

THE CORPORATION OF THE TOWN OF AJAX

BY-LAW NUMBER 29-2001

A By-law to licence, regulate and govern Hawkers and Peddlers.

WHEREAS pursuant to the provisions of the Municipal Act, R.S.O. 1990, Chapter M.45 as amended, by-laws may be passed by the Councils of local Municipalities;

AND WHEREAS it is deemed expedient by The Corporation of the Town of Ajax to licence Hawkers and Peddlers;

NOW THEREFORE the Council of The Corporation of the Town of Ajax enacts as follows:

DEFINITIONS

- 1) In this By-law:
 - a) "Licence" shall mean a licence issued by the Corporation of the Town of Ajax and shall include a photograph of the licensee embossed thereon.
 - b) "Hawker/Peddler" shall mean and include any person who goes from place to place or to a particular place with goods, wares or merchandise for sale, or who carry and expose samples, patterns or specimens of any goods, wares or merchandise that are to be delivered in the Town afterwards.
 - c) "Person" shall mean an individual and shall not include a corporation, partnership or other form of legal entity.
 - d) "Town" shall mean the Corporation of the Town of Ajax.

LICENCES REQUIRED

- 2) No person shall operate or carry on the business of a Hawker or Peddler within the Town without first having obtained a licence therefore from the Town.

LICENCE APPLICATION

- 3)
 - a) An application for a licence issued under this by-law shall be made in the form approved by the Town Council.
 - b) A licence issued under this by-law shall be valid until December 31 in the year it is issued.
 - c) A licence issued under this by-law shall not be transferrable.

FEE

- 4) The fee for a licence under this by-law shall be as shown in Schedule 'B' attached hereto.

GENERAL

- 5) The licensee shall at all times while carrying on the business of Hawking and Peddling have the licence issued to him with him and shall upon demand exhibit it to any Municipal Law Enforcement Officer or Peace Officer and if the licensee fails to do so is guilty of an offence.
- 6) No person shall hawk or peddle any goods, wares or merchandise other than what is indicated on his licence.
- 7) No person shall hawk or peddle any goods, wares or merchandise at a particular place other than the place indicated on his licence.
- 8) Any person licenced under this by-law shall comply with all by-laws of the Town. The issuance of a licence does not give the licensee the right to hawk and peddle in any area where the Zoning By-law or any other By-law does not permit such activity.
- 9) No person who does not have a licence indicating a particular place shall hawk or peddle any goods, wares or merchandise at any one location for more than 15 minutes in any day.

ENFORCEMENT

- 10) Any person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to a fine or penalty for each offence, exclusive of costs as prescribed by the Provincial Offences Act, R.S.O. 1990.

SEVERABILITY

- 11) If a Court of competent jurisdiction should declare any section or part of a section of this by-law to be invalid, such section or part of a section shall not be construed as having persuaded or influenced Council to pass the remainder of this by-law and it is hereby declared that the remainder of the by-law shall be valid and shall remain in force.

REPEAL OF PREVIOUS BY-LAWS

- 12) By-law Numbers 76-94 and 13-94 are hereby repealed.

DATE EFFECTIVE

13) This by-law shall come into force and have effect from and after the final passing thereof.

READ a first and second time this Twenty-Sixth day of February, 2001.

READ a third time and finally passed this Twenty-Sixth day of February, 2001.

Mayor

Clerk

SCHEDULE 'B'
TO BY-LAW NUMBER 29-2001

A By-law to licence Hawkers and Peddlers.

The licence fee shall be \$200.00 per year for Hawkers and Peddlers who go from place to place.

The licence fee shall be \$50.00 for each day of operation per location to a maximum of \$2,000.00, for Hawkers and Peddlers who go to a particular place.

HAWKER /PEDDLER LICENCE APPLICATION

Town of Ajax
 65 Harwood Avenue South
 Ajax, Ontario
 L1S 2H9

Application Type
 Renewal
 New

Name	Date
Address (include postal code)	Home Phone
Name of Business	Business Phone
Business Address (include postal code)	
Product to be Hawked or Peddled	

If application is for Hawker or Peddler’s Licence for specific locations and dates, please complete the following:

Locations
Dates

I solemnly declare that to the best of my knowledge, the above information is true and complete in all respects. I have read and will comply with provisions in the Town of Ajax By-law to govern, regulate and licence hawkers and peddlers.

Signature of Applicant

Note: All licences expire December 31st of each year.

Personal information contained on this form is collected under the authority of the Municipal Act, and will be used for the purpose of making a determination of the application and maintaining a business record upon acceptance. Questions about this collection should be directed to D. A. Williams, Manager, By-law Services at 65 Harwood Avenue South, Ajax, Ontario L1S 2h9. (905)619-2529, ext. 344

for office use only

Issued By	Date	Fee Paid
------------------	-------------	-----------------