



## THE CORPORATION OF THE TOWN OF FORT ERIE

### SCHEDULE "1" - By-law No. 217-05

#### NEW BUSINESS

#### 1. **DEFINITIONS**

In this Part:

- (a) "New Business" means any person including a corporation, partnership, agent or trustee who offers goods, wares, merchandise or services for sale or hire on a permanent basis in any manner in a properly zoned location in the Town other than a residential zone, either directly or by way of sample or catalogue for delivery later;
- (b) "Services" means services,
  - (i) provided in respect of goods or other real property, or
  - (ii) provided for social, recreational or self-improvement purposes, or
  - (iii) that are in their nature instructional or educational.

#### 2. **PURPOSE OF BY-LAW**

The purpose of the licencing of New Businesses relates to matters of Health and Safety, Nuisance Control and Consumer Protection.

#### 3. **LICENCE FEE**

The annual licencing fee shall be as established in **Schedule "LLS-A"** of By-law No. 40-09 as amended or superseded from time to time.

#### 4. **CONDITIONS**

- 4.1 Upon receipt of the application and fee, the Coordinator, Community Liaison and Business Licencing or designate shall circulate the application to the following departments for approval:
  - (a) Planning Department to ensure compliance with the Official Plan and Zoning By-law for the proposed use at the location stated on the application;

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- (b) Building Department for compliance with the Building Code and Property Standards By-law;
  - (c) Fire Department for compliance with the Fire Code.
- 4.2 The provisions of this by-law shall not apply to:
- (a) Any manufacturing activity or an industry, except to the extent that it sells its products or raw materials by retail;
  - (b) The selling of goods by wholesale;
  - (c) The generation, exploitation, extraction, harvesting, processing, renewal or transportation of natural resources;
  - (d) The carrying on of a business as a home occupation in compliance with the Zoning By-law of the Town;
  - (e) The carrying on of a home occupation trade as provided for under the provisions of the Zoning By-law of the Town.