

ATTACHMENT 3 – Licence Classes

Chapter 545-2A, Licence Requirement, reads:

There shall be taken out by the following persons a licence from the Municipal Licensing and Standards Division authorizing them respectively to carry on their several trades, businesses, and occupations in the City of Toronto for which licence the person obtaining the same shall pay to the Municipal Licensing and Standards Division at the time of taking out such licence the fee fixed by this chapter, and no person shall, within the City of Toronto, carry on or engage in any of the said trades, businesses or occupations until he or she has procured such licence so to do:

Recommended Changes to "Licence Requirement" (Section 545-2)

#	Chapter Section	Class	Recommendation and Rationale	# Active Licences *	Impact
1	545-2A(5)	Bill, ad and sign posters, painters and distributors	<p>Every bill poster, advertising sign painter, bulletin board painter, sign poster, and bill distributor, other than a person who works only as an employee of a person licensed pursuant to this section.</p> <p>Recommend the removal of this licence requirement and associated Article sections.</p> <p>Rationale:</p> <ul style="list-style-type: none"> • Duplicative – Chapter 693, Signs, sufficiently regulates signs, including provisions on placement, timing, and removal. • No municipal purpose as this class only licences the distributor of the bill and not its content, placement, or removal. 	0	Minimal. Receive few applications or complaints.
2	545-2A(14)	Electrical contractors, master electricians	<p>Every electrical contractor and master electrician.</p> <p>Recommend the removal of this licence requirement and its associated definitions (see Attachment 2).</p> <p>Rationale:</p> <ul style="list-style-type: none"> • Obsolete - Province's Electrical Safety Authority (ESA) assumed responsibility for licensing electrical contractors and master electricians in 2009. The three associated definitions and licence requirement were missed when the associated Article sections were deleted through by-law 609-2009. 	0	None. These changes are rectifying previous oversights.
3	545-2A(22)	Seller of meat and fish (excluding horse meat)	<p>Every person who sells fresh meat in quantities less than by the quarter carcass (except horse meat), or fresh fish.</p> <p>Recommend the removal of this licence requirement and associated Article sections.</p> <p>Rationale:</p> <ul style="list-style-type: none"> • Duplicative – This is a licence class that pre-dates other health controls. <p>Existing federal and provincial controls enforced by Toronto Public Health to protect public health and safety. Businesses will continue to be licensed under the retail store or eating establishment (restaurant) categories if this class is removed.</p>	267	None. Licensing fees are already collected under other categories.

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4	545-2A(23)	Seller of horse meat	Every person who sells fresh horse meat in quantities less than by the quarter carcass.	<p>Recommend the removal of this licence requirement and associated Article sections. ML&S enforces this as an endorsement under retail store or restaurant licences.</p> <p>Rationale:</p> <ul style="list-style-type: none"> Duplicative – This is a licence class that pre-dates other health controls. <p>Existing federal and provincial controls enforced by Toronto Public Health to protect public health and safety. Businesses will continue to be licensed under the retail store or eating establishment (restaurant) categories if this class is removed.</p>	2	None. Licensing fees are already collected under other categories.
5	545-2A(25)	Motor vehicle and motorcycle racers	Every person who engages in the racing of motor vehicles or motorcycles or holds motor vehicle or motorcycle races.	<p>Recommend the removal of this licence requirement. In the past, this class of licence has only been used for events contained in the Rogers Centre or for the Indy event.</p> <p>Rationale:</p> <ul style="list-style-type: none"> Transportation Services event permits are approved by Council and sufficiently protect the public interest for events requiring road closures. Transportation Services ensures compliance with food, liquor, Toronto Building, Waste Management, insurance and other requirements. Enclosed stadiums hosting motor vehicle events are required to take their own safety and security precautions to protect the attending public. 	0	None.
6	545-2A(32)	Proprietary club (private club) with billiard, pool or bagatelle table	Every proprietary club (as defined by the Municipal Act), which directly or indirectly keeps or has in its possession or on its premises any billiard, pool or bagatelle table.	<p>Recommend the removal of this licence requirement.</p> <p>Rationale:</p> <ul style="list-style-type: none"> Obsolete – "Proprietary club" no longer defined in either the <i>Municipal Act</i> or the <i>City of Toronto Act (COTA)</i>. As well, <i>COTA</i> does not allow the City to licence private clubs. 	0	None.
7	545-2A(40)	Owner/keeper of auto service station,	Every owner or keeper of an automobile service station located or erected since the 25th day of June, 1928,	<p>Recommend the removal of this licence requirement and its associated definition and Article sections (see Attachment 2).</p> <p>Rationale:</p>	1 (the last licence was cancelled in	None.

