

**OFFICE CONSOLIDATION**

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 3832

REGULATIONS: (R.1.2.) A by-law to require the closing of shops and to repeal By-law No. 3479.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie pursuant to Section 355 of The Municipal Act, R.S.O. 1970, Chapter 284, and amendments thereto, ENACTS as follows:

1. In this by-law
  - (a) "closed" means not open for the serving of any customer;
  - (b) "shop" means 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
    - (i) a place where the only trade or business carried on is that of a licensed hotel or tavern, victualling house or refreshment house,
    - (ii) a retail gasoline service station,
    - (iii) a confectionery store,
    - (iv) a drug store.  
**[Amended by By-laws 4269, 75-38, 76-277, 83-262, 96-210, 2000-102 and 2002-68]**
  - (c) "Supermarket" means a store where various kinds of food stuffs are offered and kept for a retail sale, including fresh, frozen, prepared and preserved groceries, meats, poultry, fish, fruit, dairy produce, garden produce, beverages and bakery products and as an accessory use, goods or merchandise may be kept for retail including hardware, patent medicine, toilet preparations, personal hygiene products, household supplies, magazines and pharmacies."
2.
  - (1) During the whole of the year all classes of shops in the City of Sault Ste. Marie shall be closed and remain closed on each Monday Tuesday, Wednesday, Thursday, Friday and Saturday and Sunday during the hours between 12 midnight of each of such days and 5:00 a.m. the next following day.
  - (2) The provisions of Section 2(1) do not apply to supermarkets which are allowed to stay open 24 hours per day except on holidays as defined in the Retail Business Holidays Act.  
  
**[Amended by By-law 76-277, 98-20, 2000-102, 2002-68, 2004-31]**
3. So long as the time commonly observed in the City is one hour in advance of standard time, the times mentioned in Section 355 of the said Act and in this by-law shall be reckoned in accordance with the time so commonly observed and not standard time.

4. Every person who contravenes this by-law shall, upon conviction thereof, forfeit and pay at the discretion of convicting Judge or Justice of the Peace a penalty of not more than \$5,000.00 exclusive of costs.
5. By-law 3479 is repealed. **[Enacted by By-law 71-393]**
6. This by-law takes effect on the 1st day of June 1966 and shall be published once in "The Sault Daily Star" in the week of the passing of this by-law.

READ the first, second and third times and FINALLY PASSED in open Council this 24<sup>th</sup> day of May, 1966.

"Alexander C. Harry"

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MAYOR – ALEXANDER C. HARRY

"Harold Tolley"

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CITY CLERK – HAROLD TOLLEY

(Corporate Seal)

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### **EARLY CLOSING BY-LAW 3832**

Amending By-laws and Sections they pertain to.

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| 4269     | Passed December 11 <sup>th</sup> , 1967 – Section 1 (i, ii, iii)   |
| 71-393   | Passed October 18 <sup>th</sup> , 1971 – Section 5   |
| 75-38    | Passed January 20, 1975 – Section 1(b)   |
| 76-277   | Passed July 26 <sup>th</sup> , 1976 – Section 1(b) and Section 2   |
| 83-262   | Passed October 24 <sup>th</sup> , 1983 – Section 1(b)  |
| 96-210   | Passed December 16 <sup>th</sup> , 1996 – Section 1(b)   |
| 98-20    | Passed January 26 <sup>th</sup> , 1998 – Added 2A to by-law (was repealed by 2000-102)                             |
| 2000-102 | Passed April 17 <sup>th</sup> , 1998 – Adds (d) to Section 1 and repeals 2 and 2A (grocery store openings)         |
| 2000-102 | Passed April 17, 2002 – Amends 1(d)  |
| 2002-68  | Passed April 22, 2002 – Repeals 1(b), Amends 2(1), 2(2) and Repeals Section 3 (Boxing Day and Civic Holiday issue) |
| 2004-31  | Amends Closing Hours 2(1) and repeals 2(3)   |

By-laws 97-122 and 98-90 temporarily extended shop hours for restricted periods of time.