

THE CITY OF EDMONTON
BYLAW 20367
BUSINESS LICENCE BYLAW Amendment No. 1

Edmonton City Council enacts:

1. Bylaw 20002, Business Licence Bylaw, is amended by this bylaw.
2. Subsection 2(1) is deleted and replaced with:

DEFINITIONS	2	(1) “Licence Review” means a review of the application, or licence, or Business Category to determine if the issuance or renewal will be refused, if the existing licence or Business Category will be suspended or cancelled, or if conditions will be imposed on the licence;
--------------------	----------	---

3. Section 21(1) is deleted and replaced with:

AUTOMATIC SUSPENSION OF LICENCE	21	(1) A licence will be automatically suspended by the City Manager, if the Business: (a) is licensed under the Health Enhancement Practitioner (Accredited) or Health Enhancement Centre (Accredited / Independent) Business Category and no longer has a valid massage association membership as required by Schedule B; (b) no longer has the provincial or federal approval needed to conduct Business as required by Schedule B; (c) obtains a provincial or federal approval in accordance with Schedule B, but the approved activity does not align with the Business Category on the licence; (d) does not obtain a licence from Alberta Gaming, Liquor, and Cannabis as required by section 8; (e) does not resubmit application requirements as required by subsection 20(3); (f) is a Corporate Applicant that has been struck from the corporate registry; or
--	-----------	--

- (g) fails to pay the Licence Fee because the attempted payment method was unsuccessful or the payment was reversed after the issuance of the licence.

4. Clause 24(a.1) is added following clause 24(a):

**GROUNDS FOR
 LICENCE REVIEW**

- 24 (a.1) the City Manager becomes aware of an error, including:
- (i) the Application contained an error, omission, or other misrepresentation; or
 - (ii) the licence was issued due to an error by the City;

5. Subsection 26(3) is added following subsection 26(2):

DECISION

- 26 (3) Any other notice required to be served under this bylaw may also be served in accordance with this section 26.

6. Sections 28 and 29 are deleted and replaced with:

**LICENCE
 CONDITIONS**

- 28 (1) The City Manager may make a decision to impose conditions on a licence for any reasonable period of time.
- (2) If the decision to impose conditions on a licence extends beyond the Expiry Date of the licence, the City Manager must provide a date within 2 years of the decision date where the conditions will be re-examined.
- (3) At least 14 days before the date of re-examination, the City Manager will send a notice to the Business to provide any information relevant to the re-examination of the conditions.
- (4) After re-examining the conditions, the City Manager may decide to keep, remove, or otherwise modify the imposed conditions, or change the period of time of which the conditions apply.
- (5) A re-examination of the conditions only requires that the City Manager consider new information.
- 29 A licensee must not contravene any condition added to the licence through a Licence Review, or upheld through a re-examination of those conditions.

7. Section 30(1) is deleted and replaced with:

APPEAL 30 (1) A person who has been given a decision under section 26 or 28(4), may appeal the decision within 14 calendar days of the date of service, with the appeal filed in accordance with the provisions of the Community Standards and Licence Appeal Committee Bylaw.

8. Clause 38(b) is deleted and replaced with:

REGULATIONS 38 (b) keep a list of all persons employed or conducting Business on the Premises including:

- (i) any pseudonyms or aliases by which each person is known, if applicable, and
- (ii) the current licence number for each Body Rub Practitioner;

9. Clause 44(b) is deleted and replaced with:

REGULATIONS 44 (b) keep a list of all Escorts for which the Escort Agency provides introduction services including:

- (i) any pseudonyms or aliases by which each Escort is known, if applicable, and
- (ii) the current licence number;

10. Clause 47(c) is deleted and replaced with:

REGULATIONS 47 (c) keep a list of all Exotic Entertainers employed or represented by the Business including:

- (i) any pseudonyms or aliases by which each Exotic Entertainer is known, and
- (ii) the current licence number for each Exotic Entertainer.

