

Authority: Motion M98, moved by Councillor Filion, seconded by Councillor Moscoe,
as adopted by City of Toronto Council on July 16, 17, 18 and 19, 2007
Adopted by Council: July 19, 2007

CITY OF TORONTO

BY-LAW No. 877-2007

**To amend Chapter 231, Streets and Sidewalks, of the Municipal Code of the former
City of Etobicoke to restrict the types of foodstuffs which may be sold from a street food
vending cart.**

WHEREAS the Minister of Health and Long Term Care for Ontario announced on July 7, 2007 an amendment to Ontario Regulation 562 under the *Health Protection and Promotion Act* to expand the types of food which may be sold by vendors from street food vending carts, as defined in the regulation, subject to compliance with food safety regulations; and

WHEREAS while the new regulation is potentially very broad in its effects, the Ministry has indicated its intention that municipalities will continue to have the ability, through their existing licensing and permit schemes, to determine the additional types of foods which may be sold and the timing of the implementation of changes to any existing permit or licensing schemes; and

WHEREAS the new regulation will come into effect on August 1, 2007 and the City of Toronto has therefore not had a sufficient amount of time to consider these legislative changes and any required changes to the City's existing vending permit schemes; and

WHEREAS the *City of Toronto Act, 2006* (the "*Act*") provides that Council may pass by-laws in respect of the health, safety and well-being of persons and the economic, social and environmental well-being of the City;

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

1. Chapter 231, Streets and Sidewalks, of the Municipal Code of the former City of Etobicoke is amended by adding the following section:

§ 231-23.1. Restriction on foodstuffs.

No person shall place, expose for sale or sell by retail any foodstuffs on any street, sidewalk or untravelled portion of road allowance, including a in a public park or public place, from a street food vending cart as defined in Ontario Regulation 562 under the *Health Protection and Promotion Act* except those that were permitted under Ontario Regulation 562 made under the Health Protection and Promotion Act as of July 16, 2007.

ENACTED AND PASSED this 19th day of July, A.D. 2007.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)