OFFICE CONSOLIDATION

CITY OF WHITEHORSE

BYLAW 2017-24

A bylaw to provide for the licensing and regulating of businesses in the City of Whitehorse

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;

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

SHORT TITLE

1. This bylaw may be cited as the "**Business License Bylaw**".

APPLICATION

2. This bylaw applies to any person conducting business within the municipal boundaries of the City of Whitehorse.

3. Wherever the singular or masculine is used in this bylaw, they shall be construed as being the plural or feminine or vice versa.

SEVERABILITY

4. If any section, subsection, clause, sub-clause or phrase of this bylaw is for any reason held to be invalid, unlawful or unenforceable by the decision of any court or competent jurisdiction, that section, subsection, clause, sub-clause or phrase shall be struck from the bylaw and its severance shall not affect the validity of the remaining portions of this bylaw.

INTERPRETATION

5. In this bylaw, unless the context otherwise requires,

   “ADULT” means a person who is over 19 years of age.

"ADULT BOOK, ADULT MAGAZINE or ADULT VIDEO means any book, magazine, movie or video medium primarily appealing to or designed to primarily appeal to erotic or sexual appetites, or which depicts violence or cruelty.

“AGENT” means a person vested with authority to represent or act for others.

“AMUSEMENT PARK” means any premises where mechanical, electrical, or other devices or exhibits are designed for entertainment of the public.

“APPLICANT” means a person who applies for a license or renewal of a license.

“BED AND BREAKFAST” means a secondary use of a dwelling unit to provide temporary overnight accommodation to visitors, with or without meals, and is hosted by a resident of the dwelling unit who is present during the stay. (***Bylaw 2026-24 passed September 28, 2026***)

"BUSINESS" means:

(1) a commercial, merchandising or industrial activity or undertaking;

(2) a profession, trade, occupation, calling or employment; or

(3) an activity providing goods or services.

“BYLAW” means this bylaw and all appendices forming part of this bylaw, and includes any amendments thereto.

“CHARITABLE ORGANIZATION” means a corporation, trust, or organization registered as a charity under the federal *Income Tax Act* for the purpose of conducting charitable activities such as relief of poverty, advancement of education, advancement of religion, or certain other purposes that benefit the community. The income from a charitable organization cannot be used for the personal benefit of any of its members, shareholders, or governing officials.

"CHILD" means a person who is, or without evidence to the contrary, appears to be, under the age of twelve years.

“CIRCUS” means a large, public entertainment, typically presented in one or more very large tents or in an outdoor or indoor arena, featuring a variety of performances by acrobats and other performers.

"CITY" means the City of Whitehorse.

“CITY MANAGER” means the City Manager of the City of Whitehorse.

"COUNCIL" means the duly elected council of the City of Whitehorse.

“DESIGNATED OFFICER” means an employee of the City of Whitehorse, or an authorised representative as designated by the City Manager.

“DOOR-TO-DOOR SALESPERSON" means any person who, whether as principal or agent:

(1) goes from door-to-door and offers goods, wares or merchandise for sale; or

(2) offers or exposes for sale to any person by means of samples or merchandise to be afterwards delivered or shipped into the City, other than as a mail order business or a wholesale or retail dealer in such merchandise having a permanent place of business in the City.

“GARAGE SALE” means the occasional sale of second-hand household goods belonging to the owner or tenant of residential premises as an accessory use only to the residential dwelling.

“INTER-MUNICIPAL LICENSE” is an Inter-Municipal Business License issued by any municipality signatory to the Inter-Municipal Business License Agreement negotiated between the City and other Yukon municipalities.

“LICENSE” means any business license issued pursuant to this bylaw.

“LICENSED PREMISES” means an establishment holding a Government of Yukon Liquor Board license to sell or distribute liquor.

“LICENSEE” means the holder of a current license under this bylaw.

“LICENSE FEE” means a fee payable for a license under Appendix “A” of the Fees and Charges Bylaw.

“MINOR BUSINESS ACTIVITIES” means operations conducted within the City that involves minimal operating activities and revenue. These operations include artists who sell their products at special events and party plan activities (e.g. Tupperware; Fifth Avenue Jewellery, etc.).

