Agenda - Council - May 18, 2005

Report - Standing Policy Committee on Property and Development - May 3, 2005

Item No. 12 Amendments to Schedule A of The City of Winnipeg License By-law No. 6551/95
File EL-1

STANDING COMMITTEE RECOMMENDATION:

On May 11, 2005, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and submits the following to Council:

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 Acting Director of Community Services dated April 4, 2005, to continue all License fees at their current rates through to either May 31, 2006, or December 31, 2006, 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 - May 3, 2005

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On May 11, 2005, 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 May 3, 2005, 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:	**Kelly Goldstrand, Acting Director Community Services Department**
REPORT DATE:	**April 4, 2005**

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 through to May 31, 2006 or December 31, 2006 as applicable. (Attachment 1)

REPORT SUMMARY:

Key Issues:

- The above amendment carries forward all License By-law 6551/95 fees at their current rates through to May 31, 2006 or December 31, 2006 as applicable. (Attachment 2)

- Carry over of the license fees at their current amounts aligns with the General License Revenue line amounts contained within the 2005 – 2006 Operating Budget that was recently passed by Council.

- Given the current regulatory review being carried out by the Red Tape Commission, this report does not propose any further changes to the License By-law at this time, in order for the City of Winnipeg to first have an opportunity to consider the recommendations of the Commission.

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 carry over of the current License Fees Schedule previously approved by Council until May 31, 2006 or December 31, 2006 as applicable.

Given the current regulatory review being carried out by the Red Tape Commission, this report does not propose any further changes to the License By-law at this time, in order for the City of Winnipeg to first have an opportunity to consider the recommendations of the Commission.

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):

Approval of the carry over of the license fees at their current amounts aligns with the General License Revenue line amounts contained within the 2005 – 2006 Operating Budget recently passed by Council.

REASON FOR THE REPORT:

Council approval is required for the setting of fees.

HISTORY:

The existing License By-law 6551/95 Schedule A set the license fees from 1999 – 2004.

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

DISCUSSION:

In the 2005 – 2006 Operating Budget recently approved by Council, General License Revenues were approved in the amounts of $2,164,000 for 2005; and $2,164,000 for 2006. The carrying forward of the current License By-law 6551/95 fees until May 31, 2006 or December 31, 2006 as applicable, matches these overall General License Fee Revenues.

Historically, License Fees have been set for a five year period. In light of the fact that a Red Tape Commission is currently reviewing the City's regulatory processes, this report recommends that fees only be set at this time until May 31, 2006 and December 31, 2006 as applicable. This will allow for a reasonable period of time during which the recommendations of the Red Tape Commission can be given due consideration prior to proposing for Council consideration any further changes to the License By-law 6551/95.

The by-law also corrects a numbering error which was included in the consequential amendments to the License by-law contained in the new Body Modification By-law.

Financial Impact Statement

Date: April 1, 2005

Project Name:

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

First Year of Program 2005

	2005	2006	2007	2008	2009
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	$ 2,164,000			$ -
Less: Incremental Revenue/Recovery	2,164,000	2,164,000			-
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 amounts contained within the 2005 – 2006 Operating Budget that was recently passed by Council.

"Original signed by"
Cindy Fernandes, B. Comm (Hon), CMA
Acting Manager of 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. Schedule A of the License By-law No. 6551/95 is amended

   (a) in Part 1, by striking out the column heading "2003/2004" and substituting "2003/2004, 2004/2005 and 2005/2006"; and

   (b) in Parts 2 and 3, by striking out the column heading "2004" and substituting "2004, 2005 and 2006".

2. Subsection 18(6) of the Body Modification By-law No. 40/2005 is amended by striking out "68" and substituting "67.1".

3. Section 1 of this By-law takes effect on June 1, 2004.

DONE AND PASSED, in Council assembled, this day of , 2005.

