits an offence under this bylaw, every principal, director, manager, employee or agent of the corporation who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence whether or not the corporation has been prosecuted for the offence.

(2) If a partner in a partnership is guilty of an offence under this bylaw, each partner in that partnership who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence.

FINES AND 97 (1) A Person who is guilty of an offence is liable to a fine in an

PENALTIES

amount not less than that established in this section, and not exceeding \$10,000.00, and to imprisonment for not more than six months for non-payment of a fine.

- (2) Without restricting the generality of subsection (1) the following fine amounts are established for use on Municipal Tags and Violation Tickets if a voluntary payment option is offered:
 - (a) \$200.00 for any offence for which a fine is not otherwise established in this section;
 - (b) \$400.00 or two times the Licence Fee for each Business being engaged in or operated without a Licence, whichever is greater, for an offence under section 4 or 5;
 - (c) \$1,000 for an offence under section 4 if the Business is an Escort;
 - (d) \$2,000.00 for an offence under section 22; or
 - (e) \$2,000.00 for an offence under Part IV.
- (3) If a Person is guilty of a Subsequent Offence, the fine amounts established in this section are doubled.
- (4) In addition to any fine imposed for an offence under section 4 or 5 a court may impose a penalty in the amount of the Licence Fee for each Business being engaged in or operated without a Licence plus any applicable Non Resident Licence Fee.

MUNICIPAL TAG

98 If a Municipal Tag is issued in respect of an offence the Municipal Tag must specify the fine amount established by this bylaw for the offence.

PAYMENT IN LIEU OF PROSECUTION

99 A Person who commits an offence may, if a Municipal Tag is issued in respect of the offence, pay the fine amount established by this bylaw for the offence and if the amount is paid on or before the required date, the Person will not be prosecuted for the offence.

VIOLATION TICKET

- 100 (1) If a Violation Ticket is issued in respect of an offence, the Violation Ticket may:
- (a) specify the fine amount established by this bylaw for the offence; or
 - (b) require a Person to appear in court without the alternative of making a voluntary payment.

- 101 A Person who commits an offence may:
- (a) if a Violation Ticket is issued in respect of the offence; and
 - (b) if the Violation Ticket specifies the fine amount established by this bylaw for the offence;
- make a voluntary payment equal to the specified fine.

OBSTRUCTION 102 A person shall not obstruct or hinder any person in the exercise or performance of the person’s powers pursuant to this bylaw.

(S.5, Bylaw 15883, January 1, 2012)

PART VI - GENERAL

PROOF OF LICENCE 103 The onus of proving that a Person has a valid and subsisting Licence for a Business is on the Person alleging the Licence on a balance of probabilities.

PROOF OF EXEMPTION 104 The onus of proving that a Person is exempt from the provisions of this bylaw requiring a Licence is on the Person alleging the exemption on a balance of probabilities.

ENGAGING IN OR OPERATING A BUSINESS 105 In a prosecution for a contravention of this bylaw against engaging in or operating a Business without a Licence, proof of one transaction in the Business or that the Business has been advertised is sufficient to establish that a Person is engaged in or operates the Business.

CITY MANAGER 106 Without restricting any other power, duty or function granted by this bylaw, the City Manager may:

- (a) carry out whatever inspections are reasonably required to determine compliance with this bylaw;
- (b) require a Person holding a Licence to provide any information required to make a decision regarding that Licence;
- (c) delegate any powers, duties or functions under this bylaw to an employee of the City; and
- (d) establish forms for the purposes of this bylaw.

CERTIFIED COPY OF RECORD 107 A copy of a record of the City, certified by the City Manager as a true copy of the original, shall be admitted in evidence as prima facie proof of the facts stated in the record without proof of the

appointment or signature of the Person signing it.

EXISTING LICENCE 108 An existing licence issued under Bylaw 6124, The City of Edmonton License Bylaw, remains valid until the term of such licence expires.