"MOBILE VENDOR" means an independently operated vehicle, structure, or mobile food vending apparatus occupying public or private space typically for the purpose of providing food and beverages, retail products, or services for commercial sale by a business entity, in an outdoor setting to either passers-by or seated patrons.

“NET FLOOR AREA” means the floor area of a building or structure, or part thereof measured from the glazing line or interior walls whether above, below, or at grade excluding attics, boiler rooms, common corridors, electrical vaults, elevators, mechanical rooms, stairwells, and toilets.

“NON-PROFIT SOCIETY” means a group registered with the Government of Yukon as a non-profit society (in good standing) under the *Societies Act*.

“NON-RESIDENT BUSINESS” means any business other than a Resident Business.

“OWNER” includes, but is not limited to, any person who directly or indirectly owns any interest in a corporation or partnership that runs a business or corporation.

"OPERATOR" means a person who owns or operates a business, whether or not the business is licensed pursuant to this bylaw.

“PAWN SHOP” means a business that receives goods held as security for an advance of money.

"PERSON" means an individual, a corporation, an association or a partnership.

"PREMISES" means a store, office, dwelling unit, warehouse, factory, building, enclosure, yard or other place occupied or capable of being occupied, by any person for the purpose of carrying on any business.

“PRIMARY RESIDENCE” means the dwelling unit where a person ordinarily resides, makes their home, and conducts their daily life, and is used for legal, tax, and identification purposes. A person may only have one primary residence at a time. (***Bylaw 2026-24 passed September 28, 2026***)

“PUBLIC LAND” means land that is owned by the City of Whitehorse.

“RESIDENT BUSINESS” means any business which operates from a fixed location within the Yukon or any Door-to-Door Salesperson or Mobile Vendor which is operated by a person residing within the Yukon for six (6) consecutive months immediately prior to the date of application for a business license.

“RESTRICTED GOODS” means cannabis and cannabis-containing products. (***Bylaw 2019-13 passed April 8, 2019***)

"RETAIL SALES/WHOLESALE OUTLETS" means all businesses offering goods, wares and merchandise for sale.

“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. (***Bylaw 2019-13 passed April 8, 2019***)

“SEASONAL LICENSE” means a business operating for a maximum of six (6) consecutive months per year and includes but is not limited to mobile vendors, contractors, consultants, tour operators, charter operations, and seasonal rental accommodations.

“SECOND HAND STORE” means a business that sells previously owned goods except from a bottle depot, wholesale dealer, or garage sale, and excludes goods donated, books, magazines, comic books, or other similar publications, furniture, rugs, clothing, sports equipment, crafts, building supplies, auto parts other than stereo systems, large electrical appliances such as refrigerators, and

household goods such as cutlery, dishes, glassware, lamps, or other similar items, recycling, used cars, or any other goods declared exempt by the Designated Officer.

"SHORT-TERM RENTAL" means the use of a dwelling unit to provide temporary accommodation to guests for short stays, typically less than 30 days, in exchange for remuneration. Short-term rental does not include visitor accommodation, bed and breakfast, or rooming house. (***Bylaw 2026-24 passed September 28, 2026***)

"SHORT-TERM RENTAL OPERATOR" means a person who is the legal owner or lessee of a dwelling unit that is used as a short-term rental, and who is named on the business license issued for that short-term rental operation. A short-term rental operator may contract a third-party management service to carry out the day-to-day operations of the short-term rental; however, such a service provider is not considered the short-term rental operator for the purposes of this bylaw. The short-term rental operator is responsible for ensuring compliance with all applicable zoning regulations, licensing requirements, and all other applicable legislation. (***Bylaw 2026-24 passed September 28, 2026***)

"STANDARD LICENSE" means a business license that is issued for a 12 month period.

"TRADE NAME" means the name supplied by an applicant and used to identify a business to patrons.

"VENDING MACHINES" means a machine that dispenses small articles including food, drinks, or other products when a coin, bill, or token is inserted.

"YOUNG PERSON" means a person who is, or without evidence to the contrary, appears to be, twelve years of age or more, but under 19 years of age.

