

BY-LAW NO. 1178

*Amended  
by Bylaw No 1213  
Fee 5.00  
JEP* 127

BEING A BY-LAW to repeal By-Law Number 440 and to regulate the measuring of weight and the weighing of coal and coke in the City of North Bay.

THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY ENACTS AS FOLLOWS:-

1. THAT By-Law Number 440 be and the same is hereby repealed.
2. All dealers in coal or coke in the City of North Bay shall take out a license in January of each year which license shall expire on the 31st. day of December of the year it is taken out.
3. All wholesale and retail vendors of coal and coke shall pay an annual license fee of \$10.00. The said license shall be issued on the first day of January in each and every year thereafter and must be paid for on or before the 31st. day of January.
4. All retail vendors of coal and coke in the City of North Bay selling by weight shall store their stock of coal and coke so that it shall not be exposed to rain, snow or water and no such sale of said coal or coke shall be made unless it shall have been stored. That nothing contained in the paragraph shall be construed as depriving the said coal and coke dealer the right of selling from car, prior to unloading, if selling from such car is preferable in the instance.
5. Every person dealing in or selling coal or coke by retail shall be the owner or occupant of a yard or premises and shall have and maintain at such yard or premises a properly tested weigh scale of not less than five ton weighing capacity.
6. All Coal or coke sold by any such dealer shall be weighed upon the said scale.
7. Coal dealers shall have scales tested and approved by a Government Scale Inspector each year showing government approval and a coal or coke dealer's license shall not be issued by the City of North Bay unless his scale has been government inspected and approved in the previous year.
8. Quantities of coal or coke after the sale thereof by the vendor may be delivered in one wagon or other vehicle and for more than one customer, provided as follows:-

(a) Where coal or coke is delivered in bags the vendor shall mark in ink or indelible pencil on the weigh ticket issued to the driver or person delivering such coal or coke the number of bags to be delivered to each customer.

(b) Where one or more sizes of grades of coal or coke are to be delivered on one load, each customer's order must be weighed separately and weigh tickets given separately showing the number of bags and weight or weights to each separate grade of coal or coke.

9. (a) When coal or coke is sold in bulk by the vendor to the consumer the vendor shall mark upon the coal or scale ticket the gross weight of the load of coal or coke including the weight of the wagon or other vehicle and also the net weight of the coal or coke loaded thereon showing allowance, if any, for snow or water or other equipment.

(b) Coal and coke tickets to be used by the vendors shall be as follows:-

COAL AND COKE TICKET

CITY OF NORTH BAY

		Number.....
		North Bay.....19..
Seller.....	Bags on Load.....	
Purchaser.....	Coal.....	
Driver.....	Coke.....	
Gross.....	Lbs.....Grade.....	
Fare.....		
Net.....	Lbs.....	..... Weigher

(Count your Bags)  
(Watch your weight)

(c) No dealer shall falsely state in any ticket afore-said the weight, description of the coal, measurement or amount of any load, bag or bags of coal or coke sent out for delivery to the purchaser in the said City and no driver or person in charge of any such load, bag or bags of coal or coke shall refuse to produce his ticket when requested so to do by any purchaser or inspector or to take the load mentioned therein to the weigh scales of any coal or coke dealer in the said City and be there weighed by the inspector for a correct weight.

(d) The vendor or vendors shall be responsible for the weight showing on the said scale ticket or tickets and if the weight is found short of that which the ticket or tickets specify the inspector shall lay charges for short weighing or falsifying against the vendor or vendors and if the said vendor or vendors be found guilty of any violation of this By-Law he, they or it shall be liable to a penalty not exceeding the sum of \$50.00 exclusive of costs or at the discretion of the convicting Magistrate and upon default of the payment of the said penalty and costs the City may by distress and sale of goods and chattels of the defaulter or defaulters collect the money in default of said penalty.

(e) It shall and may be lawful for the said City and they are hereby authorized to establish or cause to be established and used for the purpose of this By-Law public weigh scales at a suitable and convenient place within the said City of North Bay and as may be required to properly and effectively carry out the provisions of this By-Law according to its true intent and meaning.

10. This By-Law shall become effective immediately after the passing thereof.

Read a First Time in Open Council this 19th. day of November, 1934.  
 Read a Second Time in Open Council this 19th. day of November, 1934.  
 Read a Third Time in Open Council and passed this 4th. day of December, 1934.

*W. G. Dunrook*  
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M A Y O R

*H. C. Pilley*  
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C L E R K