

THE CORPORATION OF THE TOWN OF INGERSOLL

BY-LAW NO. 99-3874

A by-law to license, regulate and govern Transient Traders and to revoke By-Law No. 87-3293 and By-Law No. 92-3560.

WHEREAS the Council of The Corporation of the Town of Ingersoll deems it advisable and necessary to regulate the licensing and governing of Transient Traders pursuant to Sections 236.17 and 257 of the *Municipal Act*, R.S.O. 1990, as amended;

NOW THEREFORE the Council of The Corporation of the Town of Ingersoll enacts as follows:

(1) In this By-law:

A **Transient Trader** means a person, who offers goods, wares or merchandise for sale in any manner within the Town of Ingersoll,

(i) other than on a permanent basis including any person who goes from place to place or to a particular place with goods, wares or merchandise for sale, or who carries and exposes samples, patterns or specimens of any goods, wares or merchandise, that are to be delivered in the municipality afterwards, hereinafter referred to as a Transient Trader.

(2) No person shall carry on a trade or business or offer food, wares or merchandise for sale in the Town of Ingersoll as a Transient Trader without first having obtained a licence to do so.

(3) Every person who carries on business as a Transient Trader within the Town of Ingersoll without a licence is guilty of an offence.

(4) (a) An application for a Transient Trader licence shall be made to the Town Clerk Administrator on forms provided by the Town.

(b) Each Transient Trader licence shall be for the year current at the time of issuance thereof and shall expire on December 31 in the year of issue. The attached fee(s) as shown on Schedule "A" attached hereto shall be paid for a Transient Trader licence.

(c) Every person licensed as a Transient Trader shall, at all times, while carrying on the Transient Trader business, have the licence with him/her and shall, upon demand, exhibit it to any municipal or peace officer and, if failing to do so, is guilty of an offence.

(5) (a) Notwithstanding Section 1 hereof, no Transient Trader licence shall be required

(i) if the goods, wares or merchandise are sold to wholesale or retail dealers in similar goods, wares or merchandise.

(ii) if the goods, wares or merchandise are grown, produced or manufactured in Ontario by a grower, producer or manufacturer who resides in the Town of Ingersoll and are sold by the grower, producer or manufacturer or his agent or employee having written authority so to do, in the Town of Ingersoll.

(iii) if the goods, wares or merchandise are sold by a person who pays realty tax in the Town of Ingersoll, or by his employee, or by his agent.

(iv) if the goods, wares or merchandise are sold by a student enrolled in a public or secondary school located in Oxford County provided same are sold as part of a project sponsored and endorsed by an education authority.

- (v) if the goods, wares or merchandise are sold by a person or persons acting on behalf of a registered charitable organization or service club, located and actively engaged in charitable or service club activities in the Town of Ingersoll.
 - (vi) if the goods, wares or merchandise are sold by invited vendors participating in Council approved Town events or functions sponsored by the Ingersoll B.I.A., and further:
 - That the appointed Committee of Council or the Ingersoll B.I.A. may collect a fee, not to exceed \$50.00 per day, from each approved vendor.
 - That no fee will be collected by the Committee or B.I.A. if the Transient Trader has a current licence issued by the Town.
- (6) Every person who contravenes any of the provisions of this by-law is guilty of an offence and, upon conviction, is liable to a fine or penalty as provided under the Provincial Offences Act.
- (7) This by-law may be cited and known as "The Transient Trader By-Law".
- (8) By-law No. 87-3293, as amended, and By-Law No. 92-3560 are hereby repealed.
- (9) This by-law shall come into force and effect on the date of passing thereof.

READ a first and second time in Open Council this 11th day of August 1999.

READ a third time and passed in Open Council this 11th day of August 1999.

Michael J. Hennessy, Mayor

Edward A. Hunt, Clerk Administrator

SCHEDULE "A"

To By-Law No. 99-3874

Transient Trader Licence Fee

- | | | |
|-----|--|-----------|
| (a) | Non Resident | \$ 200.00 |
| (b) | Resident of the Town for at least one year prior to the date of issue of licence | \$ 50.00 |



TOWN OF INGERSOLL TRANSIENT TRADERS LICENCE APPLICATION

NAME OF APPLICANT	NAME OF BUSINESS
HOME ADDRESS	BUSINESS ADDRESS
TOWN/CITY POSTAL CODE	TOWN/CITY POSTAL CODE
HOME PHONE NUMBER	BUSINESS PHONE NUMBER
DATE OF BIRTH	
FEE: Resident of Ingersoll \$ 50.00 Non resident \$200.00	What type of trade, business , foods, wares or merchandise are you providing and at what location: <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/>

Applicants Signature

Date of Signature

Approved Yes <input type="checkbox"/> No <input type="checkbox"/>	Approved Yes <input type="checkbox"/> No <input type="checkbox"/>
Town Clerk's Signature	Police Signature
Date	Date