DUTIES AND RESPONSIBILITIES

6. The Designated Officer is delegated the authority to grant licenses pursuant to the provisions of this bylaw.

7. The Designated Officer is delegated the authority to refuse, suspend or revoke licenses under this bylaw after giving the applicant or licensee, as the case may be, written notice of the proposed decision.

8. The Designated Officer shall,

   (1) ascertain as far as reasonably practicable that all information furnished by an applicant in connection with an application for a license or transfer of license is true in substance and fact;

   (2) prepare and issue all licenses pursuant to the terms of this bylaw;

(3) inspect as often as necessary all premises licensed or required to be licensed pursuant to the provisions of this bylaw in order to ascertain that such premises comply with the said provisions; and

(4) prosecute any person who fails to comply with the provisions of this bylaw.

GENERAL REGULATIONS AND LICENSE APPLICATIONS

9. No person shall operate any business within or partly within the City without first having obtained a City of Whitehorse Business License and paid the license fee.

10. Any person, company or organization operating a business as defined in this bylaw shall require a business license.

11. A non-profit organization that is charging for services or selling goods is considered a business, and shall require a business license and pay the applicable license fee.

12. Before the issuance or renewal of a license, an applicant must submit to the City:

(1) an application in a form established by the City;

(2) the license fee;

(3) a trade name certificate from Yukon Government Community Services if the applicant is naming the business anything other than their name;

(4) a letter of compliance from the Yukon Workers' Compensation Health and Safety Board if the applicant is employing anyone other than themselves or the company is registered as a limited (Ltd.) company;

(5) a letter of approval from Yukon Government Health and Social Services if the business relates to any kind of food service or personal service;

(6) proof of liability insurance as detailed in section 41; and

(7) any other information required pursuant to this bylaw.

13. Every license issued pursuant to this bylaw shall be valid only with respect to the address of the business stipulated thereon and a separate license is required for each location where a business operates within the City.

14. A valid license will permit a business to carry on the specific activities described in the license application. A licensee must not carry on activities which contravene the provisions of their license or any provisions of this bylaw.

15. A license issued under this bylaw is not transferable from one person, organization or business to another unless authorized by a Designated Officer under section 40 of this bylaw.

16. No person shall interfere with or obstruct the Designated Officer in the performance of any duties.

SEPARATE LICENSE

17. Where there is more than one separate and distinct business activity operating in or from one premise, each business shall be deemed a separate business and shall require a separate license.

18. The Designated Officer may use discretion to determine whether a business activity falls within an existing license or whether a new license is required.

19. Where there is more than one separate and distinct trade name displayed within one premise, each trade name shall be deemed to indicate the operation of a separate business, for which a separate license is required.

20. Where an umbrella organization such as a farmer's market, tradeshow, or craft fair charges for the use of their space, they shall be required to obtain a business license. Participants who are selling goods at these events are also required to obtain their own license.

EXEMPT FROM LICENSE

21. A license is not required for:

    (1) a registered charitable organization;

    (2) a non-profit organization that does not conduct business activities;

    (3) a performance, concert, exhibition, cultural event or entertainment for which the entire proceeds, above actual expenses, are devoted to a charitable organization;

    (4) a performance, concert, exhibition, cultural event or entertainment held in a public theatre or other establishment that holds a current business license;

    (5) a garage sale;

    (6) the leasing or rental within the city by a single person or entity of a combined total of not more than three of the following:

        a. dwelling units or rooms, where the rental term for each dwelling unit or room is not less than 30 days;

        b. offices, retail premises, or other commercial spaces, or portions thereof, where the activity consists solely of granting a right of occupancy of the space. For greater certainty, this exemption does not apply to any person carrying on business activities within that space.

        (***Bylaw 2026-24 passed September 28, 2026***)

    (7) political events and canvassing; and

    (8) temporary fundraising activities.

22. The Designated Officer may use discretion when determining whether a particular organization, group or entity is exempt from obtaining a business license.

23. Until April 1, 2027, a business license is not required for a short-term rental business. Despite this temporary exemption, the Designated Officer may issue business licenses before April 1, 2027, for short-term rental businesses that comply with all other requirements of this bylaw. (***Bylaw 2026-24 passed September 28, 2026***)

LICENSE TERM

24. A standard business license required by this bylaw is issued for a 12 month period and shall expire 12 months from the date of issue.

