

THE CORPORATION OF THE TOWN OF
NORTHEASTERN MANITOULIN AND THE ISLANDS

BY-LAW NUMBER 98-21

BEING A BY-LAW TO LICENSE, REGULATE AND GOVERN
HAWKERS AND PEDLARS

WHEREAS the Municipal Act, R.S.O. 1990, Chapter M.45, Section 234, provides for licensing, regulating and governing persons who go 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 Municipality afterwards.

NOW THEREFORE the Council of the Corporation of the Town of Northeastern Manitoulin and the Islands ENACTS AS FOLLOWS:

1. That every person who goes from place to place or to a particular place with goods, wares or merchandise for sale within the Town of Northeastern Manitoulin and the Islands or who carries and exposes samples, patterns or specimens of goods, wares, merchandise or services which is to be delivered in the Municipality afterwards shall obtain a licence for doing so from the Licence Issuer.
2. The applicant for such licence shall make out an application in writing to the Licence Issuer on the form as set out in Schedule "A".
3. The Licence Issuer shall be the Clerk of the Municipality or his designate.
4. That the licence fee for a licence issued under this By-law is hereby established at FIVE HUNDRED DOLLARS (\$500.00) for persons who have not resided continuously within the Municipality for which the licence is sought for a period of at least twelve months (12) prior to the application therefore and no licence shall be issued unless and until the proper fee has been paid.
5. That the licence fee for a licence under this By-law is hereby established at TWO HUNDRED DOLLARS (\$200.00) for persons who have resided continuously within the Municipality for which the licence is sought for at least a twelve month period prior to the application therefore and no licence shall be issued unless and until the proper fee has been paid.
6. Any person applying for a licence under sections 4 and 5, and operating from a set location rather than hawking or peddling from door to door, shall produce written approval at the time of application from the owners of the property on which they wish to stand and sell. Approval shall also be required from the Municipality to sell on Municipally-owned land or highway right-of-way within the Town of Northeastern Manitoulin and the Islands.
7. A licence issued under this By-law shall be valid only from the date of issue until December 31st of the year of its issue.
8. Notwithstanding the foregoing provisions in this By-law, it shall not be necessary for persons residing within the Municipality to obtain a licence where hawking and peddling is done exclusively for a religious, charitable, educational or patriotic purpose, provided that permission in writing has first been received from the Council of the Town of Northeastern Manitoulin and the Islands.

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9. The Licencee shall at all times while carrying on his business have his licence with him and shall upon demand, exhibit it to any municipal or peace officer.
10. That any other By-laws that conflict with this By-law be, and are hereby rescinded.
11. Any person who contravenes any provisions of this by-law is guilty of an offense and liable to a penalty as provided by law.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this
1st day of April, 1998.

Kenneth Ferguson Mayor

Edwin Bond Clerk

THE TOWN OF NORTHEASTERN MANITOULIN AND THE ISLANDS

POLICY REGARDING USE OF MUNICIPALLY-OWNED LAND AND HIGHWAY RIGHT-OF-WAYS

1. The policy regarding the use of Municipally-owned lands or highway right-of-ways within the Town of Northeastern Manitoulin and the Islands shall be as follows:
 - a) There shall be only three locations on Municipally-owned lands where persons can stand and sell goods, merchandise or services and are as follows:
 - i) Manitoulin Tourist Information Centre
 - ii) Downtown
 - a) Memorial Park
 - b) Manitowaning Plaza
2. Applications for rental of these locations must be received by May 15 of any year.
3. If more than one application is received for the same location, allocation will be made by means of a lottery system.
4. The current rental fee for each location is TWO HUNDRED AND FIFTY DOLLARS (\$250.00).
5. There shall be only one (1) application per person.
6. There shall be no standing or selling of goods, merchandise or services from highway right-of-ways.
7. The granting or refusing to rent any location shall be at the sole discretion of the Town of Northeastern Manitoulin and the Islands.