

Summary of Proposed Business Licence Bylaw Amendments

1. Name Update for Adult Services Category

Action	Proposed Bylaw Amendment
<p>Amend the name for three of the adult services categories.</p>	<p>Current: There are business licence categories for 'Exotic Entertainer', 'Exotic Entertainment Agency', and 'Exotic Entertainment Venue'.</p> <p>Proposed: Change these categories to 'Erotic Entertainer', 'Erotic Entertainment Agency' and 'Erotic Entertainment Venue'.</p> <p>Rationale: There are racialized undertones with the use of the word 'exotic' and it is not the common term used in the industry and community.</p>

2. Cannabis Retail Stores Hours of Operation

Action	Proposed Bylaw Amendment
<p>Amend the hours of operation for Cannabis Retail Stores.</p>	<p>Current: Cannabis Retail Stores are allowed to operate between the hours of 10:00 a.m. and 11:00 p.m.</p> <p>Proposed: Remove the restriction on operating hours for Cannabis Retail Stores. Businesses will be required to operate within the maximum hours set by Alberta Gaming, Liquor, and Cannabis (AGLC), which are 9:00 a.m. to 2:00 a.m.</p> <p>Rationale: The proposed change recognizes AGLC's role as the regulatory body for cannabis retail sales in Alberta, and reduces red tape for cannabis retailers. Edmonton's maximum hours were originally made more restrictive due to uncertainty about the impacts of cannabis legalization. Legalization has been effective for five years and Administration has not identified any correlation between the hours of operation and risk to public safety.</p>

3. Information Sharing with Massage Therapy Associations

Action	Proposed Bylaw Amendment
<p>Authorize the City to indirectly collect member information from a formally recognized massage therapy association.</p>	<p>Current: The Business Licence Bylaw requires a Health Enhancement Practitioner (Accredited) or Health Enhancement Centre (Accredited/Independent) business licence to be automatically suspended if the licensee no longer holds an active membership in good standing from a formally recognized massage therapy association. However, the associations are not currently able to notify the City of material changes to member status as there is no language in the Bylaw to authorize Administration to collect personal information from a third party under the Freedom of Information and Protection of Privacy (FOIP) Act.</p> <p>Proposed: Amend the Bylaw to authorize Administration to indirectly collect information from a formally recognized massage therapy association about their members where it is necessary for the administration and maintenance of the member’s business licence. Indirect collection would only apply to the Health Enhancement Practitioner (Accredited) and Health Enhancement Centre (Accredited/Independent) categories, would be limited to the licensee’s name and factual information about their membership status, and would only occur in situations where the massage therapy association is cancelling or suspending a membership. Details of the cancellation or suspension would not be collected.</p> <p>Rationale: A City business licence sets expectations for the public that licensed massage therapists meet basic standards of safety and professionalism. Measures for ensuring accountability already exist; however, cannot be fully utilized when the associations are unable to share information with the City.</p>

4. Conditions Available on Premise

Action	Proposed Bylaw Amendment
<p>Require licensees with imposed conditions on their business licence to keep a physical, printed copy of the conditions on the premise at all times.</p>	<p>Current: There is no language in the Bylaw for this currently. The posted business licence certificate indicates if conditions have been imposed, but does not specify the conditions due to space limitations and sensitivity of the information.</p> <p>Proposed: Amend the Bylaw to require licensees with imposed conditions on their business licence to keep a physical, printed copy of the conditions on the premises at all times, with a corresponding fine of \$2,000 for non-compliance.</p> <p>Rationale: This amendment ensures that during an inspection of the business premises, enforcement teams have access to the conditions on the licence to check if the business is complying with those conditions. The proposed fine amount is consistent with existing fines for contravening a condition on a business licence.</p>

5. Administrative Amendments

Action	Proposed Bylaw Amendment
<p>Clarify calendar days and business days in the Bylaw.</p>	<p>Current: Some sections of the Bylaw do not specify whether the timelines are calendar days or business days.</p> <p>Proposed: Amend the applicable sections of the Bylaw to clarify whether timelines are measured in calendar days or business days.</p> <p>Rationale: This amendment will ensure there is clarity for applicants and Administration on time-sensitive matters.</p>

Attachment 3

<p>Delete Schedule D in the Bylaw.</p>	<p>Current: Schedule D was introduced to facilitate the seamless transition of licences issued under the previous Business Licence Bylaw, Bylaw 13138, to the new Business Licence Bylaw, Bylaw 20002. All business licences issued under Bylaw 13138 have since expired.</p> <p>Proposed: Delete Schedule D in its entirety.</p> <p>Rationale: This schedule is no longer applicable.</p>
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