THE CORPORATION OF THE CITY OF PETERBOROUGH

BY-LAW NUMBER 12-017
Repealed by 14-080

BEING A BY-LAW TO AMEND BY-LAW NUMBER 05-197, AS AMENDED BY BY-LAW 11-107, A BY-LAW TO PROVIDE FOR THE LICENSING OF CERTAIN BUSINESSES IN THE CITY OF PETERBOROUGH

THE CORPORATION OF THE CITY OF PETERBOROUGH BY THE COUNCIL THEREOF HEREBY ENACTS AS FOLLOWS:

That By-Law 05-197, as amended by By-law 11-107, a By-Law to provide for the Licensing of certain businesses in the City of Peterborough, be hereby amended as follows:

1. **ARTICLE 1: 1.0 DEFINITIONS**: is hereby amended by adding the following word:

   “Lodger – means a tenant, a roomer or a boarder being a person who pays rent in return for the right to occupy a Rental Unit;”

2. **ARTICLE 1: 1.0 DEFINITIONS**: is hereby amended by deleting the following definition:

   “Lodging House – means 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 home for the aged or institution of the hotel, hospital, home or institution is licensed, approved or supervised under any other general or special Act, nor a domiciliary home;”

   And the following substituted therefor:

   “Lodging House - means a dwelling within which lodging is provided for rent or lease to three or more persons, and includes a Boarding House and a Rooming House. A Boarding House, Rooming House or Lodging House does not include a nursing home, hotel, motel, hostel, group home, bed and breakfast establishment, emergency care establishment, or a residence of an educational institution;”

2. **ARTICLE 2: GENERAL PROVISIONS FOR ALL LICENCES, Sections 2.10 and 2.11** are hereby deleted and the following substituted therefor:

   “2.10 Inspection – premises – all reasonable times
   Every licensed premises, including a mobile canteen, may be inspected at all reasonable times by:
   a. The Chief of Police, or designate;
   b. The Medical Officer of Health, or designate;
   c. The Fire Chief, or designate; and or
   d. The Chief Building Official, or designate

   2.11 Inspection – Premises – refusal prohibited
   No licensee, or any employee of a licensee, shall prevent any authorized official, the Chief of Police, the Medical Officer of Health, the Fire Chief,
the Chief Building Official or their designate(s) from conducting an inspection of the business."
3. **ARTICLE 6: LODGING HOUSE, Section 6.1, Subsection e.** is hereby deleted and the following substituted therefor:

“e. the location of the lodging house and written confirmation from the City’s Building Division that the zoning for the property upon which the lodging house is located permits a lodging house;”

4. **ARTICLE 6: LODGING HOUSE, Section 6.1** is hereby amended by adding the following:

“l. written confirmation from the City’s Building Division that the property meets the minimum requirements of the Building Code, the Electrical Code and the City’s Property Standards by-law;

m. written confirmation from the City’s Fire Service that the property meets the minimum requirements of the Fire Code;

n. a certificate of insurance that satisfies the City Clerk that the property being used as a lodging house is insured as a commercial property; and

o. proof, satisfactory to the Fire Chief, or designate, that the furnace, if it is a fuel burning appliance, has been inspected annually.”

5. **ARTICLE 6: LODGING HOUSE, Section 6.5** is hereby deleted and the following substituted therefor:

“6.5 **Smoke alarm – minimum requirements**

In addition to the requirements of the Ontario Fire Code, each room providing sleeping accommodations for residents shall have one smoke alarm installed on or near the ceiling thereof which meets the requirements of the Ontario Building Code.”

By-law read a first, second and third time this 21st day of February, 2012.

(Sgd.) Daryl Bennett, Mayor

(Sgd.) John Kennedy, Deputy Clerk