

CITY OF WHITEHORSE
BYLAW 2019-13

A bylaw to amend Business License Bylaw 2017-24

WHEREAS section 247 of the *Municipal Act* (R. S. Y. 2002) provides that council may by bylaw impose and collect business licenses and fees, inspection fees, parking fees, recreation fees and other fees, utility charges, fines and penalties as considered necessary; and

WHEREAS section 247 of the *Municipal Act* provides that council may by bylaw take into revenue fines, interest on deposits and investments, any charges for the operation of any services or utilities under the control of Council, and any other funds the municipality may acquire; and

WHEREAS it is deemed desirable to license and regulate businesses carried on or operated within the City for, amongst other reasons, the health, safety and welfare of the citizens of the City of Whitehorse; and

WHEREAS council deems it appropriate to amend the Business License Bylaw to provide additional regulations for the operation of retail cannabis businesses in response to the federal legalization of cannabis;

NOW THEREFORE the council of the municipality of the City of Whitehorse, in open meeting assembled, hereby ENACTS AS FOLLOWS:

1. Section 5 of Business License Bylaw 2017-24 is hereby amended by adding a new definition for 'restricted goods' as follows:
"RESTRICTED GOODS" means cannabis and cannabis-containing products.
2. Section 5 of Business License Bylaw 2017-24 is hereby amended by deleting the existing definition for 'retail services, restricted' and substituting therefore a new definition as follows:
"RETAIL SERVICES, RESTRICTED" means the use of premises for the retail sale of restricted goods to the general public, and includes on-site storage to support the operations of those premises."
3. The Specific Business Regulations section of Business License Bylaw 2017-24 is hereby amended by deleting existing section 73 and substituting therefore new section 73 as follows:
"73. A person who applies for a license to carry on a Retail Services-Restricted business shall submit, together with the requisite fees, an application in a form acceptable to the Designated Officer and the following documents:
 - (1) a copy of a valid licence to sell restricted goods issued by the Yukon Liquor Corporation;

Bylaw 2019-13 – A Bylaw to Amend the Business License Bylaw

- (2) contact information for a responsible person or persons available to be contacted at any time;
 - (3) the certificate of title or the lease for the business premises; and
 - (4) such other documents as may be required by the Designated Officer.
4. The Specific Business Regulations section of Business License Bylaw 2017-24 is hereby amended by deleting existing sections 74 and 75 and renumbering the remaining sections accordingly.
5. The Specific Business Regulations section of Business License Bylaw 2017-24 is hereby amended by deleting existing section 79 and substituting therefore a new section 77 as follows:
“77. Retail Services–Restricted business activity is not permitted between the hours of 10:00 p.m. and 9:00 a.m. the following day.”
6. Appendix “A” of Bylaw 2017-24 (Voluntary Fines) is hereby amended by deleting sections 74 and 75 and renumbering existing sections 76, 79 and 80 as sections 74, 77 and 78.
7. This bylaw shall come into full force and effect upon final passage thereof.

FIRST READING: March 25, 2019
AMENDED by Resolution #2019-07-17: April 8, 2019
SECOND READING: April 8, 2019
THIRD READING and ADOPTION: April 8, 2019

ORIGINAL BYLAW SIGNED BY:

“Dan Curtis”

Dan Curtis, Mayor

“N. L. Felker”

Norma L. Felker, Assistant City Clerk