25. A seasonal business license required by this bylaw is issued for a six month consecutive period.

26. The City shall not issue a renewal notice for seasonal business licenses upon the expiration of the license term.

LICENSE FEE

27. A license is not valid until it has been issued by the Designated Officer and the license fee has been paid.

28. An applicant for a license must pay to the City the applicable license fee for that business as set out in Appendix 'A' of the City of Whitehorse Fees and Charges Bylaw. No license shall be issued until the fee is paid.

29. The applicable license fee must be paid:

    (1) at the time of application for the original business license; and

    (2) on or before the expiration date of the current license if the business is to be carried on beyond the date when the current license expires.

30. The holder of a valid City of Whitehorse business license shall not be entitled to a refund once the license has been issued.

31. The licensee shall notify the Designated Officer of any change regarding the business license and as a result of the change, shall pay any additional fees required by this bylaw or any other bylaw/Legislation.

32. Where the holder of an existing license applies for an additional license, the fee payable for the additional license shall be adjusted so that the renewal date for the additional license falls on the same renewal date as the applicant's existing license.

33. Where license fees are calculated on a square metre basis, the area shall be calculated based on the net floor area of the business commercial space.

34. Council may review the business license fees on an annual basis to ensure that they are reflective of annual inflation, are comparable to other municipalities, and are reflective of City business license operating expenses.

CONDITIONAL LICENSES

35. Where the Designated Officer issues a license subject to certain conditions, the license shall be endorsed with the particulars of such conditions.

LICENSES SUBJECT TO OTHER BYLAWS AND REGULATIONS

36. A license issued under this bylaw is not to be deemed to be a representation by the City to the licensee that the business or proposed business complies with any or all applicable bylaws or other enactments, and the licensee shall ensure compliance with bylaws and other enactments. Where the licensee is found to be in violation of any other bylaw or enactment, the Designated Officer shall cancel the license and not refund the license fees.

TRANSFER OF LICENSE

37. Where a licensee makes application to change the place of business, the Designated Officer may, upon the payment of the prescribed transfer fee and the surrender of the original license, issue a replacement license reflecting the address of the new place of business.

38. A licensee must notify the Designated Officer in writing of any change in the type or nature of the business, and any change in the location or ownership of the business.

39. No replacement license shall be issued in accordance with this bylaw where the premises to which the applicant wishes to transfer the license do not comply with the requirements of all applicable bylaws, or the proposed use of those premises would not comply with the requirements of the said bylaws.

40. Where a licensee makes application to transfer the license to another person or to change the name of the business, the Designated Officer shall, upon receipt of required documentation and payment of the prescribed transfer fee and the surrender of the original license, issue a replacement license in the name of the transferee.

LIABILITY INSURANCE

41. All applications for any business being conducted on public land shall supply proof of valid public liability insurance in an amount of at least two million dollars ($2,000,000.00). The City may require public liability insurance at a higher rate at its sole discretion. The licensee is required to maintain such insurance in force

throughout the period that the business license is in effect. The City shall be included as an additional insured and shall be provided 30 days prior notice of cancellation on all general liability policies.

POSTING OF LICENSE IN PREMISES

42. Every licensee shall post the business license in a prominent and conspicuous location to which the public has access, at the place of business for which the license was issued. Where a licensee has no premises within which to post the license, the licensee shall produce the license when required to do so during business hours by a Designated Officer.

43. Upon request from the general public, every licensee shall produce a copy of his/her current business license.

INSPECTIONS

44. A licensee shall permit a Designated Officer to enter and inspect any business premises for the purpose of determining compliance with this bylaw.

45. Upon request by the Designated Officer, all licensees shall produce all documents related to the business including the license, proof of insurance, and any other certification or letters of approval.

46. No person shall attempt to prevent, obstruct or hinder the Designated Officer from making an inspection authorized by this bylaw.

