

SCHEDULE "B"

BY-LAW NO. 99-60

APPLICATION FOR LICENCE

APPLICANT'S NAME: _____

APPLICANT'S ADDRESS: _____

TELEPHONE NUMBER: _____

TYPE OF LICENCE: _____

LOCATION OF LICENCE
(IF OTHER THAN ABOVE) _____

LICENCE AUTHORITY
BY-LAW NO. _____

LICENCE FEE \$ _____ ROLL NO. _____

CONDITIONS OF ISSUANCE:

1. _____

2. _____

3. _____

I, _____ of the _____ of _____

do hereby confirm that I am aware of and accept the conditions set out with respect to the issuance of this licence and agree to the terms of this licence and of By-law No. _____ of the Township of Lake of Bays, concerning the function licences herewith. I further hereby indemnify and save harmless the Township of Lake of Bays, its Committees and Employees, from any and all claims arising out of the business activity authorized by this licence;

Witness

Applicant

APPENDIX I

AUCTIONEER

1. Every auctioneer shall keep proper books of account of the business transacted by him as an auctioneer, which books shall give the names and addresses of the owners of the goods, wares or merchandise to be sold, the description of same, the price for which same may be sold, and the names and addresses of the persons purchasing such goods or wares.
2. The auctioneer shall forthwith after the sale of such goods account for the proceeds and pay the same to the person entitled to such proceeds, less his proper and legal commission and charges.
3. No auctioneer shall:
 - (a) permit any disorder in his auction room or offices or at any auction held by him;
 - (b) make or permit or be made any misrepresentations as to the nature, content, quantity, quality of goods, wares, merchandise or effects which may be offered for sale by him;
 - (c) do any act that is calculated to or which may reasonably have the effect of confusing a purchaser as to the amount he pays for article or articles;
 - (d) avail himself of the services of or act in concert with persons known in the trade as "beaters", "boosters" or "shills" for the purpose of raising or stimulating bids.

APPENDIX II

REFRESHMENT VEHICLE

1. Any person to whom a licence is issued under this By-law may be limited or otherwise regulated in respect to the location or areas within which such person may carry on their business activities as otherwise permitted under this By-law in the absolute discretion of the said Township, including upon any highway or part of it or in any public park or any public place under the jurisdiction of the Township and said limits will be shown as conditions in the licence;
2. The applicant shall maintain the refreshment vehicle in a safe and clean condition;
3. The applicant shall provide original proof of insurance with a public liability coverage of a minimum of \$1,000,000.00 (one million dollars);
4. A refreshment vehicle licensed under the By-law shall be not permitted to operate on any Township property unless the location is specifically authorized on the licence.
5. The operator of a refreshment vehicle licensed under this By-law shall remove all litter that occurs in the vicinity of its location as a result of the business operated from the said licenced vehicle;
6. The applicant shall submit the vehicle to inspection by the Muskoka-Parry Sound District Health Unit, and return an original copy of its report with the licence application;
7. In the case where a Refreshment Vehicle uses propane, the licensee must tender to the Municipality a certificate from a Provincially licensed propane fitter indicating that the propane unit has been installed and operates properly.
8. No person shall operate a refreshment vehicle using any sound amplification.
9. The applicant shall submit a photograph of the vehicle or other similar evidence of appearance of the vehicle with the application;
10. The vehicle shall not be used for business in a location not described in the licence without prior approval of the Township;
11. The applicant shall submit a letter of approval from the landowner, where the vehicle is to be situated.

APPENDIX III

HAWKERS AND PEDDLERS

1. No licence shall be required for hawking, peddling, or selling goods, wares or merchandise:
 - (a) to wholesale or retail dealers in similar goods, wares or merchandise;
 - (b) to not-for-profit and charitable organizations;
2. Each separate location where goods are sold as outlined herein shall be considered to be a separate location, each requiring to be licensed under this By-law;
3. The person to whom a licence is issued under this By-law may be limited or otherwise regulated in respect to the location or areas within which such person may carry on their business activities as otherwise permitted under this By-law in the absolute discretion of the Township, including upon any highway or part of it or in any public park or any public place under the jurisdiction of the Township and the said licence shall specify the location authorized by the Municipality;
4. The applicant agrees to submit a letter of approval from the landowner of that property from which he proposes to operate under this licence;
5. This license is not transferable without prior approval of the Township.

APPENDIX IV

TRANSIENT TRADERS

1. The provisions of this By-law shall not apply to the sale of stock of a bankrupt or insolvent, within the meaning of a Bankruptcy or Insolvency Act in force in Ontario, nor to the sale of any stock damaged by reason of fire, which is being sold or disposed of within the Township if the business was being carried on in the Township at the time of the bankruptcy, insolvency or fire, so long as no goods, wares or merchandise are added to such stock, nor shall this paragraph apply to the sale of a business to a bonafide purchaser who continues same;
2. The applicant shall provide a full written description of the goods, wares or merchandise that are being proposed for sale or offer to sell;
3. The applicant shall provide a written description or photograph of the exact vehicle or portable structure that is intended to be used in the business;
4. The applicant shall provide a written description of all space requirements and services, such as waste recepticals and seating intended to be provided;
5. The applicant shall provide written approval of the landowners for the proposed sites or locations intended to be used and a site plan of each site or location showing the area and vehicles and structures to be used for the licensed activity.