

By-Law No. 2018-059

A by-law of the City of Ottawa to amend the Regional Regulatory Code to permit the retail business establishments located within the Ottawa Macdonald-Cartier International Airport to remain open for business on specified holidays

OttWatch.ca By-law Archival Project



OttWatch.ca has begun archiving copies of all by-laws passed by the City of Ottawa. After each City Council meeting we ask for copies of by-laws enacted at the meeting, add this title page, and upload them to ottwatch.ca.

Be aware though that you may not be looking at the most recent version of this by-law. It is very possible that it has been amended by Council by another by-law, or even by the Ontario Municipal Board. So, um, just know that before assuming anything.

This PDF contains a copy of the by-law as passed by Council on a certain date. It is a snapshot in time. It could still be in force. It might have been amended. It may have been repealed.

When in doubt, visit <https://ottawa.ca/en/residents/laws-licenses-and-permits/laws>

If you end up asking for a copy of a by-law OttWatch doesn't have yet, please ask the Clerk's office to cc: kevino@kevino.net when they email it to you. You'd be doing the entire community a favour!

Enacted On: 2018-03-28

OttWatch Bylaw Reference: <http://ottwatch.ca/bylaws/2018-059>

This title page generated on *2018-09-11*

BY-LAW NO. 2018 - 59

A by-law of the City of Ottawa to amend the *Regional Regulatory Code* to permit the retail business establishments located within the Ottawa Macdonald-Cartier International Airport to remain open for business on specified holidays.

WHEREAS the *Regional Regulatory Code*, as originally adopted by By-law No. 313 of 1988 of the Regional Municipality of Ottawa-Carleton, and as amended, regulates the opening of certain retail businesses and business areas on prescribed holidays pursuant to the authority provided to municipal councils under the *Retail Business Holidays Act*, R.S.O. 1990, c. R.30, as amended;

AND WHEREAS Council has determined that the retail businesses located within the Ottawa Macdonald-Cartier International Airport are tourism-dependent and contribute to the maintenance and development of tourism in the City of Ottawa if exempted from the mandatory holiday closure provisions in the *Retail Business Holidays Act*, and in all respects meet the requirements for an exemption under the said Act and the Tourism Criteria Regulation passed under it;

AND WHEREAS Council has taken into account the principle that holidays should be maintained as common pause days;

AND WHEREAS the provisions of the *Retail Business Holidays Act* with respect to the holding of a public meeting and the publication of notice of the meeting have been met;

NOW THEREFORE the Council of the City of Ottawa enacts as follows:

1. The Index of “Chapter 8 – Store Hours” of the Regional Regulatory Code, as adopted under the authority of By-law No. 313 of 1998 of the Regional Municipality of Ottawa-Carleton and as amended, is amended by adding the following heading and Sections in the Index:

PART 8.8 – OTTAWA MACDONALD-CARTIER INTERNATIONAL AIRPORT

8.8.1 Definitions

8.8.2 Exemption from Statutory Closing Provisions: Ottawa Macdonald-Cartier International Airport

2. “Chapter 8 – Store Hours” of the said Regional Regulatory Code is further amended by adding the following Part 8.8 immediately following Part 8.7:

8.8 OTTAWA MACDONALD-CARTIER INTERNATIONAL AIRPORT

8.8.1 DEFINITIONS

- (1) “holiday” means,
 - (a) New Year’s Day;
 - (b) Good Friday;
 - (c) Victoria Day;
 - (d) Canada Day;
 - (e) Labour Day;
 - (f) Thanksgiving Day;
 - (g) Christmas Day;
 - (h) Easter Sunday;
 - (i) Family Day; and,
 - (j) any other public holiday declared by Proclamation of the Lieutenant Governor to be a holiday for the purposes of the *Retail Business Holidays Act*, R.S.O. 1990, c.R.30, as amended.
- (2) “retail business” means the selling or offering for sale of goods or services by retail;
- (3) “retail business establishment” means the premises where a retail business is carried on;
- (4) “open for business” means permitting members of the public to be admitted to the premises offering goods and services for sale by retail and/or selling goods or services by retail; and,
- (5) “retail area” means the Ottawa Macdonald-Cartier International Airport identified in Schedule “A”, attached, which forms part of this by-law.

8.8.2 EXEMPTION FROM STATUTORY CLOSING PROVISIONS: OTTAWA MACDONALD-CARTIER INTERNATIONAL AIRPORT

Section 2 of the *Retail Business Holidays Act* shall not apply to any retail business establishment in respect of the sale by retail of any goods or services on a holiday in the retail area.

3. (1) Should this by-law not be appealed to the Ontario Municipal Board pursuant to the provisions of the *Retail Business Holidays Act*, it will come into force on the 31st day after it is finally passed.

- (2) Should this by-law be appealed to the Ontario Municipal Board, it shall come into force in accordance with subsection 4.3(5) of the *Retail Business Holidays Act*.

ENACTED AND PASSED this 28th day of March, 2018.

CITY CLERK

MAYOR

SCHEDULE A

The Ottawa Macdonald-Cartier International Airport, with the municipal address of 1000 Airport Parkway Private, in the City of Ottawa, as more particularly outlined in the map below:



BY-LAW NO. 2018 – 59

-0-

A by-law of the City of Ottawa to amend the *Regional Regulatory Code* to permit the retail business establishments located within the Ottawa Macdonald-Cartier International Airport to remain open for business on specified holidays.

-0-

Enacted by City Council at its meeting of March 28, 2018.

-0-

LEGAL SERVICES

JP/jh

COUNCIL AUTHORITY:

City Council – March 28, 2018

Agenda Item 6

(FEDCO Report No. 32)