_____
Mayor

_____
City Clerk

Approved as to content:

_____
Director of Community Services

Certified as to form:

_____
for City Solicitor/Manager of
Legal Services

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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	1997/98/99	1999/2000	2000/2001	2001/2002	2002/2003	2003/2004 2004/2005 2005/ 2006
1	Amusement Device	90	86	87	88	89	90
2	Amusement Parlour	590	602	614	626	638	650
3	Antique Buyer:						
	a) when held with second hand dealer or pawnbroker license	12	27	41	56	70	85
	b) all others	180	184	188	192	196	200
4	Auctioneer	180	184	188	192	196	200
5	Auctioneer's Assistant	60	63	66	69	72	75
6	Awning &Canopy Installer	N/A	64	68	72	76	80
7	Banquet Hall	140	182	224	266	308	350
8	Barber Shop	57	81	86	90	95	100
9	Beauty Salon	76	81	86	90	95	100
10	Bicycle Dealer	60	66	72	78	84	90
11	Billiard Parlour	86	96	106	115	125	135
12	Bowling Alley	220	224	228	232	236	240
13	Bus	60	65	65	65	65	65
14	Canvasser	60	65	65	65	65	65
15	Carnival	160	163	166	169	172	175
16	Chimney Sweep	60	68	76	84	92	100
18	Cinema	160	184	208	232	256	280
19	Concert Hall	120	137	154	171	188	205
20	Crane Operator	N/A	64	68	72	76	80
21	Dance Hall	256	283	310	336	363	390
22	Dating and Escort Service	3,600	3,680	3,760	3,840	3,920	4,000
24	Escort	90	93	96	99	102	105
25	Flea Market Promoter:						
	a) for each day not exceeding 3 consecutive days	120	122	124	126	128	130
	b) for four or more days	410	418	426	434	442	450
26	Food Handling Establishment:						
	a) Temporary	39	73	107	142	176	210
	b) Limited	97	118	138	159	179	200
	c) All others	235	254	273	292	311	330
27	Furnace Vacuum Cleaner	60	61	62	63	64	65
28	Game - for each game or device	70	86	87	88	89	90
29	Hatchery, Chick	120	122	124	126	128	130

ITEM NO.	TRADE to be LICENSED	1997/98/99	1999/2000	2000/2001	2001/2002	2002/2003	2003/2004 2004/2005 2005/ 2006
31	Hostel	30	65	100	135	170	205
32	House Mover	120	122	124	126	128	130
33	Ice Cream Freezer						
	a) when held with a food handling establishment licence other than temporary or limited	100	111	122	133	144	155
	b) all others	100	126	152	178	204	230
34	Ice Skating Rink	30	56	82	108	134	160
35	Insulating Machine	60	61	62	63	64	65
36	Itinerant Photographer	120	122	124	126	128	130
37	Itinerant Salesman:						
	a) selling only greeting cards	60	61	62	63	64	65
	b) all others	420	428	436	444	452	460
38	Karting Track	250	255	260	265	270	275
39	Laundry/Dry Cleaning Plant	272	278	283	289	294	300
40	Livery Stable	120	122	124	126	128	130
41	Livestock Dealer	120	122	124	126	128	130
42	Magazine Salesman	120	122	124	126	128	130
43	Massage Parlour Proprietor	3,600	3,680	3,760	3,840	3,920	4,000
44	Massage Therapist	90	94	98	102	106	110
45	Massagist	90	96	102	108	114	120
46	Motor Raceway	250	266	282	298	314	330
47	Oil Supply Service	75	76	77	78	79	80
48	Psychic Reader	120	122	124	126	128	130
49	Pawnbroker	410	449	488	527	566	605
50	Pet Shop	120	124	128	132	136	140
51	Poultry Keeper	120	122	124	126	128	130
52	Poultry Slaughter House	120	157	194	231	268	305
53	Precious Metals Dealer:						
	a) when held with second hand dealer, pawnbroker or antique buyer licence	12	28	43	59	74	90
	b) all others	120	169	218	267	316	365