(S.6, Bylaw 15883, January 1, 2012)

SCHEDULE “A” – BUSINESS LICENCE CLASSIFICATIONS

BUSINESS	DESCRIPTION
Adult Theatre	A facility offering video entertainment of an erotic nature, the main feature of which is the nudity or partial nudity of any person.
After Hours Dance Club	A facility with dancing to live or recorded music, including operation between the hours of 2 a.m. and 8 a.m..
After Hours Dance Event	A commercial event with dancing to live or recorded music including operation between the hours of 2 a.m. and 8 a.m. that takes place other than in an After Hours Dance Club.
Alcohol Sales [Consumption Off-Premises]	Selling alcoholic beverages for consumption off the premises; typical examples are liquor stores.
Alcohol Sales [Consumption On Premises / Minors Allowed]	Selling alcoholic beverages for consumption on the premises in which minors are allowed in all areas of the premises during all hours of operation.
Alcohol Sales [Consumption On Premises / Minors Prohibited]	Selling alcoholic beverages for consumption on the premises in which minors are prohibited from at least some portion of the premises during at least some portion of the hours of operation.
Amusement Establishment	A facility with any table or electronic games, including video lottery terminals.
Auction Establishment	Selling goods by auction or the storage of such goods.
Bed and Breakfast	Providing accommodation within a private residence, not including the complete rental of such private residence.
Body Rub Centre	A premises or any part thereof where members of the general public attend, are invited to attend, or through which they may arrange an appointment to receive the physical external manipulation of the soft tissues of the human body for a fee, including any manipulation of an adult or erotic nature, but not including Health Enhancement Centres.
Body Rub Practitioner	A person who administers or offers to administer the physical external manipulation of the soft tissues of the human body for a fee, including any manipulation of an adult or erotic nature, but not including Health Enhancement Practitioners.
Bingo Establishment	A facility requiring a bingo facility licence pursuant to the <i>Gaming and Liquor Act</i> .

Carnival	Operating a variety of live shows, games or amusement rides.
Casino Establishment	A facility requiring a casino facility licence pursuant to the <i>Gaming and Liquor Act</i> .
Commercial Leasing	Offering or providing leased, rented, or temporary space for non-residential purposes.
Commercial Schools	Any business set up for training and instruction in a specific trade, skill or service for the financial gain of the individual or company owning the school. Typical examples include secretarial, business, hairdressing, beauty culture, driving, dancing or music schools and private education services.
Construction Vehicle and Equipment Sales/Rentals	Selling or renting new or previously owned motor vehicles, machinery or equipment used in the construction of buildings, roads, pipelines and other such undertakings, in oilfield or mining operations, in manufacturing, assembling or processing operations or in agricultural production.
Delivery/Transportation Services	Providing vehicles for the delivery or transportation of goods, including fleet services.
Escort	A person who charges or receives a fee for acting as a date or providing personal companionship for a limited period of time.
Escort Agency	A person who charges or receives a fee for arranging an introduction between an Escort and another person.
Escort Agency (Independent)	A person who acts as an Escort Agency for only one Escort.
Exhibition Hall	Providing facilities for meetings, conferences, sales or seminars on a temporary basis.
Exotic Entertainer	A person who charges or receives a fee for a nude or semi-nude performance.
Exotic Entertainment Agency	Employing or acting for or on behalf of an Exotic Entertainer.
Exotic Entertainment Venue	Any premises where live nude or semi-nude performances are offered.
Farmer's Market	A market as approved by the Alberta Approved Farmers' Market Program administered by Alberta Agriculture and Rural Development.
Festival	An event that is recognized by the Civic Events Office.