REFUSAL OF LICENSE

47. A Designated Officer may refuse to issue a license if:

(1) The applicant fails to meet the requirements of this bylaw for the license;

(2) The applicant has failed to pay any fee required by this bylaw;

(3) The applicant has been convicted of an indictable offense under the *Criminal Code of Canada* and the Designated Officer, based on reasonable grounds, determines that it is in the public interest to do so;

(4) The applicant has been convicted of an offence under any municipal bylaw or any federal or Yukon enactment with respect to the licensed business, or with respect to the business premises, and the Designated Officer, based on reasonable grounds, determines that it is in the public interest to do so;

(5) Upon inspection, the Designated Officer determines that the premises do not comply with the requirements of any municipal bylaw or any federal or Yukon enactment;

(6) Any information furnished by an applicant in connection with an application for a license or transfer of license is found to be untrue in substance or fact;

(7) The applicant has failed to pay a fine imposed by a Court for a contravention of this bylaw; or

(8) In the opinion of the Designated Officer, based on reasonable grounds, it is in the public interest to do so.

48. The Designated Officer may refuse to issue a license after giving notice, with reasons for the refusal, in writing to the applicant and after giving the applicant an opportunity to be heard.

49. Personal service of the notice of refusal and opportunity to be heard and the refusal issued after hearing by the Designated Officer, is not required where an applicant by reasonable effort cannot be found.

50. In the event the Designated Officer refuses to issue a business licence, written notice of the refusal shall be sent to the applicant within 10 business days, setting out the reasons for the refusal and the time period for appealing.

SUSPENSION AND REVOCATION OF LICENSE

51. A Designated Officer may suspend or revoke a license if the licensee:

(1) is convicted of an indictable offense under the *Criminal Code of Canada* and the Designated Officer, based on reasonable grounds, determines that it is in the public interest to do so;

(2) is convicted of an offence under any municipal bylaw or Federal or Yukon enactment with respect to the business for which the business is licensed, or with respect to the premises named in the business license, and the Designated Officer, based on reasonable grounds, determines that it is in the public interest to do so;

(3) has been guilty of misconduct in respect of the business or the premises named in the business license that warrants suspension or revocation on the basis that it is in the public interest to do so;

(4) has ceased to meet the conditions prerequisite to the issuance of the business license or the premises named in the business license do not comply with the requirements of any municipal bylaw or any federal or Yukon enactment; or

(5) has, in the opinion of the Designated Officer, conducted the business in a manner, performed a service in a manner, or sold, offered for sale, displayed for sale or distributed anything that may be harmful or dangerous to the health or safety of any person.

APPEAL

52. In the event that a business license is refused, suspended or revoked under this bylaw, the applicant or licensee may appeal the refusal, suspension or revocation in writing to Council within 30 days after the license was refused, suspended, or revoked, and Council may grant the request for the issue or reinstatement of the business license.

53. The right of appeal shall terminate unless written notice of the appeal is received by Council within 30 days of the refusal, suspension or revocation.

SPECIFIC BUSINESS REGULATIONS

Adult Book, Adult Magazine or Adult Video

54. Persons who offers adult books, adult magazines, or adult videos for sale, rent, or lease in any premises where such items are on display to the public shall place such items:

(1) At a distance not less than 1.5 metres above the floor; and

(2) In display cases in such manner that only the title is displayed; and

(3) In display cases that are within clear view of the area where payment is made for purchased items.

55. No person shall provide any adult books, adult magazines, or adult videos to any child or young person.

Bed and Breakfast (***Bylaw 2026-24 passed September 28, 2026***)

56. The business license number issued in respect of a bed and breakfast operation shall be included in all listings and advertisements for any bed and breakfast room operated under that license, including online listings on booking platforms.

Door-to-Door Salesperson

57. All applications for a door-to-door salesperson business license where the operator visits private residential dwellings door-to-door must be accompanied by a Royal Canadian Mounted Police “Consent to Release of Information” form for the purpose of performing a criminal record check.

58. No door-to-door salesperson business license where the operator visits private residential dwellings door to door shall be issued to any person who has been convicted under the *Criminal Code of Canada* for an offense relating to:

(1) any sexual offence or an offence tending to corrupt public morals; or

(2) an offence relating to robbery or extortion;

(3) any other offence the Designated Officer believes should disqualify the person in the public interest.

59. For door-to-door salesperson businesses with more than one salesperson, the company shall be required to register with the Yukon Government Community Services Department and have Yukon Workers' Compensation Health and Safety Board coverage for each salesperson.

