



Bylaw 2024-07 Business Licenses

A Bylaw of the Town of Eston to provide for the classification, control, regulation and licensing of persons engaged in certain businesses.

The Council of the Town of Eston, in the Province of Saskatchewan, enacts as follows:

1. Short Title

- 1.1. This bylaw may be cited as the Business Licenses Bylaw.

2. Definitions

In this Bylaw, unless the context otherwise requires, the expression:

- 2.1. “Chief Administrative Officer” shall mean the Administrator/CAO for the Town of Eston.
- 2.2. “Business” means any of the following activities, whether or not for profit and however organized or formed:
 - 2.2.1. A commercial, merchandising or industrial activity or undertaking;
 - 2.2.2. The carrying on of a profession, trade, occupation, calling or employment;
 - 2.2.3. An activity providing goods or services.
- 2.3. “Contractor” means a person who constructs, alters, maintains, repairs or removes buildings or structures, installs heating plants, plumbing or other fixtures or performs other similar work in the Town and who does not have a business premises in the Town.
- 2.4. “Council” shall mean the Council of the Town of Eston.
- 2.5. “Direct Seller” as defined in *The Direct Sellers Act* means a person who:(i) goes from house to house selling or offering for sale, or soliciting orders for the future delivery of, goods or services; (ii) by telephone offers for sale or solicits orders for the future delivery of goods or services; or (iii) does both of the things mentioned in subclauses (i) and (ii).
- 2.6. “License Inspector” shall mean the Chief Administrative Officer of the Chief Administrative Officer’s designate who is authorized to administer and enforce the provisions of this Bylaw.
- 2.7. “Town” shall mean the Town of Eston.
- 2.8. “Transient trader” means a person carrying on business in a municipality who offers goods or merchandise for sale by retail or auction but who is not a wholesaler or retail dealer selling business to business.

3. Licenses Required

- 3.1. No person from outside of Eston shall within the Town carry out or engage in any business until such a person has obtained a license in accordance with this Bylaw and paid the fees listed in Schedule A.
- 3.2. Every person seeking a license under this Bylaw shall make application at the Town Office.
- 3.3. All applications shall be accompanied by payment of the required fee.
- 3.4. Where the Province of Saskatchewan requires a license, registration, bond, or certificate for a business or profession the applicant shall provide satisfactory proof of meeting that requirement with the application for a license.

Validity

- 3.5. A license is valid from the date of issue up to and including December 31st of the year of issue.
- 3.6. Licenses are not transferable.
- 3.7. Council may suspend or revoke any license by resolution of Council. The License Inspector may temporarily suspend a license until the next regular meeting of the Council.
- 3.8. The License Inspector may refuse to issue a license to any applicant. The applicant shall be notified of the reason for the refusal.
- 3.9. Where a license has been refused, suspended or revoked the applicant may appeal to Council in writing and Council shall hear that appeal at their next regular meeting. The decision of Council will be considered as final.

4. Exempt Businesses

This Bylaw does not apply to:

- 4.1. Any business specifically exempted by resolution of Council.
- 4.2. Any businesses operating within the Town of Eston, including but not limited to home-based businesses, brick-and-mortar establishments, student-run enterprises, and fundraising activities by local service clubs

5. Penalties

- 5.1. Any person who violates any provision of this bylaw is guilty of an offence and shall be liable upon summary conviction to a fine of \$100 for a first offense and \$500 for all subsequent offenses.
- 5.2. As per *The Municipalities Act*, if a licence fee imposed by a bylaw passed for the licensing of building contractors is unpaid, a designated officer:
 - 5.2.1. May give a written notice to any person by whom the contractor is employed requiring that person to pay the licence fee out of moneys payable by that person to the contractor; and
 - 5.2.2. If the designated officer gives written notice pursuant to clause (a), shall send a copy of the written notice to the contractor.
- 5.3. As per *The Municipalities Act*, on receipt of a written notice requiring the person to pay a licence fee, the amount of the licence fee may be recovered in the same manner as taxes may be recovered
- 5.4. Failure to pay for business license by the 28th day of February, will result in removal from the Business Directory on the Town of Eston website.

6. **Terms**

6.1. Bylaw 2018-2 Business Licenses is hereby repealed.

6.2. This Bylaw shall come into force on the day of its final passing, September 12, 2024.

[SEAL]

Mayor

Chief Administrative Officer
A certified true copy of Bylaw 2024- adopted by
resolution of Council of the Town of Eston on

Chief Administrative Officer

Business License
Schedule A

1. <u>General Business</u>	
General business per year	\$100
2. <u>Contractors</u>	
Contractor per year	\$200
3. <u>Transient Trader</u>	
Transient trader per year	\$50
4. <u>Direct Sellers</u>	
Per salesperson per year	\$50

Yearly licenses are valid to December 31 of the current year.

All annual fees shall be prorated for the remaining months of the year, including the month in which it is being purchased.