Firearm/Ammunition Dealer	Selling, purchasing, manufacturing, importing, exporting, repairing or altering of any firearm or ammunition.
Flea Market	The sale of new or used goods by multiple vendors renting tables or space in an enclosed building. Vendors may vary from day to day, although the general layout of space to be rented remains the same. The goods sold are generally household items, tools, electronic equipment, food products or concessions, plants, clothing and furniture. Such operations are usually conducted on weekends and holidays only. Does not include Farmers' Markets, Festivals or Second Hand Stores.
Flea Market Vendor	Individual vendor that is operating within a Flea Market.
Food Processing	Processing food or beverages in preparation for human consumption including catering services.
Funeral, Cremation and Cemetery Services	The preparation of the dead for burial, the purification and reduction of the human body by heat and the keeping of bodies in a cemetery and the holding of associated services. Including funeral homes, crematoriums, mausoleums, cinerariums and columbariums, memorial parks, burial grounds and gardens of remembrance.
General Business	Any Business not otherwise specified in this Schedule.
General Contractor	Providing services with respect to the erection, alteration, cleaning, moving, repair or demolition of buildings or structures; excavation; landscaping; concrete preparation or delivery; electrical systems; drilling; heating or air conditioning systems; plumbing; paving; and road, sewer or other such construction.
General Industrial	Processing of raw materials; manufacturing, assembly, cleaning, servicing, testing, repairing, storage, shipping or distribution of commercial or industrial materials, goods or equipment.
Health Enhancement Centre	A premises or any part thereof where members of the general public attend, are invited to attend, or through which they may arrange an appointment to receive health services, including the physical external manipulation of the soft tissues of the human body, from an accredited professional for a fee.
Health Enhancement Centre (Independent)	A premises that operates as a Health Enhancement Centre for only one Health Enhancement Practitioner.
Health Enhancement Practitioner	An accredited professional who receives a fee to administer health services, including the physical external manipulation of the soft tissues of the human body.

Livestock Operation	Breeding (including any associated sale), boarding (whether for sale, shipment, inspection, appraisal, slaughter, or any other purpose), training or sale of any animal other than an animal normally considered as a domestic household pet.
Major Retail Store	Any business that sells any goods on a retail basis that has a total space that is greater than or equal to 600m ² or has an occupancy load higher than 60 persons or stores flammable materials; such as high fire load materials, major chemicals or hazardous materials.
Minor Retail Store	Any business that sells any goods on a retail basis that has a total space that is less than 600m ² and has an occupancy load of 60 persons or less and does not store flammable materials; such as high fire load materials, major chemicals or hazardous materials.
Participant Recreation Services	An indoor or outdoor facility for sports or active recreation where patrons are predominantly participants and spectators are generally incidental.
Pawn Shop	Receiving goods held as security for an advance of money.
Personal Services Shop	Providing services related to the care and appearance of the body or the cleaning or repair of personal effects.
Rental Accommodation	Providing accommodation on a temporary or permanent basis.
Restaurant or Food Service	Selling prepared food or non-alcoholic beverages for consumption on or off the premises.
Second Hand Store	Selling previously owned goods other than by Auction, Traveling or Temporary Sales or in a Flea Market or Farmer's Market.
Small Animal Breeding/Boarding Establishment	Breeding (including any associated sale), boarding or training of any animal normally considered as a domestic household pet.
Spectator Entertainment Establishment	A facility offering live theatrical, musical or dance performances or showing motion pictures.
Tobacco Sales	Selling tobacco or tobacco products including the sale of such items by vending machine.
Traveling or Temporary Sales	Selling goods or services other than food or beverages place to place, or from a temporary location in any place where the public has an expected right of access, but not including sales to a wholesale or retail dealer in any such goods.

Traveling or Temporary Food Sales	Selling food or beverages place to place, or from a temporary location in any place where the public has an expected right of access, but not including sales to a wholesale or retail dealer in any such goods.
Vehicle Fuelling Station	On-site sale of gasoline, propane or any other motor vehicle fuel product.
Vehicle Repair	The general maintenance or repair of motor vehicles or non-motorized recreational vehicles such as tent trailers, boats and other similar craft, including vehicle painting or body repair.
Vehicle Sales/Rentals	Selling or renting new or previously owned motor vehicles, or non-motorized recreational vehicles such as tent trailers, boats and other similar craft, but not including Construction Vehicle and Equipment Sales/Rentals or the sale of less than 5 previously owned vehicles per calendar year.

