**Minute No. 402**
**Report - Standing Policy Committee on Property and Development - February 28, 2006**

**Item No. 7** **Amendments to Schedule A of The City of Winnipeg License By-law No. 6551/95**
**File EL-1**

COUNCIL DECISION:

Council concurred in the recommendation of the Standing Policy Committee on Property and Development and adopted the following:

1. That the amendments to Schedule A of The City of Winnipeg License By-law No. 6551/95 as outlined in the report from the Director of Community Services dated February 13, 2006, to continue all License fees at their current rates as applicable, be approved.

2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

**Report - Standing Policy Committee on Property and Development - February 28, 2006**

DECISION MAKING HISTORY:

Moved by Councillor De Smedt,
That the recommendation of the Standing Policy Committee on Property and Development be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On March 15, 2006, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On February 28, 2006, the Standing Policy Committee on Property and Development concurred in the administrative recommendation and submitted the matter to the Executive Policy Committee and Council.

# ADMINISTRATIVE REPORT

**RE: Amendments to the City of Winnipeg License By-law 6551/95 Schedule A**

| | |
|---|---|
| **FOR SUBMISSION TO:** | **Standing Policy Committee on Property & Development** |
| **ORIGINAL REPORT SIGNED BY:** | **Ursula Stelman, Director<br>Community Services Department** |
| **REPORT DATE:** | **February 13, 2006** |

**RECOMMENDATION(S):**

That the City of Winnipeg License By-law 6551/95 Schedule A be amended as set out in the attached draft by-law to continue all License fees at their current rates as applicable. (Attachment 1)

**REPORT SUMMARY:**

**Key Issues:**

- The replacement of Schedule "A" of the License By-law with a new Schedule "A" extends indefinitely all fees set out in the License By-law 6551/95 at their current rates.

- Current license fees are set to expire on May 31, 2006 or December 31, 2006 as applicable.

- Carry over of the license fees at their current amounts aligns with the General License Revenue line contained within the 2006 – 2008 Preliminary Operating Budget.

- Given that the Red Tape Commission has made recommendations concerning the License By-law, this report does not propose any further changes to the License By-law and related fees at this time. This will allow time during which the recommendations of the Red Tape Commission can be given due consideration prior to any further changes to the License By-law 6551/95 being proposed for Council consideration.

**Implications of the Recommendation(s):**

**General implications:**

**None**

**For the organization overall &/or for other departments**

**X** **For the community and/or organizations external to the City**

**Involves a multi-year contract**

**Comment(s):**

This report recommends the indefinite extension of the current License Fees Schedule, until such time as the outcome of the recommendations of the Red Tape Commission is known.

**Policy implications:**

**X** **No**

**Yes** **Comment(s):**

**Environmental implications:**

**X** **No**

**Yes** **Comment(s):**

**Human Resources implications:**

**X** **No**

**Yes** **Comment(s):**

**Financial implications:**

**X** **Within approved current and/or capital budget**

**Current and/or capital budget adjustment required**

**Comment(s):**

Carry over of the license fees at their current amounts aligns with the General License Revenue line contained within the 2006 – 2008 Preliminary Operating Budget.

**REASON FOR THE REPORT:**

Council approval is required for the enactment of by-laws.

**HISTORY:**

The existing License By-law 6551/95 Schedule A set the license fees from 1999 – 2006.

License Fees are based on a cost-recovery model that recovers the City's costs for inspection, enforcement and administration.

The current fees have been in place since 2004.

**DISCUSSION:**

In the 2006 – 2008 Preliminary Operating Budget, General License Revenues are $2,164,000 for 2006; $2,149,000 for 2007; and $2,149,000 for 2008. It is anticipated that the indefinite extension of the current License By-law fees, will match these overall General License Fee Revenues.

Historically, License Fees have been set for a five-year period. However, in 2005 existing License Fees were continued for one year, given that at that time a regulatory review was being carried out by the Red tape Commission. In light of the fact that the Red Tape Commission has made significant recommendations concerning the License By-law, this report recommends that fees remain at their existing levels indefinitely. This will allow time during which the recommendations of the Red Tape Commission can be given due consideration, prior to any further changes to the License By-law 6551/95 being proposed for Council consideration.