ITEM NO.	TRADE to be LICENSED	1997/98/99	1999/2000	2000/2001	2001/2002	2002/2003	2003/2004 2004/2005 2005/ 2006
54	Rides:						
	a) mechanical, coin-operated designed and operated for use by children						
	10 years of age or younger - for each ride	30	40	50	60	70	80
	b) all other rides including roller coasters, merry-go-rounds, ferris wheels,						
	ocean wave devices - for each ride	60	67	74	81	88	95
55	Roller Skating Rink	60	80	100	120	140	160
56	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	60	135	135	135	135	135
	c) all others	180	205	230	255	280	305
57	Shooting Gallery	420	428	436	444	452	460
58	Shuffleboard	70	72	74	76	78	80
59	Sign Erector	60	64	68	72	76	80
60	Skateboard Facility	30	56	82	108	134	160
61	Soap Manufactory	60	64	68	72	76	80
62	Soils Dealer	95	109	123	137	151	165
63	Souvenir Book Seller:						
	a) for each day not exceeding 2 consecutive days	18	20	23	25	28	30
	b) for more than 2 consecutive days	42	44	45	47	48	50
64	Souvenir Seller:						
	a) for each day not exceeding 2 consecutive days	36	37	38	39	40	40
	b) for more than 2 consecutive days	90	92	94	96	98	100
65	Street Artist	30	31	32	33	34	35
66	Tannery	155	173	191	209	227	245
67	Tattoo Studio	120	129	138	147	156	165
68	Tobacconist	90	92	94	96	98	100
69	Toboggan Slide	60	80	100	120	140	160
70	Trailer Park	60	65	65	65	65	65

ITEM NO.	TRADE to be LICENSED	1997/98/99	1999/2000	2000/2001	2001/2002	2002/2003	2003/2004 2004/2005 2005/ 2006
71	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	350	357	364	371	378	385
	ii) for a period of 90 consecutive days - each additional location	250	255	260	265	270	275
	iii) for 1 day only - 1 location	150	166	182	198	214	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	500	510	520	530	540	550
	ii) for a period of 90 consecutive days - each additional location	400	408	416	424	432	440
	iii) for 1 day only - 1 location	250	255	260	265	270	275
	c) Transfer of licence to new location	25	30	30	35	35	40
72	Undertaker, Funeral Director	240	245	250	255	260	265
73	Used Material Collector	60	62	64	66	68	70
74	Used Material Yard	300	306	312	318	324	330
75	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)	6 to 50	12	13	14	15	15
	b) cigarette vending machine or any machine vending tobacco products or tobacco products in addition to other products	75	77	79	81	83	85
76	Waste Oil Trucker	60	64	68	72	76	80
77	Window Installer	60	64	68	72	76	80
78	Window Washer	60	64	68	72	76	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	1997/98/99	2000	2001	2002	2003	2004/ 2005
1	Hawker:						
	a) with vehicle or mobile unit (per vehicle or mobile unit)	150	153	156	159	162	165
	b) travelling on foot	90	92	94	96	98	100
2	Outdoor Mobile Food Vending Unit (per unit)						
	a) general	236	251	266	280	295	310
	b) selling only fresh fruit, vegetables and/or prepackaged food products	64	98	132	167	201	235
3	Plant Stall	60	61	62	63	64	65
4	Rooming House	220	244	268	292	316	340

PART 3: MISCELLANEOUS FEES

ITEM NO.		1997/98/99	2000	2001	2002	2003	2004/ 2005
1	Replacement damaged licence, licence plate, badge or sticker						
	a) for a licence sticker	0.50	12	13	14	15	15
	b) for a badge	2	12	13	14	15	15
	c) for a licence plate (food vendor)	2	12	13	14	15	15
	d) for a licence plate (hawker)	2	12	13	14	15	15
	e) for a general licence	2	12	13	14	15	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)	20	25	25	30	30	30