

MOTION WITHOUT NOTICE**Regulating Shopping on Family Day**

Moved by: Councillor Ootes

Seconded by: Councillor Perruzza

SUMMARY:

At its meeting on March 3, 4 and 5, 2008, City Council received for information Item ED12.5, headed " Regulation of Holiday Shopping (Ward: All)". This resulted in the City's regulations governing holiday shopping not being updated to include "Family Day" amongst the designated holidays on which stores are required to close.

Stores are required to close on Family Day throughout the remainder of the Province of Ontario by the Retail Business Holidays Act (R.S.O. 1990, c.R.30).

Requiring stores to also close in the City of Toronto, unless they are located within a Tourist Area Exemption can be achieved by adding "Family Day" to the designated holidays listed in Municipal Code Chapter 510-1 and to the By-law providing a Tourist Area Exemption for the Eaton Centre and Hudson Bay Store located at Yonge and Queen (By-law No. 153-95).

The By-laws for the City's other tourist area exemptions (Bloor-Yorkville BIA, Downtown Yonge BIA, Distillery Historic District and Queens Quay Terminal) permit stores to open on all holidays named in Chapter 510-1, unless specifically excluded. These By-laws, therefore, do not require amendment to permit stores in these tourist area exemptions to open on Family Day.

It is urgent that this matter be considered at Council at its meeting on December 1 and 2, 2008, in order to provide retailers with notice of the change in regulations to permit them to prepare for being closed on Family Day (February 16).

REQUIRES RE-OPENING:

Economic Development Committee Item ED12.5 (March 3, 4 and 5, 2008 Council Meeting) only for the purpose of including Family Day among the designated holidays on which stores are required to close throughout the City of Toronto, unless located within a Tourist Area Exemption set out in Section 510-5 of the Municipal Code.

RECOMMENDATION:

1. That City Council amend Municipal Chapter 510 and By-law No. 153-95 to add Family Day to the definition of "Holiday", and to add Family Day to the holidays on which stores located in the Tourist Area Exemption for the Eaton Centre and the Hudson Bay Company Store at Yonge and Queen are permitted to open, and authorize the City Solicitor to prepare the necessary Bill to give effect thereto.

December 1, 2008.

According to Chapter 27, Council Procedures:

Requires two-thirds to waive notice	(v)
Fiscal Impact Statement provided	
Should have Fiscal Impact Statement prior to debate	*
Requires two-thirds to waive requirement if Council wishes to debate	
Requires two-thirds to re-open	(v)
City Clerk, in consultation with the Chair, agrees that the Motion Recommendations are Urgent	(v)

* Deputy City Manager and Chief Financial Officer to advise.