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CITY OF TORONTO

BY-LAW No. 448 -1998

To amend further By-law No. 20-85, a by-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, being a by-law of the former Municipality of Metropolitan Toronto.

WHEREAS pursuant to the provisions of section 257.2 of the Municipal Act, as amended, a council may licence any business carried on within the municipality, may define any class of business and may separately license, regulate and govern such class; and

WHEREAS council may impose conditions, including special conditions, as a requirement of obtaining, continuing to hold or renewing a licence and may regulate or govern the place or premises used in the carrying on of the business; and

WHEREAS it is in the public interest to licence retail vendors of wines and spirits which are sold for consumption off sales premises and that the conditions of licensing address the matter of waste being generated from the business of such retail vendors and, in particular, the beverage containers which subsequently enter the municipal waste management system; and

Now, therefore, the Council of the City of Toronto HEREBY ENACTS as follows:

1. Section 1 of By-law No. 20-85, a By-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area” as amended, being a by-law of the former Municipality of Metropolitan Toronto, is further amended by adding the following definitions as new subsections 1(1a) and 1(49):

1(1a) “alcoholic beverage” means wine or spirits as those terms are defined in the Liquor Licence Act, R.S.O. 1990, as amended;

1(49) “vendor of alcoholic beverages” means a person who offers alcoholic beverages for sale at retail for consumption off the sale premises.

2. By-law No. 20-85, as amended, is further amended by adding subsection 2(64) as follows:

2(64) a vendor of alcoholic beverages

3. Schedule 1 of By-law No. 20-85, as amended, relating to the annual fees for licences, is further amended by adding the following under the columns indicated:

Column 1 Description of Licence	Column 2 Fee \$	Column 3 Expiry Date
Vendor of Alcoholic Beverages for each sale location	\$500.00	December 31st

4. By-law No. 20-85, as amended, is further amended by adding the following Schedule:

SCHEDULE 42 TO BY-LAW No. 20-85

Relating to Vendors of Alcoholic Beverages

1. In this Schedule,
 - (1) “alcohol sales location” means premises in the City of Toronto at which a vendor of alcoholic beverages offers alcoholic beverages for sale at retail for consumption off the premises;
 - (2) “container return system” means a system which:
 - (a) provides facilities for the return of alcoholic beverage containers at all of a vendor’s alcohol sales locations in the urban area; and
 - (b) complies with the standards set out in section 2 of this Schedule;
 - (3) “urban area” has the meaning set out in the City of Toronto Act, 1997; and
 - (4) “vendor” means a vendor of alcoholic beverages.
2. A vendor shall establish and operate a container return system meeting the standards as follows:

STANDARDS

- (1) Deposit - A vendor shall charge a minimum container deposit of \$0.10 for each alcoholic beverage sold in a container up to and including 500 ml., and a minimum container deposit of \$0.40 for each alcoholic beverage sold in a container larger than 500 ml.;

- (2) Return - The vendor shall refund the container deposit in full without charge on the return of a container for which the vendor charged a deposit;
- (3) The vendor shall not sell any alcoholic beverages in containers without an identification on the container that the container is subject to return for refund; and
- (4) The vendor shall not dispose of any containers returned for refund directly or indirectly by arrangements for landfilling or incineration of the containers.

5. This by-law shall come into force on the 1st day of January, 1999.

ENACTED AND PASSED this 10th day of July, A.D. 1998.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)