

The Corporation of the City of Penticton

Bylaw No. 2026-05

A bylaw to enter into an inter-community business licence scheme

WHEREAS British Columbia municipalities wish to enter into an agreement with one-another to permit certain kinds of Businesses to operate across jurisdictions within the province while minimizing the need to obtain a separate Municipal Business Licence in each jurisdiction;

AND WHEREAS each of the undersigned local governments (herein called singularly the Participating Municipality or as a group the "Participating Municipalities") has adopted this Bylaw;

NOW THEREFORE the Municipal Council of The Corporation of the City of Penticton, in open meeting assembled, enacts as follows:

1. There is hereby established an inter-municipal business licence scheme, pursuant to Section 14 of the *Community Charter* and according to the terms and conditions of this Bylaw.

Citation

2. This bylaw may be cited for all purposes as "Inter-Community Business Licence Bylaw No. 2026-05".

Definitions

3. In this Bylaw unless the context otherwise requires, the definitions in the *Community Charter* and *Interpretation Act* govern and the following definitions apply:

BUSINESS has the meaning as defined by the *Community Charter* SCHEDULE – Definitions and Rules of Interpretation.

EXCLUDED BUSINESSES means all Business types which are excluded from application for a Inter-Community Business Licence and includes those Businesses referred to in Schedule A.

MOBILE BUSINESS means a Business that performs a service or activity within more than one Participating Municipality but not from or in Premises in one or more Participating Municipalities, and who provides the service or activity by moving from client to client.

INTER-COMMUNITY BUSINESS LICENCE means a Business that performs a service or activity within more than one Participating Municipality but not from or in Premises in one or more participating municipalities, and who provides the service or activity by moving from client to client.

MUNICIPAL BUSINESS LICENCE means a licence or permit, other than an Inter-Community Business Licence, issued by a Participating Municipality that authorizes a Business to be carried on within the jurisdictional boundaries of that Participating Municipality.

PARTICIPATING MUNICIPALITY means those of the following municipalities that have adopted this inter-municipal community business license bylaw and any other municipalities that adopt this bylaw at a later date:

City of Armstrong	Central Okanagan Regional District	District of Coldstream
City of Enderby	City of Kelowna	Village of Keremeos
District of Lake Country	Village of Lumby	City of Merritt
Town of Oliver	Town of Osoyoos	District of Peachland
City of Penticton	Town of Princeton	City of Revelstoke
District of Salmon Arm	District of Sicamous	Township of Spallumcheen
District of Summerland	City of Vernon	City of West Kelowna

PERSON includes an individual, corporation, organization, partnership, proprietorship, firm and the personal or other legal representative of a person to whom the context may apply under this Bylaw.

PREMISES means a fixed or permanent location where the applicant ordinarily carries on Business.

PRINCIPAL MUNICIPALITY means the Participating Municipality where a Business is located or has a Premise(s), or where the licensee does not maintain a Premise(s) in any of the Participating Municipalities the jurisdiction that issues the Inter-Community Business Licence.

Provisions

4. Subject to sections 6 and 8, a **person** who has obtained an **Inter-Community Business Licence** may carry on **business** within a **participating municipality** for the term authorized by the **Inter-Community Business Licence** without obtaining a **Municipal Business Licence** in the other **participating municipalities**.
5. A **participating municipality** may issue an **Inter-Community Business Licence** to an applicant for an **Inter-Community Business Licence** provided the **business** type is not an **excluded business**, and the applicant meets the requirements of this Bylaw in addition to the requirements of the **Municipal Business Licence** of that **participating municipality**.
6. Notwithstanding that a person may hold an **Inter-Community Business Licence** that would make it unnecessary to obtain a **Municipal Business Licence** in other **participating municipalities**, the **person** must still comply with all other regulations of any **Municipal Business Licence** bylaw or regulation in addition to any other bylaws that may apply within any jurisdiction in which the **person** carries on **business**.
7. A **business** that operates a **mobile business** may only apply for an **Inter-Community Business Licence** from the **participating municipality** in which they maintain a **premise(s)**.
8. Neither this Bylaw nor the issuance of an **Inter-Community Business Licence** eliminates the requirement of a holder of an **Inter-Community Business Licence** to obtain a **Municipal Business Licence** for each **premise(s)** that is maintained within the jurisdiction of the **participating municipality**.