60. Each salesperson within a door-to-door salesperson business shall be required to undergo a criminal records check.

61. Each salesperson of a door-to-door salesperson business shall carry a City-issued identification card.

62. Each salesperson is required to display to any person with whom they are conducting business a copy of the business license and identification card.

Goods Offered for Sale on Streets or Public Land

63. No person shall display, store, or accumulate goods or merchandise which are offered for sale or intended to be offered for sale on any street, sidewalk, boulevard, or other public land unless authorised in advance by the Designated Officer.

64. Where goods or merchandise are found stored on a street, sidewalk, boulevard or public land, a Designated Officer may take said goods or merchandise into custody and cause them to be taken to a safe and suitable place, and the said goods or merchandise shall not be released to the owner thereof until the said owner or his agent has paid all costs and charges incurred in the removal and storage of the goods.

65. Goods or merchandise taken into custody that is not reclaimed within three months may be offered for sale by public auction.

66. At the discretion of the Designated Officer the temporary display and sale of merchandise or goods by licensed businesses on sidewalks directly adjacent to their place of business may be allowed, subject to other City bylaws and policies.

67. Mobile Vendors are not permitted to display goods or merchandise which are offered for sale or intended to be offered for sale on a street, sidewalk or boulevard, or other public land other than at pre-determined locations authorised in advance by the City.

Minor Business Operations

68. The discretion of whether a business falls within the minor business category is left to the Designated Officer.

Mobile Vendors

69. Mobile vendors who sell food and beverages are required to submit Yukon Government Health and Social Services approval for new licenses and renewals.

70. All applications for a mobile vendor shall submit written permission from the property owner where the vehicle, structure or apparatus is located on.

Pawn Shops and Second Hand Stores

71. All applications for a Pawn Shop or Second Hand Store business license shall be accompanied by a Royal Canadian Mounted Police "Consent to Release of Information" form for the owner and operator of the Pawn Shop or Second Hand Store business, for the purpose of performing a criminal record check.

72. No Pawn Shop or Second Hand Store business license shall be issued where any owner or operator of the business has been convicted under the *Criminal Code of Canada* or the *Controlled Drugs and Substances Act* of:

(1) an offence relating to possession or sale of stolen property; or

(2) an offence relating to robbery or theft; or

(3) an offence relating to the trafficking of drugs or narcotics.

Retail Services–Restricted (***Added by Bylaw 2018-40 passed July 23, 2018***)

73. No person shall hold a license as a Retail Services–Restricted business unless the person is the registered owner or lessee of the licensed premises. (***Bylaw 2018-40 passed July 23, 2018***)

74. A license for a Retail Services–Restricted business must not be transferred to another person without prior approval from the Designated Officer under a separate application process for the new license holder. (***Bylaw 2018-40 passed July 23, 2018***)

75. 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;

(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.

(***Section 73 amended by Bylaw 2019-13 passed April 8, 2019***)

76. No person shall advertise or promote the use of cannabis in any manner by which the advertising or promotion may reasonably be seen or heard by a child or young person who is outside the business premises of a Retail Services–Restricted business. (***Bylaw 2018-40 passed July 23, 2018***)

77. Signs for Retail Services–Restricted businesses are restricted to no more than two fascia or window signs, each sign not exceeding 3.0m^2 in area. Signs may not include graphics which display or identify a cannabis product or accessory. The business name is to be predominantly displayed at all public access points of the Retail Services–Restricted business. (***Bylaw 2018-40 passed July 23, 2018***)

78. No person shall install security bars or roll down shutters on the outside of doors or front windows, or within one meter of the inside face of front windows, comprising part of a Retail Services–Restricted business. (***Bylaw 2018-40 passed July 23, 2018***)

79. Retail Services–Restricted business activity is not permitted between the hours of 10:00 p.m. and 9:00 a.m. the following day. (***Bylaw 2019-13 passed April 8, 2019***)

Short-Term Rentals (***Bylaw 2026-24 passed September 28, 2026***)

80. The name of the business licensee shall be the same as the name of the short-term rental operator to whom the development permit for the short-term rental was issued.

