

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 24-68

BEING A BY-LAW REQUIRING THE CLOSING OF  
CERTAIN CLASSES OF SHOPS IN THE CORPORA-  
TION 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 of 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 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 and barbers' shops, beauty parlours, shoe repair shops, shoe shine shops and hat cleaning and blocking businesses, but does not include a place where the only trade or business carried on is that of a licensed hotel or tavern, victualling house or refreshment house.

2. This By-law shall not apply to any of the following classes of shops, and the following provisions of this By-law shall be subject to the exceptions contained in this paragraph:

- (a) Barber Shop;
- (b) Beauty Parlour;
- (c) Shoe Shine Shop;
- (d) Shoe Repair Shop;
- (e) Hat Cleaning and blocking shop;
- (f) Shop for the retail sale of fresh fruit and fresh vegetables or either of them;
- (g) Retail Drug Store shop;
- (h) Retail Gasoline Service Station;
- (i) Retail Gasoline Pump and Outlet;

- (j) Shop for the Retail Sale of Motor Vehicles;
- (k) Retail Tobacco Shop;
- (l) Retail Confectionery Shop;
- (m) Retail Boat and Marine Supply Shop;
- (n) Shop for the Retail Sale of Dairy or Milk Products including a Dairy Bar;
- (o) Retail Delicatessen Shop;
- (p) Retail Builder Supplies Shop;
- (q) Retail Hobby Shop;
- (r) Retail Florist Shop;
- (s) Neighbourhood Store for the Retail Sale of Confectionery and Sundries;
- (t) Retail Novelty Goods Shop.

3. During the whole of each year, and subject as hereinafter provided, all classes of shops within the City of North Bay shall be closed:

- (a) on Tuesday, Wednesday, and Saturday of each week at six o'clock in the afternoon of each of such days, and shall remain closed until five o'clock in the forenoon of the day next following each of such days;
- (b) on Thursday and Friday of each week at ten o'clock in the afternoon of each of such days, and shall remain closed until five o'clock in the forenoon of the day next following each of such days;
- (c) on Monday of each week during the whole of such day, and shall remain closed until five o'clock in the forenoon of the next following day except those Mondays included within the period extending from the 15th day of June to the 31st day of August, both dates inclusive, in each year, and except those Mondays included within the period extending from the 1st day of December to the 24th day of December, both dates inclusive in each year;
- (d) on each of the twelve days, exclusive of Sundays, immediately preceding the 25th day of December, in each year, at ten o'clock in the afternoon of each of such days, and shall remain closed until five o'clock in the forenoon of the day next following each of such days;
- (e) on each holiday, and shall remain closed throughout the whole of such day until five o'clock in the forenoon of the next following day;
- (f) on the two days, exclusive of Sunday, immediately preceding New Year's Day, Dominion Day and Good Friday, at ten o'clock in the afternoon of each of such days, and shall remain closed until five o'clock in the forenoon of the day next following each of such days.

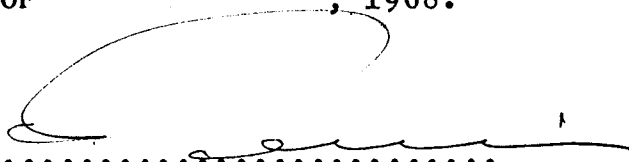
4. So long as the time commonly observed in the City of North Bay is one hour in advance of standard time, the times mentioned in Section 379 (a) of the aforesaid Act, as amended and in this By-law, shall be reckoned in accordance with the time so commonly observed and not standard time.

5. 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.

6. By-laws Nos. 1294, 1970, 1979, 1985, 2034, 2063, and 2366, of the City of North Bay, shall be deemed to be and they are hereby repealed.

7. This By-law shall take effect on the 1st day of May, 1968, and shall be published once in The Nugget, a daily newspaper published in the City of North Bay, on the 22nd day of April, 1968.

READ A FIRST TIME IN OPEN COUNCIL THIS 25th DAY OF MARCH, 1968.  
READ A SECOND TIME IN OPEN COUNCIL THIS 25th DAY OF MARCH, 1968.  
READ A THIRD TIME AND FINALLY ENACTED AND PASSED THIS DAY  
OF , 1968.

  
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MAYOR

.....*E. E. Armstrong*.....  
CLERK