

CITY OF WEST KELOWNA

BYLAW NO. 0087.16

A BYLAW TO AMEND THE BUSINESS LICENSING AND REGULATIONS BYLAW

WHEREAS the Council of the City of West Kelowna desires to amend "CITY OF WEST KELOWNA BUSINESS LICENSING AND REGULATIONS AMENDMENT BYLAW NO. 0087.16, 2022";

THEREFORE BE IT RESOLVED that the Council of the City of West Kelowna in open meeting assembled, hereby enacts as follows:

1. Title

This Bylaw may be cited as the "CITY OF WEST KELOWNA BUSINESS LICENSING AND REGULATIONS AMENDMENT BYLAW NO. 0087.16, 2022".

2. Amendments

The "CITY OF WEST KELOWNA BUSINESS LICENSING AND REGULATIONS AMENDMENT BYLAW NO. 0087.16, 2022" is hereby amended as follows:

2.1 By deleting Section 2.7 in its entirety and replacing with

- 2.7 A Licence Inspector may refuse, suspend, or cancel a licence for reasonable cause and upon request, give written reasons for the decision. Reasonable cause for refusal, suspension or cancelling include, but are not limited to, where a Licencee;
- a) has failed to comply with a term or condition of the Licence;
 - b) premises cease to comply with a bylaw regulating building, land use, health, fire, environmental or business issues; or
 - c) is convicted of an offence under an Act or bylaw in respect of the business for which the license has been issued or with respect to the premises names in the Licence.

2.2 By deleting Section 2.8 in its entirety and replacing with

- 2.8 If an inspector exercises authority to grant, refuse, suspend or cancel a business licence, the applicant or licence holder who is subject to the decision is entitled to have the Council reconsider the matter. The process for Council reconsideration of an Inspector Decision shall be as follows:
- a) Within 14 days of being notified in writing of the decision of Staff under this bylaw, the applicant may, at no charge, request Council to reconsider the decision.
 - b) The applicant must give written notice to the Legislative Services Manager/Corporate Officer setting out the grounds on which the

applicant considers the decision to be inappropriate, including the specific decision, and what decision Council should use as a substitute.

- c) The Legislative Services Manager/Corporate Officer will notify the Director of Development Approvals of the request(s) for reconsideration and the Staff will, prior to the date of the meeting at which the reconsideration will occur, provide a written report to Council setting out the rationale for their decision.
- d) The Legislative Services Manager/Corporate Officer will place the request(s) for reconsideration on the agenda of a meeting of Council to be held as soon as reasonably possible.
- e) The Legislative Services Manager/Corporate Officer will notify the applicant of the date of the meeting at which reconsideration will occur.
- f) Council will review the information provided by the applicant and Staff, and either confirm the decision made by Staff, or substitute its own decision including Business Licence conditions.

2.3 By deleting from Part 2.13 in its entirety.

READ A FIRST TIME
READ A SECOND TIME
READ A THIRD TIME THIS DAY OF
ADOPTED THIS DAY OF

MAYOR

CORPORATE OFFICER