



Date: November 4, 2024

To: Mayor and Council

Author: Angela Toole, Acting Manager of Municipal Governance and Clerk

RE: Repeal Business Registration By-law

RECOMMENDED ACTION

That Council **REPEAL** By-law 129-2004 being a By-law to establish and maintain a registry of businesses in the Town of Kingsville and require businesses to register and maintain their registration in the registry;

And that the corresponding By-law 83-2024 **BE ADOPTED** during the By-law stage of this Council Agenda.

BACKGROUND

In 2004, Council passed By-law 129-2004 (attached hereto as Appendix A) being a By-law to establish and maintain a registry of businesses in the Town of Kingsville and to require businesses to register and maintain their registration in the registry.

Previously, Section 157 of the *Municipal Act, 2001* (the, "Act") provided municipalities with the authority to pass a by-law establishing and maintaining a registry of businesses. Section 157 of the Act was repealed in 2006 and replaced with several provisions providing municipalities with the discretionary authority to establish business licensing regimes, which are more in-depth than traditional business registries. Business licensing programs are typically designed to address specific types of businesses where there is a public nuisance or safety concern.

Despite Section 157 of the Act being repealed, Administration has continued to administer By-law 129-2004 because it had not been repealed by Kingsville Council.

DISCUSSION

As a matter of housekeeping, an internal review was recently undertaken to ensure that all By-laws maintained and administered by Municipal Governance (the Clerk's Department) reflect current legislation; and are relevant, practicable and enforceable. By-law 129-2004 has been identified as redundant given that the authority under which it was passed no longer exists. Administration is recommending that By-law 129-2004 be repealed.

The Town's Economic Development and Tourism Officer has advised that with respect to business data, the Town keeps an unofficial record of business contact information which is created and maintained from several sources. The data is used for outreach and economic development and tourism initiatives such as for grant proposals, and program activation.

FINANCIAL CONSIDERATIONS

As there were no business registration fees, there is no loss of revenue associated with repealing this By-law.

ENVIRONMENTAL CONSIDERATIONS

None.

CONSULTATIONS

John Norton, CAO
Richard Wyma, Director of Planning and Development
Sue Rice, Economic Development and Tourism Officer

PREPARED BY:



Angela Toole
Acting Manager of Municipal Governance and Clerk

REVIEWED BY:



Ryan McLeod
Director of Finance and Corporate Services/Treasurer

A handwritten signature in black ink, appearing to read 'John Norton', with a stylized flourish at the end.

John Norton
CAO