## Financial Impact Statement

**Date:** February 13, 2006

**Project Name:**

Amendments to the License By-law 6551/95 Schedule A

**First Year of Program** 2006

| | 2006 | 2007 | 2008 | 2009 | 2010 |
|---|---|---|---|---|---|
| **Capital** | | | | | |
| Capital Expenditures Required | $ - | $ - | $ - | $ - | $ - |
| Less: Existing Budgeted Costs | - | - | - | - | - |
| Additional Capital Budget Required | $ - | $ - | $ - | $ - | $ - |
| **Funding Sources:** | | | | | |
| Debt - Internal | $ - | $ - | $ - | $ - | $ - |
| External | - | - | - | - | - |
| Grants (Identify) | - | - | - | - | - |
| Reserves, Equity, Surplus, Other | - | - | - | - | - |
| Total Funding | $ - | $ - | $ - | $ - | $ - |
| Total Additional Capital Budget Required | $ - | | | | |
| Total Additional Debt Required | $ - | | | | |
| **Current Expenditures/Revenues** | | | | | |
| Direct Costs | $ 2,164,000 | $ 2,149,000 | $ 2,149,000 | | $ - |
| Less: Incremental Revenue/Recovery | 2,164,000 | 2,149,000 | 2,149,000 | | - |
| Net Cost/(Benefit) | $ - | $ - | $ - | $ - | $ - |
| Less: Existing Budget Amounts | | - | - | - | - |
| Net Budget Adjustment Required | $ - | $ - | $ - | $ - | $ - |

**Additional Comments:**

Carry over of the license fees at their current amounts aligns with the General License Revenue line contained within the 2006 – 2008 Preliminary Operating Budget.

"Original signed by"
Clive Wightman, Manager
Finance & Administrative Services

**IN PREPARING THIS REPORT THERE WAS CONSULTATION WITH, AND CONCURRENCY BY:**

- Legal Services

**THIS REPORT SUBMITTED BY:**
**Community Services Department**
Prepared by: Bryan Verity,
Chief License Inspector

Kelly Goldstrand,
Manager of Community Resource, Protection & Safety Services

File No.

**Attachment 1**

**THE CITY OF WINNIPEG**

**BY-LAW NO.**

A By-law of THE CITY OF WINNIPEG to amend Schedule A of the License By-law No. 6551/95.

**THE CITY OF WINNIPEG**, in Council assembled, enacts as follows:

1. The License By-law No. 6551/95 is amended by deleting Schedule "A" in its entirety and substituting the attached as Schedule "A".

**DONE AND PASSED**, in Council assembled, this day of , 2006.

_____
Mayor

_____
City Clerk

Approved as to content:

_____
Director of Community Services

Certified as to form:

_____
for City Solicitor/Manager of
Legal Services

**Attachment 2**

## CITY OF WINNIPEG LICENCE BY-LAW 6551/95 - Schedule A

**PART 1: ALL LICENCE FEES IN THIS SECTION ARE ANNUAL FOR LICENCE YEAR JUNE 01 TO MAY 31 OF THE FOLLOWING YEAR**

| ITEM NO. | TRADE to be LICENSED | License Fee (Annual unless otherwise specified) |
|---|---|---|
| 1 | Amusement Device | $90 |
| 2 | Amusement Parlour | $650 |
| 3 | Antique Buyer:<br>a) when held with second hand dealer or pawnbroker license | $85 |
| | b) all others | $200 |
| 4 | Auctioneer | $200 |
| 5 | Auctioneer's Assistant | $75 |
| 6 | Awning &Canopy Installer | $80 |
| 7 | Banquet Hall | $350 |
| 8 | Barber Shop | $100 |
| 9 | Beauty Salon | $100 |
| 10 | Bicycle Dealer | $90 |
| 11 | Billiard Parlour | $135 |
| 12 | Body Modification Establishment | $460 |
| 13 | Body Modification Technician | $110 |
| 14 | Bowling Alley | $240 |
| 15 | Bus | $65 |
| 16 | Canvasser | $65 |
| 17 | Carnival | $175 |
| 18 | Chimney Sweep | $100 |
| 19 | Cinema | $280 |
| 20 | Concert Hall | $205 |
| 21 | Crane Operator | $80 |
| 22 | Dance Hall | $390 |
| 23 | Dating and Escort Service | $4,000 |
| 24 | Escort | $105 |

| | | |
|---|---|---|
| **25** | Flea Market Promoter: | |
| | a) for each day not exceeding 3 consecutive days | $130 |
| | b) for four or more days | $450 |
| **26** | Food Handling Establishment: | |
| | a) Temporary | $210 |
| | b) Limited | $200 |
| | c) All others | $330 |
| **27** | Furnace Vacuum Cleaner | $65 |
| **28** | Game - for each game or device | $90 |
| **29** | Hatchery, Chick | $130 |
| **30** | Hostel | $205 |
| **31** | House Mover | $130 |
| **32** | Ice Cream Freezer | |
| | a) when held with a food handling establishment licence other than temporary or limited | $155 |
| | b) all others | $230 |
| **33** | Ice Skating Rink | $160 |
| **34** | Insulating Machine | $65 |
| **35** | Itinerant Photographer | $130 |
| **36** | Itinerant Salesman: | |
| | a) selling only greeting cards | $65 |
| | b) all others | $460 |
| **37** | Karting Track | $275 |
| **38** | Laundry/Dry Cleaning Plant | $300 |
| **39** | Livery Stable | $130 |
| **40** | Livestock Dealer | $130 |
| **41** | Magazine Salesman | $130 |
| **42** | Massage Parlour Proprietor | $4,000 |
| **43** | Massage Therapist | $110 |
| **44** | Massagist | $120 |
| **45** | Motor Raceway | $330 |
| **46** | Oil Supply Service | $80 |
| **47** | Psychic Reader | $130 |
| **48** | Pawnbroker | $605 |
| **49** | Pet Shop | $140 |
| **50** | Poultry Keeper | $130 |

