

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2003-114**

**BEING A BY-LAW TO AMEND LICENSING  
BY-LAW No. 139-95 FOR OUTDOOR TABLES**

WHEREAS Licensing By-law No. 139-95 establishes certain fees for the acquisition of Municipal Business Licenses.

AND WHEREAS Council deems it desirable to amend licensing By-law No. 139-95 as it relates to outdoor table licenses and municipal events

AND WHEREAS Resolution No. 2003-233 passed at the Council meeting held April 22, 2003 authorized amendments to reflect new fees with respect to outdoor table licenses;

**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. By-Law 139-95 is hereby amended by renaming section 10 as section 10(1) and by inserting the following paragraph 10 (2):

Outdoor Tables

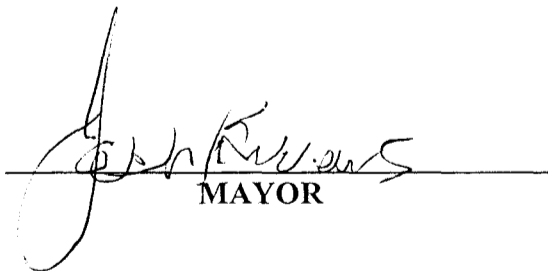
“10 (2) No person shall place tables on a sidewalk area without a license issued under this by-law.

2. Section 25 of By-law 139-95 (Application of Schedules ) is hereby amended by deleting the numeral 13 and inserting in lieu thereof the numeral “14”
3. Schedule “1” to By-law No. 139-95 (Fees) is hereby deleted and replaced with the attached Schedule “1”.
4. By-law No. 139-95 is hereby amended by adding thereto the attached Schedule 14 – Outdoor Tables.
5. This by-law shall come into force and take effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THIS 28<sup>TH</sup> DAY OF JULY, 2003.

READ A SECOND TIME IN OPEN COUNCIL THIS 28<sup>TH</sup> DAY OF JULY, 2003.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 28<sup>TH</sup> DAY OF JULY, 2003.

  
MAYOR

  
CITY CLERK

THIS IS SCHEDULE "14" – OUTDOOR TABLE LICENSES TO BY-LAW NO. 139-95 OF THE CORPORATION OF THE CITY OF NORTH BAY

1. This Schedule is to apply to outdoor table licenses for the seasonal use of sidewalk areas.
2. Every owner requesting an outdoor table license as classified in Schedule "1", shall procure a policy of insurance endorsed to the effect that the City of North Bay shall be a named insured and will be given at least ten (10) days' notice in writing of any cancellation, insuring the City for at least the amount of One million dollars (\$1,000,000.00) for comprehensive general liability against loss or damage resulting from bodily injury to or death of one or more persons, or from loss of or damage to property resulting from any accident. A copy of the certificate of such policy shall be deposited with Licensing Manager prior to the licence being acted upon.
3. Every applicant for an outdoor table licence shall submit a sketch for the approval of the Licensing Manager, to show that:
  - (a) adequate space of a minimum of 5 feet in width for pedestrian passage is being maintained;
  - (b) current standards of engineering requirements for public services is being maintained, including fire hydrants, drainage, etc,
4. The licensee shall not encumber the sidewalk any further than as shown on the sketch approved by the Licensing Manager.
5. The licensee shall not damage the sidewalk area or make any permanent attachments to the sidewalk area.
6. The licensee shall maintain the sidewalk area in the manner shown on the sketch approved by the Licensing Manager.
7. The Licensee shall clean and keep clean the area of the sidewalk patio and keep it free from papers and rubbish of any kind.
8. No tables or chairs shall be placed so as to interfere with access by wheelchairs.
9. The surface area of a sidewalk patio may not exceed the interior licensed floor area of a restaurant licensed by the L.L.B.O.
10. The licensee shall erect and maintain a fence or other vertical barrier to delineate the perimeter of a licensed sidewalk patio area, with the exception of access openings, to the standard required by the LLBO.
11. The top rail of a fence shall be painted white and the remainder of the fence shall be painted in a contrasting colour for the benefit of visually impaired people.
12. The sidewalk area shall not be used or furniture positioned in such a manner as to obstruct exit from the restaurant.
13. The license shall clearly illuminate patio entrances and patio to restaurant entrances.
14. The licensee shall comply with all other applicable law.
15. No advertising is permitted on the sidewalk by virtue of the outdoor table license.
16. No frame sandwich board signs are permitted on the sidewalk near the sidewalk patio.

THIS IS SCHEDULE "1" TO BY-LAW NO. 139-95 OF THE CORPORATION OF  
THE CITY OF NORTH BAY

RELATING TO ANNUAL FEES FOR LICENSES

<b>Business Class</b>	<b>Fee</b>	<b>Applicable Schedule</b>
Auctioneer	\$ 100.00 per year	2
Places of Amusement Pool Tables, Bowling Alleys, Arcade Games	\$ 100.00 per year	3, 4 (Bowling Alleys)
Circus	\$ 100.00 per visit	5
Midway	\$ 100.00 per visit	5
Hawkers and Peddlars (out of town)	\$ 200.00 for 5 days \$ 50.00 for each addition day	6
Hawkers and Peddlars (local)	\$ 100.00 per year	6
Craft Sales (out of town participants)	\$ 10.00 per day	6
Trade Shows (out of town participants)	\$ 25.00 per day	6
Municipal Event – Hawkerc and Peddlars (local and out of town participants)	\$ 100.00 1 <sup>st</sup> vendor \$ 75.00 per additional vendor	6
Pawnbroker	\$ 100.00 per year	7
Ice-cream/Confectionary Carts	\$ 50.00 per year \$ 25.00 per add. cart	10
Non-powered food carts (prepared foods)	\$ 200.00 per year \$ 50.00 per cart	10
Powered vehicles (prepared foods)	\$ 200.00 per year \$ 50.00 per add. Cart	10
Municipal Event Multiple Food Vendors – Refreshment Vehicle (Five (5) day license)	\$ 100.00 1 <sup>st</sup> vendor \$ 75.00 per additional vendor	10
Cigar, Cigarette and Tobacco	\$ 50.00 per year	11
Restaurant	\$ 50.00 per year	13
Outdoor Table Licenses	\$ 10.00 per license	14