



**TOWN OF BASHAW  
BYLAW # 755:2014**

**A BYLAW of the TOWN OF BASHAW in the Province of Alberta for the purpose of regulating and controlling VENDOR LICENSING AND BUSINESS within the TOWN OF BASHAW.**

**WHEREAS,** pursuant to the Municipal Government Act, Chapter M-26 R.S.A. 2000, and amendments there to, the Town of Bashaw Council has the power to pass a Bylaw within the Town

**AND WHEREAS,** all properties belonging to the Town shall be under the direct control and management of the Town

**NOW THEREFORE,** the Council of the Town of Bashaw, duly assembled, enacts as follows:

**SHORT TITLE:** This Bylaw may be referred to as the Vendor's or Hawker's Bylaw.

**SECTION 1: DEFINITIONS**

**HAWKER/PEDDLER** – A person (Vendor) who moves about the Town selling goods, wares, merchandise, food or food products

**MOBILE VENDING UNIT** – A mobile motor vehicle, trailer, or similar structure exceeding 3.3m<sup>2</sup> and designed for preparing or offering the sale of food which does not contain customer seating

**PUSH CART VENDING UNIT** – A push cart or similar mobile structure not exceeding 3.3m<sup>2</sup>, intended to operate from a location approved by the Development Authority for the purpose of offering food for sale

**TOWN** – Town of Bashaw

**VENDOR** – The name given to any person or persons conducting vending, hawking, or peddling in the Town

**SECTION 2: PERMIT REQUIREMENTS**

- 2.1 All Vendors proposing a temporary business in the Town of Bashaw from a mobile or stationary unit on a non-permanent basis are required to complete an application for a Vendor's permit.
- 2.2 It is the responsibility of the Vendor to obtain and hold valid Provincial and Federal licenses, permits, approvals, clearances, and/or insurances and produce copies of the same to the Development Authority with the submission of the completed application.
- 2.3 Submission of the completed application to the Development Authority shall require the payment of the applicable fee as listed in the Master Rates and Schedules Bylaw.
- 2.4 The fee is never pro-rated or refundable nor is the permit transferrable to another party for any reason.
- 2.5 The final approval of the application shall require that the Vendor enter into an agreement with the Town of Bashaw that clearly releases the Town from any responsibility for the Vendor's conduct of business and shall keep the Town free from harm for any activity arising from or caused by or to the Vendor while conducting business. Once signed the Vendor will be given a Vendor's permit.
- 2.6 All permits, licenses, etc must be posted at the business site and clearly visible at all times.
- 2.7 A permit will be valid only in the year the permit has been approved; therefore, a new application, documentation and payment of the fee for a vendor's permit is required each and every year.
- 2.8 No Vendor shall engage in or operate within the Town any business described in this Bylaw unless the Vendor holds a valid permit from the Development Authority.

**SECTION 3: REGULATIONS**

- 3.1 Within this Bylaw, these types of businesses must be mobile and Vendors shall not be permitted to establish permanency or claim territory as their own at any one site for longer than one business day. Only one Vendor may conduct business at a given location at any one time.
- 3.2 The approved Vendor(s) shall locate and operate their vending business within the permitted areas approved by the Town Council; proximity to the school and other like businesses will be considered.

- 3.3 Vendors shall not set up their business on private property without first obtaining written permission from the property owner, signed, and submitted to the Development Authority for Council's approval of location.
- 3.4 The Vendor shall not impede traffic and/or pedestrians, endanger public safety or cause an unwelcome disturbance and must be cognitive of and compliant with the Town Bylaws.
- 3.5 The Vendor shall not engage in any illegal activity.
- 3.6 The unit and business equipment must be kept in clean and presentable condition at all times.
- 3.7 Advertising or signage for this type of business is limited to the space available on the mobile unit.
- 3.8 The Vendor is responsible for providing their own clean garbage and recycling receptacles at the vending unit site and this unit shall be used by patrons and/or the Vendor to ensure the site remains clean and tidy. These receptacles must be removed at the end of day.
- 3.9 Generators used to provide power to the vending unit are only permitted if they do not create a noise or pollution disturbance.
- 3.10 Vendors are not authorized to provide tables or chairs at a vending location unless a seating plan is submitted with the completed application and approved prior to business opening. These items must be removed at end of day.
- 3.11 Approved Vendors shall be permitted to operate between the hours of 6:00 a.m. and 8:00 p.m.
- 3.12 The Development Authority reserves the right to revoke or change the approval of the Vendor's permit at any time due to the following:
  - 3.12.1 Conflict with an existing business
  - 3.12.2 Construction or other unforeseen events
  - 3.12.3 Non-compliance with Town Bylaw(s) or any conditions of the Permit approval

**SECTION 4: GENERAL**

- 4.1 Should any provision of this Bylaw be found invalid, the invalid portion shall be severed and the remaining Bylaw shall be maintained.
- 4.2 Town of Bashaw Hawkers and Peddlers Bylaw 562-90 and any Policies and/or Schedules referred or attached thereto are hereby repealed. Any reference to Vendor Licensing and Business in the Town of Bashaw Business License or Registration Bylaw is hereby removed.
- 4.3 This Bylaw shall come into force and effect on the day of the third and final reading.

**READ A FIRST TIME IN COUNCIL THIS 6 DAY OF MAY, A.D. 2014**

**READ A SECOND TIME IN COUNCIL THIS 6 DAY OF MAY, A.D. 2014**

**COUNCIL HEREBY UNANIMOUSLY AGREES TO MOVE THE RATIFICATION OF THIS VENDING BYLAW 755:2014 TO THE THIRD AND FINAL READING ON THIS 6 DAY OF MAY, A.D. 2014**

**READ A THIRD TIME IN COUNCIL AND FINALLY PASSED THIS 6 DAY OF MAY, A.D. 2014**

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SIGNED BY THE CEO THIS DATE

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CHIEF ELECTED OFFICIAL

\_\_\_\_\_  
SIGNED BY THE CAO THIS DATE

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MUNICIPAL ADMINISTRATOR