

Date: 2020-01-16

Subject: **Housekeeping Amendments to Business Licensing By-Law 332-2013**

Contact: Janice Adshead, Deputy Clerk, City Clerk's Office, Legislative Services

Report Number: Legislative Services-2023-101

Recommendations:

1. That the report from Janice Adshead, Deputy Clerk, City Clerk's Office, Legislative Services, to the Committee of Council meeting of February 1, 2022, re: Housekeeping Amendments to Business Licensing By-law 332-2013, be received, and
2. That a By-law be enacted, generally as set out in Attachment 1, to amend Business Licensing By-law 332-2013, as amended, to remove the licensing provisions and schedules for vendors of fireworks, given the City's adoption of Fireworks By-law 243-2022.

Overview:

- **Fireworks By-law 243-2022, passed on December 14, 2022, prohibits the sale of fireworks within the City. As a result, a housekeeping amendment is required to remove Schedule S-13, relating to vendors of consumer fireworks, from Business Licensing By-law 332-2013.**
- **Public notice of this housekeeping amendment to the Business Licencing By-law has been given in accordance with the Procedure By-law.**

Background:

Section 121 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a local municipality may prohibit and regulate the sale and possession of fireworks and the setting off of fireworks, and further that a by-law may prohibit those activities unless a permit is obtained from the municipality that may impose conditions for obtaining, continuing to hold and renewing the permit, including requiring the submission of plans.

On November 28, 2022, City Council adopted Resolution CW376-2022 which prohibits the use, purchase, discharge, possession, sale and offer to sell all fireworks including Consumer Fireworks, Display Fireworks, Pyrotechnics and Prohibited Fireworks. This resulted in the enactment of Fireworks By-law 243-2022, which as of December 14, 2022, prohibits the sale of fireworks.

The purpose of this report is to amend the Business Licensing By-law to align with the new Fireworks By-law.

Current Situation:

Business Licensing By-Law 332-2013, Schedule 13, relating to Vendors of Consumer Fireworks, permits the sale of fireworks to the public provided a person obtains a Licence. Removing Schedule 13 is required to align the Business Licensing By-law with the new Fireworks By-law.

It is recommended that a by-law be enacted to amend Business Licensing By-law 332-2013, as amended, to remove the licensing provisions and schedules related to vendors of fireworks for public sale, given the City's adoption of Fireworks By-law 243-2022. A draft by-law is attached to this report for reference.

The amending by-law will be presented to the Council meeting on January 25, 2023, for enactment.

Corporate Implications:

Financial Implications:

There are no financial implications resulting from this report.

Other Implications:

Public notice for a proposed amendment to Business Licensing By-law 332-2013 is required by the Procedure By-law. Public notice was given by web posting on January 26, 2023.

Term of Council Priorities:

The report implements Council's direction to support and further a Healthy and Safe City and a Well-run City.

Conclusion:

This report recommends that a by-law be enacted to amend Business Licensing By-law 332-2013, as amended, to remove Schedule 13 relating to Vendors of Consumer Fireworks, given the City's adoption of Fireworks By-law 243-2022.

Authored by:

Reviewed by:

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City Clerk's Office

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Approved by:

Approved by:

Paul Morrison, Acting Commissioner,
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Marlon Kallideen, Chief Administrative
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Attachments:

Attachment 1 – Draft By-law for Housekeeping Amendments to Business Licensing By-Law 332-2013, as amended.