(S.2(a,b), Bylaw 13446, August 26, 2003)

(S.8,9, Bylaw 13821, March 1, 2005, as amended)

(S.7,8, Bylaw 14129, November 29, 2005)

(S.2, Bylaw 14383, November 14, 2006)

(S.2, Bylaw 15112, January 21, 2009)

(S.2, Bylaw 15694, April 27, 2011)

(S.31, Bylaw 15848, January 1, 2012)

(S.7, Bylaw 15883, January 1, 2012)

(S.5-6, Bylaw 16999, February 1, 2015)

SCHEDULE B – FEES AND CONSULTATIONS

A. *Licence Fees*

BUSINESS	LICENCE FEE	CONSULTATIONS	NOTIFICATIONS
Adult Theatre	\$2,236	Edmonton Police Service, Fire Rescue Services	
After Hours Dance Club	\$595	Edmonton Police Service, Fire Rescue Services	Alberta Health Services
After Hours Dance Event	\$373	Edmonton Police Service, Fire Rescue Services, Alberta Health Services	
Alcohol Sales [Consumption Off-Premises]	\$225	Fire Rescue Services	Alberta Health Services, Alberta Gaming & Liquor Commission
Alcohol Sales [Consumption On Premises / Minors Allowed]	\$225	Fire Rescue Services	Alberta Health Services, Alberta Gaming & Liquor Commission
Alcohol Sales [Consumption On Premises / Minors Prohibited]	\$595	Edmonton Police Service, Fire Rescue Services	Alberta Health Services, Alberta Gaming & Liquor Commission
Amusement Establishment	\$225	Fire Rescue Services	
Auction Establishment	\$225	Fire Rescue Services	
Bed and Breakfast	\$225	Fire Rescue Services	Alberta Health Services
Bingo Establishment	\$459	Fire Rescue Services	Alberta Health Services, Alberta Gaming & Liquor Commission
Body Rub Centre	\$761	Edmonton Police Service, Fire Rescue Services	Alberta Health Services
Body Rub Practitioner	\$225		
Carnival	(a) if 25 or more shows, games or rides then \$1,781/day to a maximum of \$17,808/year. (b) if less than 25	Fire Rescue Services	Alberta Health Services

	shows games or rides then \$748.		
Casino Establishment	\$2,983	Fire Rescue Services	Alberta Gaming & Liquor Commission
Commercial Leasing	\$225	Fire Rescue Services	
Commercial Schools	\$225	Fire Rescue Services	
Construction Vehicle and Equipment Sales/Rentals	\$225	Fire Rescue Services	
Delivery/Transportation Services	\$72/vehicle		
Escort	\$225		Alberta Health Services
Escort Agency	\$5,967	Edmonton Police Service	Alberta Health Services
Escort Agency (Independent)	\$1,061		Alberta Health Services
Exhibition Hall	\$225	Fire Rescue Services	
Exotic Entertainer	\$225		Alberta Health Services
Exotic Entertainment Agency	\$5,967	Edmonton Police Service	
Exotic Entertainment Venue	\$544	Edmonton Police Service, Fire Rescue Services	Alberta Health Services
Farmer's Market	\$225	Fire Rescue Services	
Festival	\$225		
Firearm/Ammunition Dealer	\$225	Fire Rescue Services	Edmonton Police Service
Flea Market	\$459	Edmonton Police Service, Fire Rescue Services	
Flea Market Vendor	\$51		
Food Processing	\$225	Fire Rescue Services	Alberta Health Services
Funeral, Cremation and Cemetery Services	\$225	Fire Rescue Services	
General Business	\$225		
General Contractor	\$225	Fire Rescue Services	
General Industrial	\$225	Fire Rescue Services	
Health Enhancement Centre	\$225	Fire Rescue Services	Alberta Health Services
Health Enhancement Centre (Independent)	\$225	Fire Rescue Services	Alberta Health Services
Health Enhancement Practitioner	\$87		
Livestock Operation	\$225	Fire Rescue Services	
Major Retail Store	\$459	Fire Rescue Services	
Minor Retail Store	\$225	Fire Rescue Services	

