

Authority: Planning and Transportation Committee Report No. 4, Clause No. 4,
as adopted by City of Toronto Council on June 22, 23 and 24, 2004
Enacted by Council: June 24, 2004

CITY OF TORONTO

BY-LAW No. 483-2004

To amend City of Toronto Municipal Code Chapter 545, Licensing, to make certain technical amendments respecting the application of thresholds for the issuance, renewal, suspension or revocation of business licenses.

WHEREAS Section 150 of the *Municipal Act, 2001*, grants local municipalities the authority to license, regulate and govern any business wholly or partly carried on within the municipality for the purposes of health and safety, nuisance control and consumer protection;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Chapter 545, Licensing, of the City of Toronto Municipal Code is amended as follows:
 - A. By deleting Subsection 545-4C.1 and substituting the following:
 - C.1 Administrative thresholds for denial of licence.
 - (1) In addition to the grounds set out in subsection C of this section, the Municipal Licensing and Standards Division shall, with respect to applications received on or after July 1, 2004, refuse the issuance or renewal of a licence where an applicant has not met the business licensing thresholds as set out in Appendix K to this chapter.
 - (2) Where an applicant is a corporation or a partnership, the requirements of Subsection 545-4C.1(1) shall apply to any of the officers, directors, employees or agents of the corporation or partners in the partnership.
 - B. By deleting Subsection 545-5M and substituting the following:
 - M. Where any licensee, or where the licensee is a corporation or partnership, any officer, director, employee or agent of the corporation or partner in the partnership, in the course of the tenure of the licence ceases to comply with the business licensing thresholds contained in Appendix K to this chapter, the licensee shall immediately contact and advise the Municipal Licensing and Standards Division of the nature and extent of the violation, and failure to provide such notice may independently result in the suspension of the licence-holder's licence.

- C. By deleting Subsection 545-6B and substituting the following:
- B. The Municipal Licensing and Standards Division may refer to the Toronto Licensing Tribunal for a hearing any matter in respect of which a licence may be refused, suspended, revoked or have conditions imposed on it pursuant to this chapter, which shall include the failure by a licensee, or where the licensee is a corporation or partnership, any officer, director, employee or agent of the corporation or partner in the partnership, to comply with the business licensing thresholds as set out in Appendix K to this chapter.
- D. By adding the following note after the Group No. 4 Table in Appendix K to the Chapter:
- NOTE: All references to an “applicant” in this Appendix K shall be deemed to include a current licensee as appropriate and, where the applicant or licensee is a corporation or partnership, any officer, director, employee or agent of the corporation or partner in the partnership.**
- E. By adding the following in numerical order to the table of Restriction Code 07 offences at the end of the “Restriction Codes” section of Appendix K to the Chapter:

| City of Toronto Municipal Code Sections | Section Title | Restriction Code |
|---|--|---------------------|
| 545-343 | Obstruction or locking of individual rooms or cubicles | 07 |
| 545-355 | Hours of operation; schedule of hours of operation to be filed; means of access to remain unobstructed | 07 |
| 545-387 | Hours of operation; schedule of hours of operation to be filed; means of access to remain unobstructed | 07 |

2. This by-law shall come into force on July 1, 2004.

ENACTED AND PASSED this 24th day of June, A.D. 2004.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)