| | | |
|---|---|---|
| **51** | Poultry Slaughter House | $305 |
| **52** | Precious Metals Dealer: | |
| | a) when held with second hand dealer, pawnbroker or antique buyer licence | $90 |
| | b) all others | $365 |

| ITEM NO. | TRADE to be LICENSED | License Fee (Annual unless otherwise specified) |
|---|---|---|
| **53** | Rides: | |
| | a) mechanical, coin-operated designed and operated for use by children 10 years of age or younger - for each ride | $80 |
| | b) all other rides including roller coasters, merry-go-rounds, ferris wheels, ocean wave devices - for each ride | $95 |
| **54** | Roller Skating Rink | $160 |
| **55** | Second Hand Dealer: | |
| | a) dealing only in household furniture, clothing & accessories, sports apparel books & magazines, cassette recordings, records, compact disks, video tapes, computer games & software or storage only or any combination thereof but excluding any electronic equipment such as TV's, stereo's, VCR's or when held with a pawnbroker licence | $135 |
| | c) all others | $305 |
| **56** | Shooting Gallery | $460 |
| **57** | Shuffleboard | $80 |
| **58** | Sign Erector | $80 |
| **59** | Skateboard Facility | $160 |
| **60** | Soap Manufactory | $80 |
| **61** | Soils Dealer | $165 |
| **62** | Souvenir Book Seller: | |
| | a) for each day not exceeding 2 consecutive days | $30 |
| | b) for more than 2 consecutive days | $50 |

| | | |
|---|---|---|
| **63** | Souvenir Seller: | |
| | a) for each day not exceeding 2 consecutive days | $40 |
| | b) for more than 2 consecutive days | $100 |
| **64** | Street Artist | $35 |
| **65** | Tannery | $245 |
| **66** | Tobacconist | $100 |
| **67** | Toboggan Slide | $160 |
| **68** | Trailer Park | $65 |

| ITEM NO. | TRADE to be LICENSED | License Fee (Annual unless otherwise specified) |
|---|---|---|
| **69** | Transient Trader: | |
| | a) Transient Trader who is assessed for business tax or a licence | |
| | in lieu of business tax in respect of premises located in the City | |
| | i) for a period of 90 consecutive days - 1 location | $385 |
| | ii) for a period of 90 consecutive days - each additional location | $275 |
| | iii) for 1 day only - 1 location | $230 |
| | b) Transient Trader who is not assessed for business tax or a licence | |
| | in lieu of business tax in respect of premises located in the City | |
| | i) for a period of 90 consecutive days - 1 location | $550 |
| | ii) for a period of 90 consecutive days - each additional location | $440 |
| | iii) for 1 day only - 1 location | $275 |
| | c) Transfer of licence to new location | $40 |
| **70** | Undertaker, Funeral Director | $265 |
| **71** | Used Material Collector | $70 |
| **72** | Used Material Yard | $330 |
| **73** | Vending Machines: | |
| | a) all vending machines includung automatic phonograph, lifting, or strength testing machine, television unit, postage stamp machine, electrically operated vending machines and nonelectric manually operated machines except for b) | $15 |
| | b) cigarette vending machine or any machine vending tobacco products or tobacco products in addition to other products | $85 |
| **74** | Waste Oil Trucker | $80 |
| **75** | Window Installer | $80 |
| **76** | Window Washer | $80 |

**PART 2: ALL LICENCE FEES IN THIS SECTION ARE ANNUAL FOR LICENCE YEAR JANUARY 01 TO DECEMBER 31**

| ITEM NO. | TRADE to be LICENSED | License Fee (Annual unles otherwise specified) |
|---|---|---|
| 1 | Hawker: | |
| | a) with vehicle or mobile unit ( per vehicle or mobile unit) | $165 |
| | b) travelling on foot | $100 |
| 2 | Outdoor Mobile Food Vending Unit (per unit) | . |
| | a) general | $310 |
| | b) selling only fresh fruit, vegetables and/or prepackaged food products | $235 |
| 3 | Plant Stall | $65 |
| 4 | Rooming House | $340 |

**PART 3: MISCELLANEOUS FEES**

| ITEM NO. | TRADE to be LICENSED | License Fee (Annual unles otherwise specified) |
|---|---|---|
| 1 | Replacement damaged licence, licence plate, badge or sticker | |
| | a) for a licence sticker | $15 |
| | b) for a badge | $15 |
| | c) for a licence plate ( food vendor) | $15 |
| | d) for a licence plate ( hawker) | $15 |
| | e) for a general licence | $15 |
| 2 | Refunds: applicable refund calculated from the date of refund application & only where the licence & or badge, plate, or sticker is surrendered. ( no refund when refund due is under $30.00) | $30 |