

BY-LAW 21

RETAIL BUSINESS UNIFORM CLOSING DAY BY-LAW

1. This By-Law shall be known and cited as the Retail Business Uniform Closing Day By-Law.

2. In this By-Law unless the context otherwise indicates:
 - (a) "Business" means a grocery store, confectionery store, store in which the principal business is the sale of handcrafts, novelties, souvenirs, and similar articles principally to tourists and travellers, canteen, fruit stand, laundromat, billiard hall or pool room; flea market or rummage sale;
 - (b) "Municipality" means the Municipality of the County of Richmond;
 - (c) "Clerk" means the Clerk of the Municipality;
 - (d) "Council" means the Council of the Municipality;
 - (e) "Uniform Closing Day" means:
 - (i) Boxing Day,
 - (ii) Canada Day,
 - (iii) Christmas Day,
 - (iv) Good Friday,
 - (v) Labour Day,
 - (vi) New Year's Day,
 - (vii) Sunday,
 - (viii) Thanksgiving Day,
 - (ix) Victoria Day,
 - (x) Any other day the Governor in Council orders and declares by Proclamation to be a Uniform Closing Day for the purpose of the Retail Business Uniform Closing Day Act.
 - (f) "Warden" means the Warden of the Municipality of the County of Richmond.

3. (1) The Council may, in its discretion, and upon application of the owner of

(a) a grocery store,

(b) a confectionery store,

(c) a store in which the principal business is the sale of handcrafts, novelties, souvenirs, and similar articles, principally to tourists or travellers,

(d) a canteen or fruit stand

issue a permit for the operation of such store, canteen or fruit stand from 9:00 o'clock in the forenoon until 11:15 o'clock in the afternoon of a Uniform Closing Day.

4. The Council may, in its discretion, and upon application of the owner of a laundromat, issue a permit with respect to such laundromat for the operation of such laundromat from 11:00 o'clock in the forenoon until 11:00 o'clock in the afternoon on a Uniform Closing Day.

5. The Council may, in its discretion, and upon the application of the owner of a billiard hall or pool room, issue a permit for the operation of such billiard hall or pool room from 11:00 o'clock in the forenoon until 9:00 o'clock in the afternoon of a Uniform Closing Day.

6. The Council may, in its discretion, and upon the application of the owner or operator of a flea market or rummage sale, issue a permit for the operation of such flea market or rummage sale from 9:00 o'clock in the forenoon until 11:00 o'clock in the afternoon of a Uniform Closing Day.

7. The Municipal Council shall appoint its Clerk to administer its Retail Business Uniform Closing By-Law.
8. Every person applying for a permit shall make application to the Clerk in Form I as set out in the Schedule hereto attached, or to the like effect, and such application shall be accompanied by the required permit fee.
9. (1) Every permit shall set out:
 - (a) the name and address of the applicant;
 - (b) the type of business;
 - (c) the location of such business; and
 - (d) the hours during which said business may remain open on a Uniform Closing Dayand shall be signed by the Warden and the Clerk. Such permit shall be in Form II as set out in the Schedule hereto attached or to the like effect.
 - (2) A separate permit shall be required for each place of business that an applicant wishes to operate during a Uniform Closing Day under the provisions of this By-Law.
 - (3) The fee for each such permit shall be Five (\$5.00) Dollars.
 - (4) Every permit shall expire on the 30th day of April in each year.
10. Every permit issued by the Council shall be displayed in a prominent place on the premises of the place of business for which such permit is issued.

11. Any person to whom a permit is issued under the provisions of this by-law who removes his place of business from the place designated in such permit, may apply to the Council for the transfer of such permit to his new place of business and the Clerk shall endorse the change of location of the place of business upon such permit.

12. The Council may, after giving to the licensee at least 7 days clear notice of an opportunity to be heard by Council in his defence, suspend any permit issued under the provisions of this by-law for breach of the provisions of this by-law or of the license issued hereunder.

SCHEDULE

FORM I

APPLICATION FOR A PERMIT TO OPERATE A BUSINESS
ON UNIFORM CLOSING DAYS

I,
(Name of Applicant)

of
(Address of Applicant)

as owner of a
(Type of Business)

located at
(Address of Business)

hereby make application to the Council at
the day of for a permit to operate
.....
(Type of Business)

from o'clock in the noon
until o'clock in the noon
on Uniform Closing Days.

DATED AT, Nova Scotia,
this day of, A.D., 19

.....
Signature of Applicant

FORM II

PERMIT NUMBER

PERMIT TO OPERATE

IN THE OF
DURING CERTAIN HOURS ON UNIFORM CLOSING DAYS.

PERMISSION IS HEREBY GIVEN by the Council of
the of to
..... of
(Name of Owner of Business) (Address of Owner of Business)

to operate a
(Type of Business)

located at
(Address of business)

from o'clock in the noon until
..... o'clock in the noon on Uniform
Closing Days from the day of, 19....,
to the 30th day of April, subject to the provisions of
By-Law Number 21, the Retail Business Uniform Closing Day By-Law.

.....
WARDEN

.....
MUNICIPAL CLERK

I,, Clerk of the
..... of
do hereby certify that the above is a true copy
of a By-Law duly passed at a regular meeting
duly convened and held on the day of
....., A.D., 19.....
Dated at in the County of