11. Clause 48(b) is deleted and replaced with:

REGULATIONS	48	(b) keep a list of all Exotic Entertainers performing on the Premises including: (i) any pseudonyms or aliases by which each Exotic Entertainer is known; and (ii) the current licence number for each Exotic Entertainer;
--------------------	----	--

12. Section 64 is deleted and replaced with:

EXCEPTIONS	64	The City Manager may define goods where some or all of the provisions in this Part regulating Second Hand Dealers do not apply.
-------------------	----	---

13. Section 67(2)(c) is deleted and replaced with:

FINES AND PENALTIES	67	(2)	(c)	\$5,000 for an offence under section 4(1) if the Business is conducting Business: (i) under a suspended or cancelled licence; (ii) under a suspended or cancelled Business Category; or (iii) despite their application for that licence or Business Category being refused.
----------------------------	----	-----	-----	--

14. In Schedule A - Business Categories, the Description for the Commercial School Business Category is deleted and replaced with:

“A Business that provides training, examination, skill assessment, or instruction in a trade, skill, service, or body of knowledge, for the financial gain of the Business. Does not include a Participant Recreation Service, or practical learning activities where students provide, or offer services to the general public for a fee.”

15. In Schedule A - Business Categories, the Description for the Tobacco and Vaping Product Sales Business Category is deleted and replaced with:

“A Business that sells tobacco products or vaping products. Does not include Cannabis Retail Sales or Mobile Services.”

16. In Schedule A - Business Categories, the Description for the Vehicle Repair, Maintenance and Modification Business Category is deleted and replaced with:

“A Business that repairs, rebuilds, restores, maintains, inspects, cleans, modifies, or customizes motorized or non-motorized vehicles, including private passenger vehicles, commercial vehicles, off-highway vehicles, recreational vehicles, motorcycles, boats, and trailers. Does not include services related to bicycles, e-bikes, e-scooters, small engines, or Industrial Equipment Sales, Rental, and Repair,”

17. In Schedule B - Application Requirements, in Part B: Requirements by Business Category, under the Adult Service Business Category, adding the following Other Requirement:

- Proof the licensee is 18 years of age or older (not required for Corporate Applicants)

18. In Schedule B - Application Requirements, in Part B: Requirements by Business Category, under the Bingo/Casino Business Category, adding the following Other Requirement:

- Proof the licensee is 18 years of age or older (not required for Corporate Applicants)

19. In Schedule B - Application Requirements, in Part B: Requirements by Business Category, under the Tobacco and Vaping Product Sales Business Category, adding a Notification to AHS.

20. In Schedule C - Offences and Penalties, in Part A- General Offences and Penalties, the row setting out fines for section 4(1) is deleted and replaced with:

Offence	Bylaw Section	Fine	Comments
Conduct Business without a valid Business licence.	4(1)	\$500	Default
		\$1,000	Body Rub Practitioner, Escort, Escort Agency (Independent), or Exotic Entertainer
		\$2,000	Non-Resident
		\$5,000	Conduct Business with a suspended or cancelled licence or category

\$5,000	Conduct Business despite licence or category refusal
---------	--

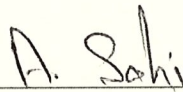
21. In Schedule C, Part B, the row setting out fines for section 44(g) is deleted and replaced with:

Offence	Bylaw Section	Fine
Fail to verify the age of any customer who appears to be under 25 years of age.	44(g)	\$2,000

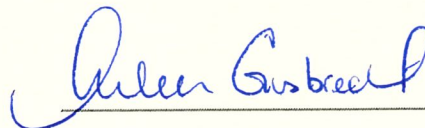
22. This bylaw comes into force on April 5, 2023.

READ a first time this	4th	day of	April	2023;
READ a second time this	4th	day of	April	2023;
READ a third time this	4th	day of	April	2023;
SIGNED AND PASSED this	4th	day of	April	2023.

THE CITY OF EDMONTON



MAYOR



CITY CLERK