

**CITY OF YELLOWKNIFE  
BY-LAW NO. 4277**

A BY-LAW of the Council of the Municipal Corporation of the City of Yellowknife in the Northwest Territories, to amend the City of Yellowknife Business Licence By-law No. 3451, as amended to date.

PURSUANT TO SECTION 110 of the *Cities, Towns and Villages Act*, R.S.N.W.T. 1988, C. C-8 and the *Business Licence Act*, R.S.N.W.T., 1988, C. B-4;

WHEREAS the Council of the Municipal Corporation of the City of Yellowknife has enacted the Business Licence By-law No. 3451; and

WHEREAS the Council of the Municipal Corporation of the City of Yellowknife wishes to amend By-law No. 3451 with respect to mobile canteens.

NOW, THEREFORE, THE COUNCIL OF THE MUNICIPAL CORPORATION OF THE CITY OF YELLOWKNIFE, in regular session duly assembled, hereby enacts as follows:

**APPLICATION**

1. Business Licence By-law No. 3451 is hereby amended by deleting the definitions for "inspector" and "mobile canteen" and replacing them with the following definitions:

"City property" means property to which the City has legal title, a leasehold interest or otherwise administers.

"Inspector" means a person named as such in any by-law of the City of Yellowknife. Reference to inspector in this by-law shall mean the Senior Administrative Officer or his or her designate.

"vendor" means any person traveling by foot, wagon, vehicle or any other type of conveyance from street to street carrying, conveying, or

transporting goods, wares or merchandise and offering them for sale, or making sales and delivering articles to purchasers; or who, without traveling from place to place, exhibits, displays, sells or offers for sale such products from a wagon, pushcart, handcart, motor vehicle, conveyance or from his person within the City of Yellowknife. This definition does not include a door-to-door peddler or solicitor. Also see: food vendor, merchandise vendor.

2. Business Licence By-law No. 3451 is hereby amended by adding the following definitions:

"food vendor" means a vendor that sells food and assorted confectionary items.

"merchandise vendor" means a vendor that sells merchandise other than food.

"public way" means a sidewalk, street, highway, square or other open space to which the public has access, as of right or by invitation, expressed or implied.

"sidewalk" means all that area legally open to public use as a pedestrian public way between the curb line and the legal building line of the abutting property.

"special event" includes a public or private event that involves the closure of the street or any other event as recognized by the Senior Administrative Officer or his or her designate.

- "street" means all that area legally open to public use as public streets, sidewalks, roadways, highways, parkways, boulevards, alleys and any other public way.
- "unsafe condition" means any condition that could cause undue hazard to life, limb or health of any person authorized or expected to be on or about the premises of an establishment, or in the general area of a mobile vendor.
- "vending stand" means any movable or immovable vending station, vehicle, pushcart or other conveyance from which food or merchandise is sold.

3. Business Licence By-law No. 3451 is hereby amended by deleting Section 322 in its entirety and replacing it with:

322 VENDORS

- (1) No vendor shall be permitted to use City property or streets for the purposes of vending food or merchandise without the prior written permission of the Senior Administrative Officer or his or her designate.
- (2) No vendor other than a food vendor shall operate on City property in the area between 44 Street to 54 Street, and 49 Avenue to 52 Avenue, inclusive.
- (3) A licence for food vending shall only be issued or renewed after a vendor has submitted:
  - a) a certificate of compliance from the Local Health Authority established by the Government of the Northwest Territories; and
  - b) if liquefied petroleum gas is being used at the vending stand, a certificate of compliance from the Department of Public

Works and Services of the Government of the  
Northwest Territories;

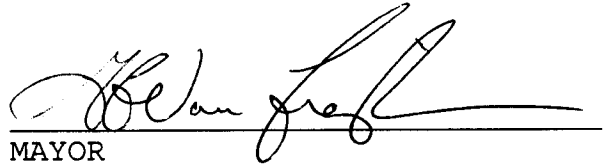
to the SAO or his or her designate.

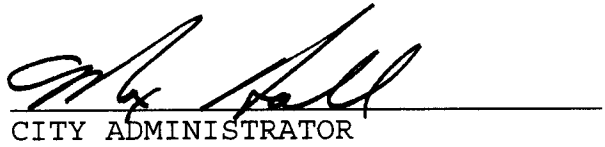
- (4) Every vendor shall keep the sidewalks, streets and other spaces adjacent to their vending stand clean and free of paper, peelings and refuse of any kind generated from the operation of their businesses. All trash or debris accumulating within three (3) metres of any vending stand shall be collected by the vendor and deposited in a garbage receptacle.
- (5) Every vendor shall either affix to their vending stand or place within one (1) metre of it a receptacle for garbage that shall be both maintained and emptied regularly and marked either as being for litter or garbage.
- (6) Every vendor shall display in plain view a copy of their business license by affixing it to their vending stand.
- (7) No vendor shall obstruct a public way without the prior written permission of the Senior Administrative Officer or his or her designate.
- (8) No vendor shall expose the public to an unsafe condition.
- (9) Section 322, Subsections (2) and (7) shall not apply to special events.

**EFFECT**

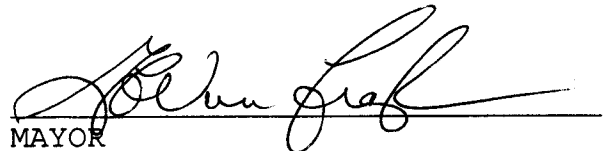
4. This By-law shall come into effect upon receiving Third Reading and otherwise meets the requirements of Section 57 of the *Cities, Towns and Villages Act*.

READ a First Time this 28<sup>TH</sup> day of JULY, A.D. 2003.

  
MAYOR

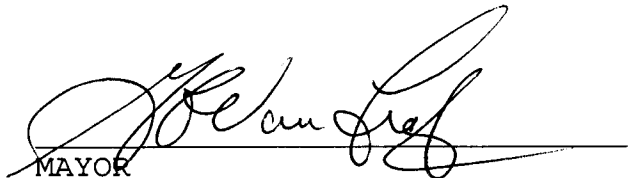
  
CITY ADMINISTRATOR

READ a Second Time this 22<sup>ND</sup> day of MARCH, A.D. 2004.

  
MAYOR

  
CITY ADMINISTRATOR

READ a Third Time and Finally Passed this 22<sup>ND</sup> day of MARCH, A.D. 2004.

  
MAYOR

  
CITY ADMINISTRATOR