

**THE CORPORATION OF THE TOWNSHIP OF MAGNETAWAN**

**BY-LAW NO. 1998-20**

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

WHEREAS the Municipal Act, R.S.O. 1980, c. 302 Section 230(1), provides that Councils may pass By-laws to license, regulate and govern hawkers and peddlers;


NOW THEREFORE, THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF MAGNETAWAN HEREBY 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 Township of Magnetawan or who carries and exposes samples, patterns or specimens of goods, wares or merchandise which is to be delivered in the municipality afterwards shall obtain a license for so doing from the Township of Magnetawan Clerk.
2. The fee for a license under this By-law shall be as per Schedule "A" attached.
3. A license issued under this By-law shall be valid only from the date of its issue until December 31st of the year of its issue.
4. Application for a license under this By-law shall be made in writing to the Township clerk on the form of application approved by Council and the fee for the license shall be paid to the Treasurer of Magnetawan.
5. No license shall be required for hawking, peddling or selling goods, ware or merchandise:
  - a) to wholesale or retail dealers in similar goods, wares or merchandise; or
  - b) in the foods, wares or merchandise are grown, produced or manufactured in Ontario and are hawked, peddled or sold by the grower, producer or manufacturer or his agent or employee having written authority to do so, in the municipality in which the grower, producer or manufacturer resides; or
  - c) if the goods, wares or merchandise were grown or produced by a farmer resident in Ontario who offers for sale or sells only the produce of his own farm; or
  - d) if the goods, wares or merchandise are hawked, peddled or sold by a person who pays business tax in the municipality or by his employee or by his agent; or
  - e) if the goods, wares or merchandise are hawked, peddled or sold by an agent of the grower, producer or manufacturer acting on behalf of a dealer who pays business tax in the municipality in respect of premises used for the sale of such goods, wares or merchandise.
6. No person shall go from place to place or to a particular place with goods, wares or merchandise for sale within the Township of Magnetawan or shall carry and expose samples, patterns or specimens of foods, wares or merchandise which is to be delivered in the municipality afterwards without first obtaining a license under the provision of this By-law.
7. In a prosecution of a breach of this by-law, the onus of proving that he does not, for any reasons mention in Paragraph 5 above, require to be licensed, shall be upon the person charged.

8. Every person who contravenes any provision of this By-law is guilty of an offense and on conviction is liable to a fine of not more than the maximum as permitted under the Provincial Offenses Act exclusive of costs, and every such fine shall be recoverable under the Provincial Offenses Act.

READ A FIRST, SECOND AND THIRD TIME IN OPEN COUNCIL AND FINALLY PASSED THIS 3RD DAY OF JUNE, 1998.

  
\_\_\_\_\_  
Reeve

  
\_\_\_\_\_  
Clerk

LICENSES FEES

	<u>Resident</u>	<u>Non-Resident</u>
Hawker/Peddler License	\$250.00	\$500.00
Hawker/Peddler Agent	\$ 50.00	\$250.00
Charitable, Athletic, Educational, Philanthropic, Religious, Community, Welfare or Fraternal,	N/C	N/C
Refreshment Vehicles or Carts	\$500.00	
All other Businesses, Trades or Occupations	\$50.00	

TOWNSHIP OF MAGNETAWAN

APPLICATION FOR HAWKER/PEDDLER LICENCE

PLEASE PRINT:

1. Name of Applicant: \_\_\_\_\_

Present Address: \_\_\_\_\_

Phone No: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

2. Will you be working as sole proprietor? \_\_\_\_\_

3. If you are working for a merchandise distribution company or as a partnership the following information is required:

NAMES OF PARTNERS AND/OR NAME OF CORPORATION

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ADDRESS: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

4. Will you be selling from a particular location in the Township of Magnetawan? \_\_\_\_\_

Please list these locations: \_\_\_\_\_

\_\_\_\_\_

Have you obtained written permission from the owners of the properties listed above to seel at that location? Please provide a copy of the letter of permission.

5. Will you be selling door to door?

6. List the merchandise you will be selling:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

For Office Use:

Date Application received: \_\_\_\_\_

Date Application approved: \_\_\_\_\_

Licence Fee Paid: \_\_\_\_\_

If Application refused, reason for refusal:

\_\_\_\_\_  
\_\_\_\_\_

TOWNSHIP OF MAGNETAWAN

APPLICATION FOR REFRESHMENT VEHICLE OR CART

Business Name: \_\_\_\_\_

Owners Name: \_\_\_\_\_

Address: \_\_\_\_\_

Postal Code: \_\_\_\_\_ Phone #: \_\_\_\_\_

Applicant

1. Sole Proprietor  
Name: \_\_\_\_\_

2. Partnership  
Names: \_\_\_\_\_

3. Corporation Name: \_\_\_\_\_

4. Location of where vending: \_\_\_\_\_

Office Use:

Date Received: \_\_\_\_\_

Date Received

Certificate of Insurance: \_\_\_\_\_

Health Dept. Approval: \_\_\_\_\_

Fire Dept. Approval: \_\_\_\_\_

Zoning Approval: \_\_\_\_\_

Property Owners Letter: \_\_\_\_\_

Year of Vehicle \_\_\_\_\_ Make \_\_\_\_\_ Model \_\_\_\_\_

Licence Number if Applicable: \_\_\_\_\_

Date of Approval \_\_\_\_\_

Licence Fee Paid \_\_\_\_\_

Licensing Officer \_\_\_\_\_