81. A short-term rental operator shall at all times ensure that each short-term rental they operate is lawfully permitted under the Zoning Bylaw, including any requirements respecting the number and location of short-term rentals in relation to the operator's primary residence. If a short-term rental is no longer lawfully permitted, the operator shall immediately cease operation of the short-term rental.

82. Where more than one short-term rental is operated on the same lot by the same operator, only one business license is required for that operation.

83. The business license number issued in respect of a short-term rental operation shall be included in all listings and advertisements for any short-term rental unit operated under that license, including online listings on booking platforms.

Vending Machines

84. Any person operating more than three vending machines within the City shall be required to purchase a business license.

85. No business license shall be required with respect to:

    (1) Vending machines which serve or vend only products produced by the owner of the vending machine or his employees; or

    (2) Coin operated washers, dryers, or other laundry equipment provided by the owner of any apartment, boarding house, or rooming house or tourist facility for the exclusive use of the residents thereof; or

    (3) Coin operated vehicle-washing equipment provided for the exclusive use of residents at a tourist facility.

Vehicle for Hire Companies

86. All applications for a business license for a Vehicle for Hire Company shall be accompanied by a Royal Canadian Mounted Police "Consent to Release of Information" form for the owner and operator of the Vehicle for Hire Company, for the purpose of performing a criminal record check.

87. No business license for a Vehicle for Hire Company shall be issued where any owner or operator of the business has been convicted under the *Criminal Code of Canada* or the *Controlled Drugs and Substances Act* of:

(1) any sexual offence;
(2) an offence relating to homicide, kidnapping, or abduction;
(3) an offence relating to robbery or extortion; or
(4) an offence relating to the trafficking of drugs or narcotics.

PENALTY

88. Any person who fails to comply with the requirements of this bylaw commits an offence and is liable, upon summary conviction, to:

(1) a voluntary fine under section 20 of the *Summary Convictions Act*, issued in respect of an offence specified in Appendix "A" attached hereto and forming part of this bylaw;

(2) a fine not exceeding ten thousand dollars ($10,000.00) where proceedings are commenced pursuant to the summary conviction provisions of the *Criminal Code of Canada*; or

(3) a fine not exceeding five hundred dollars ($500.00) where proceedings are commenced pursuant to the *Summary Convictions Act* of the Yukon.

REPEAL

89. Bylaw 2013-23, including all amendments thereto, is hereby repealed.

COMING INTO FORCE

90. This bylaw shall come into full force and effect upon the final passing thereof.

FIRST and **SECOND READING**: July 24, 2017
THIRD READING and **ADOPTION**: August 7, 2017

ORIGINAL BYLAW SIGNED BY:

"Betty Irwin"
Betty Irwin, Deputy Mayor

"N. L. Felker"
Norma L. Felker, Assistant City Clerk

APPENDIX "A"
VOLUNTARY FINES

Section	Ticket Description	Penalty
Sections 9, 10 and 11	Operate business without a license	$200.00
Section 14	Contravene a provision of the license or bylaw	$200.00
Section 16	Obstruct officer in performance of duties	$200.00
Section 31	Fail to notify of change in business license	$100.00
Section 38	Fail to notify of a change in business	$100.00
Section 42	Fail to display a license in public view	$50.00
Section 44	Fail to allow inspection	$400.00
Section 45	Fail to provide license or documentation	$200.00
Section 46	Obstruct inspection	$400.00
Section 54	Adult material improperly displayed	$200.00
Section 55	Adult material provided to child or young person	$200.00
Sections 56, 83	Fail to include license number in listings/advertisements	$50.00
Section 60	Fail to undergo criminal records check (Door-to-door sales)	$400.00
Section 61	Fail to carry City ID (Door-to-door sales)	$200.00
Section 63	Unauthorized display, storage, or accumulation of goods	$200.00
Section 67	Display goods or merchandise at unauthorized locations	$200.00
Section 70	Fail to submit written permission for mobile vending	$100.00
Section 76	Advertise or promote cannabis use outside premises	$200.00
Section 79	Operate a business during restricted hours	$400.00
Section 84	Operate vending machines without business license	$200.00

(***Appendix "A" amended by Bylaw 2026-24 passed September 28, 2026***)