

*Amended
12/9/34*

WHEREAS under the provisions of the Consolidated Municipal Act, R. S. O. 1914, power is given to Municipal Councils in Cities, Towns and Villages to pass By-Laws licensing and regulating the owners of stores, shops and other places (other than taverns and shops holding licenses under the Liquor License Act) where tobacco, cigars and cigarettes are sold by retail.

AND WHEREAS it is deemed expedient by the Municipal Council of the City of North Bay to pass such a By-Law.

THEREFORE the Municipal Council of the City of North Bay enacts as follows:-

1. That any person or persons desirous of keeping tobacco, cigars or cigarettes for sale shall before commencing the sale thereof, obtain a license from the City Clerk for the keeping of such for sale, and the City Clerk is hereby authorized to issue or grant to such person as may apply for same, and who shall have paid the rate hereinafter mentioned, a license for the sale of tobacco, cigars and cigarettes as desired.

2. That for a license to sell cigars, cigarettes and tobacco there shall be paid an annual fee of \$50.00. For a license to sell cigarettes and tobacco there shall be paid an annual fee of \$25.00. For a license to sell tobacco, but not including cigars and cigarettes, there shall be paid an annual fee of \$5.00.

3. That all licenses under this By-Law shall be annual and shall date from the first day of January, 1935.

4. No person or persons licensed under this By-Law to sell tobacco cigars and cigarettes shall keep open his store for the purpose of selling, or shall sell any tobacco, cigars or cigarettes on Sunday.

5. No person licensed under this By-Law to sell tobacco, cigars or cigarettes by retail shall, directly or indirectly, sell any tobacco, cigars or cigarettes otherwise than by the regular sale thereof in his licensed shop; and no tobacco, cigars or cigarettes shall be sold by means of any mechanical device or machine exposed inside or upon the outside of such licensed shop.

6. Any person or persons convicted of a breach of any of the provisions of this By-Law, shall forfeit and pay at the discretion of the convicting Magistrate, a penalty not exceeding Fifty Dollars \$50.00 exclusive of costs, for each offence, and in default of payment of the said penalty and costs forthwith, the said penalty and costs, or costs only, may be levied by distress and sale of the goods and chattels of the offender, and in case of there being no distress out of which said penalty can be levied, the convicting Magistrate may commit the offender to the Common Gaol of the City of North Bay, with or without hard labour for a period not exceeding twenty-one (21) days unless the said penalty and costs (if any) including the costs of the said distress and of the committal and conveyance of the offender to the said Gaol are sooner paid.

7. By-Laws Numbers 456 and 1026 are repealed as of the thirty-first day of December, 1934.

8. This By-Law to go into force and effect on the first day of January, A. D. 1935.

Read a First time in Open Council this 21st day of May, 1934.

Read a Second time in Open Council this 21st day of May, 1934.

PASSED in Open Council this 18th day of June, 1934.

W. G. DeWitt

MAYOR

H. B. Pelley

CLERK