9. Notwithstanding Sections 5, 6 and 7, the **participating municipalities** agree that where an applicant for an **Inter-Community Business Licence** does not maintain **premises** in any of the **participating municipalities**, then the applicant may apply at any one of them. The **participating municipality's Municipal Business Licence** must be purchased prior to the application for an **Inter-Community Business Licence**.
10. The fee for an **Inter-Community Business Licence** is \$150 and shall be retained by the **participating municipality** that issues the licence. The fee for an **Inter-Community Business Licence** is separate and additional to any **Municipal Business Licence** that may be required, and will not be prorated.
11. Every **Inter-Community Business Licence** shall be issued in a standard form to be agreed upon from time-to-time by the **participating municipalities**. Each **participating municipality** shall periodically provide the other **participating municipalities** with a list of **Inter-Community Business Licences** that it has issued during the calendar year.
12. A **participating municipality** may exercise the authority of the **principal municipality** and suspend an **Inter-Community Business Licence** in relation to conduct by the holder within the **participating municipality** which would give rise to the power to suspend a business licence under the *Community Charter* or the business licence or regulation bylaw of the **participating municipality**. The suspension shall be in effect throughout all of the **participating municipalities**, and it shall be unlawful for the holder to carry on the **business** authorized by the **Inter-Community Business Licence** in any **participating municipality** for the period of the suspension.
13. If the Council of a **participating municipality** is of the opinion that reasonable cause exists to cancel an **Inter-Community Business Licence** issued by another of the **participating municipalities**, then it may by resolution reciting the details of such reasonable cause request the **principal municipality** that issued the licence to consider whether or not the licence should be cancelled pursuant to Sections 15 or Section 60(2) of the *Community Charter* and amendments thereto.
14. Any resolution made under Section 13 shall be communicated in writing to the **principal municipality** that issued the **Inter-Community Business Licence**, together with such documentary evidence of the reasonable cause as may be available, and such **principal municipality** shall as soon thereafter as reasonably possible consider whether the **Inter-Community Business Licence** should be cancelled.
15. In making any decision as to whether to cancel an **Inter-Community Business Licence** under Section 14 or Section 60(2) of the *Community Charter* and amendments thereto, the **principal municipality** shall approach the matter as if the conduct complained of had occurred within its own boundaries.
16. The **principal municipality** will retain the authority to hear related reconsiderations or appeals of suspensions and cancellations of the **Inter-Community Business Licence**.
17. Nothing in this Bylaw affects the authority of a **participating municipality** to suspend or cancel any business licence issued by that municipality or to enact regulations in respect of any class of Business under Section 15 of the *Community Charter* or amendments thereto.

- 18. A **participating municipality** may, by notice in writing to each of the other **participating municipalities**, withdraw from the **Inter-Community Business Licence** scheme established by this Bylaw, and notice must:
 - a. set out the date on which the withdrawing municipality will no longer recognize the validity within its boundaries of business licences issued pursuant to this Bylaw, which date must be at least six months from the date of the notice; and
 - b. include a certified copy of the Bylaw authorizing the withdrawal.
- 19. An **Inter-Community Business Licence** issued prior to the effective date of the withdrawal shall, until it expires, remain valid within the boundaries of the withdrawing Municipality.
- 20. The invalidity or unenforceability of any provision of this Bylaw shall not affect the validity or enforceability of any other provisions of this Bylaw and any such invalid or unenforceable provision shall be deemed to be severable.
- 21. In the event of an inconsistency between this Bylaw and any other bylaw relating to business licensing of a **participating municipality**, the provisions of this Bylaw shall take precedence.

Repeal

- 22. The City of Penticton Mobile Business License Bylaw No. 2007-78 and any amendments thereto are hereby repealed upon adoption of this bylaw.

READ A FIRST time this	day of	, 2026
READ A SECOND time this	day of	, 2026
READ A THIRD time this	day of	, 2026
ADOPTED this	day of	, 2026

Julius Bloomfield, Mayor

Angie Collison, Corporate Officer

The Corporation of the City of Penticton

Schedule 'A'

The following Business types are **excluded businesses** for the purposes of application for an **Inter-Community Mobile Business Licence** under the intermunicipal business licensing scheme set out in this Bylaw:

1. Social escort services
2. Special Authorization Licence (for example, taxis, limousines, buses or any other passenger directed transportation)
3. Body-rub services (which includes the manipulating, touching or stimulating by any means, of a person's body or part thereof, but does not include medical, therapeutic or cosmetic massage treatment given by a person duly licensed or registered under any statute of the Province of British Columbia governing such activities or a therapeutic touch technique.)
4. Boat rental companies (includes tours, carriers, fishing, parasailing and any other hired/rental boat related activities)