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		erected on or since June 28, 1928, located on prohibited land	within any defined area or areas or on land abutting on any defined highway or part of a highway in which area or areas or on which land the erection or location of garages to be used for hire or gain or gasoline and oil filling stations was on the said date or at any time thereafter prohibited by a by-law.	<ul style="list-style-type: none"> • Obsolete – the last licence was grandfathered under this class and was cancelled as of January 2015. • All other facilities that are like automobile service stations are licensed as a public garage. 	Jan. 2015)	
8	545-2A(41)	Owners and drivers of horse-drawn vehicles used for sightseeing tours	Every owner and every driver of a horse-drawn vehicle used or kept for hire for the purpose of providing sightseeing tours in the City of Toronto.	<p>Recommend the removal of this licence requirement and associated Article sections.</p> <p>Rationale:</p> <ul style="list-style-type: none"> • Obsolete – Contrary to section 749-9I of Chapter 743, Use of Streets and Sidewalks, which prohibits horse-drawn vehicle use on any street, with the exception of the police or the military, or during events authorized by the General Manager of Transportation Services. Chapter 608, Parks, allows horses in parks by permit. 	0	None.
9	545-2A(43)	Owners or keepers of for-profit public pools and baths	Every owner or keeper of a swimming pool or public bath premises operated for profit.	<p>Recommend the removal of this licence requirement and associated Article sections.</p> <p>Rationale:</p> <ul style="list-style-type: none"> • Duplicative – regulation of public pools and spas (which includes public baths) falls under provincial jurisdiction through the <i>Health Protection and Promotion Act, 1990</i>. • Obsolete with respect to pools – ML&S has only ever licensed one public swimming pool. All other pools are city owned or part of a private membership facility. 	1 public pool 7 public baths	Minimal. Few applications are received for this classification. The anticipated loss in revenue is negligible.
10	545-2A(46)	Owners or keepers of trailer camps	Every person who owns or keeps a trailer camp.	<p>Recommend the removal of this licence requirement and associated definitions (see Attachment 2).</p> <p>Rationale:</p> <ul style="list-style-type: none"> • Obsolete – ML&S has no record of this licensing class in over 	0	None. Land use is covered in City of Toronto zoning by-

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				<p>20 years.</p> <ul style="list-style-type: none"> • Duplicative – land use is captured in City of Toronto zoning by-laws. 		laws.
11	545-2A(48)	Owners or keepers of trailers, for 30 days or longer in a year	Every person who owns or keeps a trailer, except in a trailer camp, for 30 days or longer in any year.	<p>Recommend the removal of this licence requirement and associated definitions (see Attachment 2).</p> <p>Rationale:</p> <ul style="list-style-type: none"> • Obsolete – ML&S has no record of this licensing class in over 20 years. • Duplicative – land use is captured in City of Toronto zoning by-laws. 	0	None.
12	545-2A(54)	Person who conducts a special sale	Every person who conducts a special sale.	<p>Recommend the removal of this licence requirement and its associated definition (see Attachment 2), Article sections, and appendices.</p> <p>Rationale:</p> <ul style="list-style-type: none"> • No municipal purpose – first introduced to protect the public against false advertising, such as businesses faking closure or bankruptcy to benefit from "going out-of-business" sales. This class has not been enforced for many years. • Duplicative – regulated by the provincial <i>Consumer Protection Act, 2002</i> and the federal Competition Bureau. Also captured by Chapter 743, Use of Streets and Sidewalks, for sales carried outside of the business premises and on city property. 	1	Minimal. Few applications are received for this classification. The anticipated loss in revenue is negligible.