

CORPORATION OF THE VILLAGE OF COBDEN

BY-LAW # 1994-13

BEING, a by-law to licence "Transient Traders and Auctioneers" wishing to operate a business within the Village of Cobden.

NWO THEREFORE, the Council of the Corporation of the Village of Cobden enacts as follows:

1. This by-law may be cited as the "Transient Trader/Auctioneers By-law".

2. Definitions:

Auctioneer - Resident	-Person residing within the County of Renfrew possessing a Renfrew County Auctioneers License.
Auctioneer - Non-Resident	-Person residing outside the County of Renfrew possessing a Renfrew County Auctioneers License.
Business	- A trade, calling, business, occupation, manufacture or industry and includes the sale, order or hire of goods and services on an intermittent or one-time basis.
Transient Trader	-Person who conducts a business on an adhoc basis and pays no business tax to the Village of Cobden under the Assessment Act.
Transient Trader's Place of Business	-Any premise, real property, public property including the streets of the Village.

3. Transient Trader:

Any person or persons wishing to carry on a business as a Transient Trader shall be required to obtain a license from the Corporation of the Village of Cobden. The cost of said license shall be assessed on a fiscal year basis and shall be assessed as follows:

Class # 1 - Door to door sales, magazines, encyclopedias, vacuum cleaners, etc. shall be assessed at the rate of \$100.00. Local non-profit groups exempt.

Class # 2 - Mobile food units shall be assessed at the rate of \$200.00.

Class # 3 - Transient photographers shall be assessed at the rate of \$100.00.

Class # 4 - Midways shall be assessed at the rate of:
Un-sponsored midway shall pay \$500.00 .

Class # 5 - Produce stands, chip wagons and adhoc food outlets shall be assessed at the rate of \$200.00.

Class # 6 - Market (Minimum of 4 outlets) including produce, arts and crafts clothing, foods shall be assessed at a rate of \$200.00.

4. Auctions:

- (a) Non Resident Auctioneer wishing to conduct an auction within the Village of Cobden are required to obtain the appropriate license from the Clerk of the Village of Cobden. Refunds for unused portions of auction licenses are not permitted.
- (b) Persons wishing to auction goods, be it old or new, shall be required to have said auction conducted by an auctioneer who is licensed by the County of Renfrew.
- (c) All auctioneers must comply with the regulations and provisions herein.
- (d) All auctions by non resident auctioneers and Class # 2 must be licensed prior to the date of the auction.
- (e) Fees for auctions shall be as follows:

Class # 1 Auctions considered to be household auctions conducted by a resident auctioneer which are held for the purpose of liquidating personal property from an estate, etc. shall be assessed at No Charge per auction.

Class # 2 Auctions considered to be a business conducted by a "Resident Auctioneer" shall be assessed at the rate of \$100.00 per auction.

Class # 3 Auctions considered to be a business conducted by a "non resident Auctioneer" shall be assessed at the rate of \$1,200.00 per annum which entitles 12 auctions. The fee for one auction shall be the same as the fee for twelve auctions.

5. Licenses issued under this by-law are not transferable.

6. All licensees shall cause their license to be prominently displayed in their place of business or on their person if no premise is associated with their business, at all times that the said business is being conducted.


7. Enforcement:

- (a) This by-law shall be enforced under the Provincial Offences Act by any person designated by the Village of Cobden as an Enforcement Officer.
- (b) Any person who contravenes any of the provisions of this by-law is guilty of an offence and is liable to a fine of up to \$2,000.00 exclusive of costs, recoverable under the provisions of the Provincial Offences Act.
- (c) For the purposes of this by-law, each day of continued offence shall be deemed to be a separate offence.

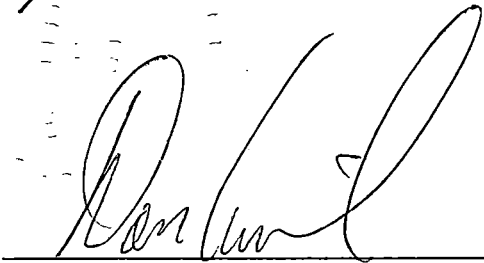
8. The Issuer of Licenses may refuse to issue a license unless and until compliance with the provisions of the By-law or any other requirements referred to herein, is established by the applicant, owner of the business or by the occupier of the premises for which the license is required.

9. This By-law shall come into force and effect on the 1st day of January, 1995.
10. Any previous by-law or portion thereof inconsistent herewith be and is hereby repealed.

READ A FIRST, SECOND AND THIRD TIME and finally passed this 10 day
of January 1995.



REEVE



CLERK-TREASURER