

Please note that our Council meetings are currently being conducted digitally to control the spread of COVID-19.

HOW TO JOIN

Join from a PC, Mac, iPad, iPhone, or Android device:

Please click this URL to join: <https://us02web.zoom.us/j/81177962092>

Or join by phone:

One tap mobile - 6475580588, 81177962092# Canada

Dial by location - Canada: +1 647 558 0588 Meeting ID: 811 7796 2092

1) CALL TO ORDER

2) APPROVE OR AMEND AGENDA

Resolution:

That Council adopt the Special Meeting Agenda for June 29, 2020 as circulated.

3) DECLARATION OF PECUNIARY INTEREST

4) STAFF REPORT

CAO Clerk's 2020-18 Sale of Alcohol at Agency Convenience Stores

Recommendation:

THAT CAO Clerk's Report 2020-18 dated June 29, 2020 regarding the Sale of Alcohol at Agency Convenience Stores on Statutory Holidays hereby received;

AND FURTHER THAT Council approve the following Agency Convenience Stores to sell alcohol on statutory holidays listed herein:

Approved Agency Stores:

Six & Ten Mini Mart

Williamsford Variety

Holland Centre Gas Bar

AND FURTHER THAT Council approve the following statutory holidays in which the above-named Agency Stores may sell alcohol:

Canada Day

Civic Holiday

Labour Day

Thanksgiving

Boxing Day

5) CONFIRMATORY BY-LAW

Resolution:

That By-law 2020-47 being a by-law to confirm all actions and proceedings of the June 29, 2020 Special Council meeting be hereby read a first, second, and third time, signed by the Mayor and Clerk and sealed with the Corporate Seal.

6) ADJOURNMENT



CAO CLERK'S REPORT 2020-18

TO: Mayor Mackey and Members of Council
FROM: Patty Sinnamon, CAO Clerk
RE: Sale of Alcohol at Agency Convenience Stores on Statutory Holidays
DATE: June 29, 2020

RECOMMENDATION:

THAT CAO Clerk's Report 2020-18 dated June 29, 2020 regarding the Sale of Alcohol at Agency Convenience Stores on Statutory Holidays hereby received;

AND FURTHER THAT Council approve the following Agency Convenience Stores to sell alcohol on statutory holidays listed herein:

Approved Agency Stores:	Six & Ten Mini Mart Williamsford Variety Holland Centre Gas Bar
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AND FURTHER THAT Council approve the following statutory holidays in which the above-named Agency Stores may sell alcohol:

Canada Day
Civic Holiday
Labour Day
Thanksgiving
Boxing Day

BACKGROUND:

The Retail Business Holidays Act was passed to prohibit businesses from opening on statutory holidays. The legislation states:

2(1) No person carrying on a retail business in a retail business establishment shall,

- (a) Sell or offer for sale any goods or services therein by retail; or
- (b) Admit members of the public thereto.

on a statutory holiday.

Section 3 of the legislation grants exemptions for businesses offering the following goods:

- a) Shops under 2,400 square feet with three or fewer employees where the only goods available for sale on the holiday are in one or more of the following categories:
 - i) Foodstuffs,
 - ii) Tobacco or articles required for the use of tobacco,
 - iii) Antiques, or
 - iv) Handicrafts
 - v) books
- b) Nurseries
- c) Flower shops
- d) Gardening centres
- e) Gas stations
- f) Tourist areas, as specified in municipal by-laws

Convenience stores fall into the exemption category as selling foodstuffs and tobacco.

The prohibition in Section 2 of the Act does not apply to the sale of liquor and from that legislation, one would assume that no further permissions are required.

However, while the Alcohol and Gaming Commission is the governing body that issues the liquor license, the Agency Convenience Stores themselves are under the jurisdiction of the Liquor Control Board of Ontario.

All three of the Agency Convenience Stores in the Township of Chatsworth were contacted via email by the LCBO on June 12th indicating that "LCBO Agency and Convenience Outlet Operators are required to contact their local Municipal Authority to get approval to sell beverage alcohol on the following holidays". The holidays listed are Canada Day, Civic Holiday, Labour Day, Thanksgiving Day, Boxing Day. These outlets are not permitted to sell alcohol on Christmas Day or New Year's Day.

After several phone calls and discussions with Ministry of Municipal Affairs and Housing, Alcohol and Gaming and Liquor Control Board of Ontario to determine what the municipal approval might entail, I have been advised by a Senior Manager with MMAH that Council could simply pass a resolution to grant permission for the sale of alcohol in Agency Convenience Stores on statutory holidays. Unlike granting an exemption under the Retail Business Holidays Act, where notice of public meeting is required, and the passing of a by-law, no public meeting or notice is required to be given to permit these agency convenience stores to sell alcohol on the days listed herein.

From an economic development perspective, staff would support the request of all three Agency Convenience Stores to be able to sell alcohol on the statutory holidays listed in this report. All requesters are located on busy provincial highways that would see a high traffic flow. These sales are important to the sustainability of small, rural convenience stores.

If Council approves the request, a copy of the resolution would be provided to each of the Agency Outlets, who must in turn provide a copy to the LCBO.

Financial Impact

There is no financial impact to the Township with the granting of this approval.

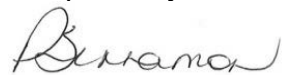
Strategic Plan

Develop Tourism Potential

Promote Local Businesses

Realizing Economic Development Opportunities for Growth

Respectfully submitted,



Patty Sinnamon,
Dipl.M.M. CAO Clerk

THE CORPORATION OF THE TOWNSHIP OF CHATSWORTH

BY-LAW NUMBER 2020-47

BEING a By-law to confirm the proceedings of the Special Council Meeting of the Corporation of the Township of Chatsworth held on June 29, 2020

Whereas Section 5(1) of the Municipal Act 2001, S.O. 2001, Chapter 25 as amended, grants powers of a Municipal Corporation to be exercised by its Council; and

Whereas Section 5(3) of the Municipal Act 2001, S.O. 2001, Chapter 25 as amended, provides that powers of every Council are to be exercised by By-law unless specifically authorized to do otherwise; and

Whereas it is deemed expedient that the proceedings of the Special Council Meeting held on June 29, 2020 are confirmed and adopted by By-law;

Now Therefore the Council of the Corporation of the Township of Chatsworth enacts as follows:

1. That the actions of the Council of the Corporation of the Township of Chatsworth at its Special Council Meeting held on June 29, 2020 in respect to each motion and resolution passed, reports received and direction given by the Council at the said meeting is hereby adopted and confirmed.
2. The Mayor and the proper Officials of the Corporation are hereby authorized and directed to do all things necessary to give effect to the said action of the Council.

Read a first and second time this 29th day of June, 2020

Read a third time and finally passed this 29th day of June, 2020

Scott Mackey, Mayor

Patty Sinnamon, CAO Clerk