

THE CORPORATION OF THE CITY OF PORT COLBORNE

BY-LAW NO. 4323/159/02

BEING A BY-LAW TO LICENSE, REGULATE AND GOVERN LODGING HOUSES AND THE KEEPERS OF LODGING HOUSES AND TO REVOKE ANY SUCH LICENSE

WHEREAS Subsection 257.2(1) of the *Municipal Act*, R.S.O. 1990, c. M.45, provides that Subject to the *Theatres Act* and the *Retail Business Holidays Act*, the council of a local municipality may pass by-laws for licensing, regulating and governing any business carried on within the municipality;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE CITY OF PORT COLBORNE ENACTS AS FOLLOWS:

1. In this By-law
 - (a) **“lodging house”** means a nursing home and any house or other building or portion thereof in which persons are harboured, received or lodged for hire, but does not include a hotel, hospital, nursing home, home for the young or the aged or institution if the hotel, hospital, home, or institution is licensed, approved or supervised under any other general or special Act.
2. Every keeper of a lodging house shall obtain a license for each lodging house kept by him/her and the license fee for such lodging house shall be as follows:

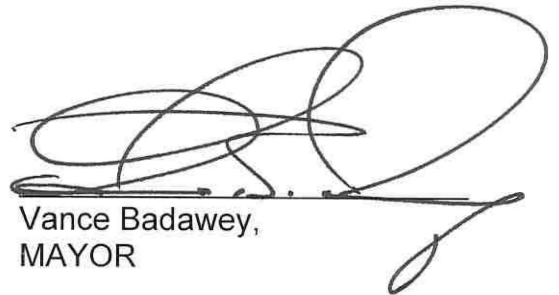
Beds for	1 - 10 persons	-	\$ 5.00
	1 - 25 persons	-	15.00
	25 or more persons	-	25.00
3. In order to obtain a lodging house license, an applicant must comply with the following requirements:
 - (a) Every application shall be in the City's standard form and shall be submitted to the Clerk, who upon receipt of the application shall forward it to:
 - i) the Niagara Regional Public Health Department for compliance with health regulations;
 - ii) the Chief Building Official/By-law Enforcement Officer for compliance with The Ontario Building Code;
 - iii) the Fire Chief for compliance with fire regulations, and
 - iv) the Planning and Development Services Division for compliance

with zone regulations and Official Plan policies.

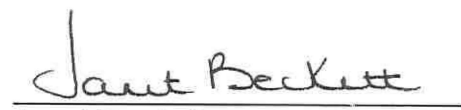
- (b) Upon receipt of satisfactory responses from the above agencies and departments, the Clerk shall forthwith proceed with license issuance.
 - (c) The above requirements pertain to annual renewal of licenses as well as new applications.
3. The licence to operate a lodging house may be revoked by Council by resolution for any breach of the provisions of paragraph 3 hereof.
4. Any person who contravenes any of the provisions of this by-law is guilty of an offence and on conviction is liable to a fine as provided for under the Provincial Offences Act.

READ A FIRST, SECOND AND THIRD TIME AND PASSED BY COUNCIL

THIS 16TH DAY OF DECEMBER, 2002.



Vance Badawey,
MAYOR



Janet Beckett,
CLERK