Non-Profit Organization	\$41		
Participant Recreation Services	\$225	Fire Rescue Services	
Pawn Shop	\$459	Edmonton Police Service, Fire Rescue Services	
Personal Services Shop	\$225	Fire Rescue Services	
Rental Accommodation	\$225	Fire Rescue Services	Alberta Health Services
Restaurant or Food Sales	\$225	Fire Rescue Services	Alberta Health Services
Second Hand Store	\$459	Edmonton Police Service, Fire Rescue Services	
Small Animal Breeding/Boarding Establishment	\$459	Fire Rescue Services	
Spectator Entertainment Establishment	\$459	Fire Rescue Services	
Tobacco Sales	\$459		Health Canada
Traveling or Temporary Sales (3+ days)	\$225		
Traveling or Temporary Sales (1–3 days)	\$51		
Traveling or Temporary Food Sales (3+ days)	\$225		Alberta Health Services
Traveling or Temporary Food Sales (1–3 days)	\$51		Alberta Health Services
Vehicle Fuelling Station	\$225	Fire Rescue Services	
Vehicle Repair	\$225	Fire Rescue Services	
Vehicle Sales/Rentals	\$225	Fire Rescue Services	

B. Other Fees

FEE	AMOUNT
Consultation Fee	\$72
Home-Based Business Fee	\$50
Non-Resident Licence Fee	\$518
Service Fee	\$46

- (S.4(a), Bylaw 15040, December 10, 2008)
(S.3, Bylaw 15112, January 21, 2009)
(S.4(a), Bylaw 15327, December 01, 2009)
(S.4(a), Bylaw 15596, December 7, 2010)
(S.2,3,4, Bylaw 15668, February 2, 2011)
(S.3,4, Bylaw 15694, April 27, 2011)
(S.32, Bylaw 15848, January 1, 2012)

(S.8, Bylaw 15883, January 1, 2012)
(S.14, Bylaw 15950, February 1, 2012)
(S.3, Bylaw 16256, November 14, 2012)
(S.2, Bylaw 16303, February 1, 2013)
(S.2, Bylaw 16520, February 1, 2014)
(S.7, Bylaw 16999, February 1, 2015)
(S.2, Bylaw 17449, February 1, 2016)

(NOTE: Consolidation made under Section 69 of the *Municipal Government Act*, R.S.A. 2000, c. M-26 and Bylaw No. 12005, and printed under the City Manager's authority.)

Bylaw 13138, passed by Council August 29, 2002

Amendments:

- Bylaw 13213, November 26, 2002
- Bylaw 13446, August 26, 2003
- Bylaw 13757, June 15, 2004
- Bylaw 13875, December 7, 2004
- Bylaw 13821, March 1, 2005, as amended
- Bylaw 14129, November 29, 2005
- Bylaw 14169, December 14, 2005
- Bylaw 14192, December 20, 2005
- Bylaw 14383, November 14, 2006
- Bylaw 14427, December 6, 2006
- Bylaw 14833, December 14, 2007
- Bylaw 15040, December 10, 2008
- Bylaw 15112, January 21, 2009
- Bylaw 15165, April 29, 2009
- Bylaw 15327, December 01, 2009
- Bylaw 15596, December 07, 2010
- Bylaw 15668, February 02, 2011
- Bylaw 15694, April 27, 2011
- Bylaw 15848, January 1, 2012
- Bylaw 15883, January 1, 2012
- Bylaw 15950, February 1, 2012
- Bylaw 16119, August 29, 2012
- Bylaw 16256, November 14, 2012
- Bylaw 16303, February 1, 2013
- Bylaw 16371, June 15, 2013
- Bylaw 16520, February 1, 2014
- Bylaw 16997, October 22, 2014
- Bylaw 16999, February 1, 2015
- Bylaw 17281, June 23, 2015
- Bylaw 17449, February 1, 2016
- Bylaw 17515, January 26, 2016
- Bylaw 17531, March 1, 2016