

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2366

Being a By-law requiring the closing of certain classes of shops in The Corporation of the City of North Bay.

WHEREAS The Municipal Act R.S.O. 1960 Chapter 249 Section 379(a) as amended authorizes the Council to pass By-laws for the purposes therein stated;

AND WHEREAS the Council of The Corporation of the City of North Bay deems it advisable to enact the within By-law;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. In this By-law:
 - (a) "City of North Bay" shall mean The Corporation of the City of North Bay;
 - (b) "Council" shall mean the Council of The Corporation of the City of North Bay;
 - (c) "Closed" shall mean not open for the serving of any customer;
 - (d) "Holiday" shall mean:
 - (i) New Year's Day, Good Friday, Easter Monday, Christmas Day, Boxing Day, the birthday or the day fixed by proclamation of the Governor General for the celebration of the birthday of the reigning Sovereign, Victoria Day, Dominion Day, Labour Day and any day appointed by proclamation of the Governor General or the Lieutenant Governor as a public holiday or for a general fast or thanksgiving, and when any holiday, except Remembrance Day, falls on a Sunday, the day next following is in lieu thereof a holiday;
 - (ii) Any day proclaimed by the head of the Council as a Civic holiday;
 - (e) "Person" shall include firm, partnership, company, corporation, club organization, the occupier of a shop, the agent or servant of an occupier of a shop;
 - (f) "Shop" shall mean a building or part of a building, booth, stall or place where goods are exposed or offered for sale by retail.
2. The provisions of this By-law shall be applicable to and have full force and effect within the territorial limits of the City of North Bay.
3. This By-law shall apply to those classes of shops in the City of North Bay where goods or merchandise of any one or more of the types set forth and described in Schedule "A" to this By-law are exposed or offered for sale by retail.

4. Subject to the provisions of paragraphs 6, 7 and 8 of this By-law, during the whole of each year the classes of shops set forth in Schedule "A" to this By-law shall be closed and remain closed on each Monday, Tuesday, Wednesday and Saturday at and during the hours between 6 o'clock in the afternoon and 5 o'clock in the forenoon of the next following day.

5. Subject to the provisions of paragraph 6 of this By-law, during the whole of each year the aforesaid classes of shops shall be closed and remain closed on each Thursday and Friday at and during the hours between 10 o'clock in the afternoon and 5 o'clock in the forenoon of the next following day.

6. During the whole of each year, the aforesaid classes of shops shall be closed and remain closed on each holiday.

7. Subject to the provisions of paragraph 6 of this By-law, whenever a holiday falls on a Tuesday, Wednesday or Thursday, the aforesaid classes of shops shall be closed and remain closed on the day immediately preceding such holiday at and during the hours between 10 o'clock in the afternoon and 5 o'clock in the forenoon of the next following day.

8. On each of the twelve days, exclusive of Sundays, immediately preceding Christmas Day in each year, the aforesaid classes of shops shall be closed and remain closed at and during the hours between 10 o'clock in the afternoon and 5 o'clock in the forenoon of the next following day.

9. So long as the time commonly observed in the City of North Bay is one (1) hour in advance of standard time, the times mentioned in Section 379(a) of the aforesaid Act, as amended, and in this By-law shall be reckoned in accordance with the time so commonly observed and not standard time.

10. Where an offence for which the occupier of a shop set forth in Schedule "A" to this By-law is liable under this By-law to a penalty has in fact been committed by some agent or servant of such occupier, such agent or servant is liable to the same penalty as if he were the occupier.

11. Any person convicted of a breach of any of the provisions of this By-law shall forfeit and pay, at the discretion of the convicting Magistrate, a fine or penalty not exceeding the sum of \$2,000.00 for each offence, exclusive of costs, to be recoverable under The Summary Convictions Act.

12. By-laws Nos. 1294, 1970, 1979, 1985 and 2063 of the City of North Bay and all previous By-laws of the City of North Bay relating to or requiring the early closing of the classes of shops or any of them as set forth in Schedule "A" to this By-law shall be deemed to be and they are hereby repealed.

13. This By-law shall take effect on the 20TH day of March 1967 and shall be published once in The Nugget, a daily newspaper published in the City of North Bay, on the 11th day of March 1967.

READ A FIRST TIME IN OPEN COUNCIL THIS 21st DAY OF NOV. 1966
READ A SECOND TIME IN OPEN COUNCIL THIS 20TH DAY OF FEB. 1967.
READ A THIRD TIME AND FINALLY ENACTED AND PASSED THIS 6TH

DAY OF MARCH 1967.

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MAYOR
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CITY CLERK

THIS IS SCHEDULE "A" TO BY-LAW NO. 2366 OF THE CORPORATION OF THE CITY OF NORTH BAY

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CLASSES OF SHOPS IN THE CITY OF NORTH BAY WHERE GOODS OR MERCHANDISE OF ANY ONE OR MORE OF THE TYPES HEREINAFTER SET FORTH AND DESCRIBED ARE EXPOSED OR OFFERED FOR SALE BY RETAIL

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| 1. aluminum ware | 32. fur coats |
| 2. ammunition | 33. fur wearing apparel |
| 3. artists' materials and supplies | 34. furniture |
| 4. automobile accessories | 35. glassware |
| 5. automobile parts | 36. hardware |
| 6. automobile supplies | 37. hats |
| 7. boys' wear | 38. household appliances |
| 8. broadloom | 39. household effects |
| 9. builders' supplies | 40. household furnishings |
| 10. building materials | 41. infants' boots and shoes |
| 11. cameras | 42. infants' wear |
| 12. carpets | 43. jewellery |
| 13. ceramic materials and supplies | 44. ladies' wear |
| 14. ceramic products | 45. leather goods |
| 15. children's shoes | 46. luggage |
| 16. children's wear | 47. lumber supplies |
| 17. chinaware | 48. men's shoes |
| 18. copperware | 49. men's wear |
| 19. craft and hobby supplies | 50. musical instruments |
| 20. drapery | 51. office equipment |
| 21. dry goods | 52. office supplies |
| 22. electrical appliances | 53. paint |
| 23. fabrics | 54. painters' supplies |
| 24. farm equipment | 55. plastic products |
| 25. farm machinery | 56. plumbing materials |
| 26. farm supplies | 57. plumbing supplies |
| 27. feed and grain | 58. radios |
| 28. firearms | 59. rugs |
| 29. floor covering | 60. sheet music and records |
| 30. floor tile | 61. silverware |
| 31. flowers | 62. sporting goods |

THIS IS PAGE 2 OF SCHEDULE "A" TO BY-LAW NO. 2366 OF THE CORPORATION OF THE CITY OF NORTH BAY

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- 63. stationery
- 64. televisions
- 65. textiles
- 66. tires
- 67. toys
- 68. wallpaper
- 69. wearing apparel
- 70. women's shoes
- 71 wool

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