



City of Maple Ridge

Inter Municipal TNS Business Licence Bylaw No. 7917-2023

Effective Date:

City of Maple Ridge

Inter Municipal TNS Business Licence Bylaw No. 7917-2023

Table of Contents

| | | |
|--------|-----------------------------|---|
| Part 1 | Citation | 1 |
| Part 2 | Severability..... | 1 |
| Part 3 | Previous Bylaw Repeal | 1 |
| Part 4 | Definitions | 1 |
| Part 5 | General Regulations | 2 |
| Part 6 | Offence and Penalty | 5 |

City of Maple Ridge

Inter Municipal TNS Business Licence Bylaw No. 7917-2023

A bylaw respecting the granting of an Inter Municipal TNS Business Licence

WHEREAS the municipalities that have entered or will enter into the **Inter Municipal TNS Business Licence** Agreement (the “**Participating Municipalities**”) wish to permit licensed **transportation network services** (“TNS”) businesses to operate across their jurisdictional boundaries thereby eliminating the need to obtain a separate municipal business licence in each jurisdiction;

AND WHEREAS each of the **Participating Municipalities** has or will adopt a similar Bylaw to implement the **Inter Municipal TNS Business Licence**;

NOW THEREFORE, the Council of the City of Maple Ridge enacts as follows:

Part 1 Citation

- 1.1 This bylaw may be cited as Inter Municipal TNS Business Licence Bylaw No. 7917-2023.

Part 2 Severability

- 2.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsequent, paragraph, subparagraph, clause or phrase.

Part 3 Previous Bylaw Repeal

- 3.1 Inter Municipal TNS Business Licence Bylaw No. 7623-2020

Part 4 Definitions

- 4.1 In this bylaw:

“**Accessible Vehicle**” means a motor vehicle designed and manufactured, or converted, for the purpose of transporting persons who use mobility aids;

“**Business**” has the same meaning as in the **Community Charter**;

“**Community Charter**” means the Community Charter, S.B.C. 2003, c. 26, as may be amended or replaced from time to time;

“Inter Municipal TNS Business” means a **TNS Business** that has been licensed to operate in the Region 1 operating area by the Passenger Transportation Board;

“Inter Municipal TNS Business Licence” means a business licence which authorizes an **Inter Municipal TNS Business** to be carried on within the jurisdictional boundaries of any or all of the **Participating Municipalities**;

“Mobility Aid” has the same meaning as in the *Passenger Transportation Act*, S.B.C 2004, c. 39, as may be amended or replaced from time to time;

“Municipal Business Licence” means a licence or permit, other than an **Inter Municipal TNS 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 any one of the **Participating Municipalities**;

“Premises” means one or more fixed or permanent locations where the **TNS Business** ordinarily carries on **Business**;

“TNS Business” means a person carrying on the business of providing **Transportation Network Services**;

“Transportation Network Services” has the same meaning as in the *Passenger Transportation Act*, S.B.C 2004, c. 39, as may be amended or replaced from time to time;

“Zero Emission Vehicle” means a motor vehicle that is exclusively propelled by electricity or hydrogen from an external source.

Part 5 General Regulations

- 5.1 Subject to the provisions of this Bylaw, each **Participating Municipality** will permit a **TNS Business** that has obtained an **Inter Municipal TNS Business Licence** to carry on the **Business** of providing **Transportation Network Services** within that **Participating Municipality** for the term authorized by the **Inter Municipal TNS Business Licence** without obtaining a **Municipal Business Licence** for the **TNS Business** in that **Participating Municipality**.
- 5.2 All **Inter Municipal TNS Business Licences** will be issued by the City of Vancouver.
- 5.3 The City of Vancouver may issue an **Inter Municipal TNS Business Licence** to a **TNS Business** if the **TNS Business** is an **Inter Municipal TNS Business** and meets the requirements of this Bylaw, in addition to the requirements of the City of Maple Ridge Business Licencing and Regulation Bylaw.

- 5.4 Notwithstanding that a **TNS Business** may hold an **Inter Municipal TNS Business Licence** that would make it unnecessary to obtain a **Municipal Business Licence** for the **TNS Business** in the **Participating Municipalities**, the **TNS Business** must still comply with all orders and regulations under any municipal business licence Bylaw in addition to those under any other Bylaws, regulations, or provincial or federal laws that may apply within any jurisdiction in which the **TNS Business** carries on **Business**.
- 5.5 Any **Participating Municipality** may require that the holder of an **Inter Municipal TNS Business Licence** also obtain a **Municipal Business Licence** for any **Premises** that are maintained by the licence holder within the jurisdiction of the **Participating Municipality**.
- 5.6 The annual **Inter Municipal TNS Business Licence** fee is \$155, plus \$150 for each vehicle operating under the authority of the **Inter Municipal TNS Business**, except that the per vehicle fee for **Zero Emission Vehicles** will be \$30, and there will be no per vehicle fee charged for **Accessible Vehicles**.
- 5.7 The fee for any additional vehicles that begin operating under the authority of an **Inter Municipal TNS Business License** holder after the annual license fee is paid will be the per vehicle fee set out in section 4.6, pro-rated by dividing the applicable annual per vehicle fee by 12 and multiplying the resulting number by the number of months remaining in that calendar year, including any partial months which will be counted as whole months.
- 5.8 The length of term of an **Inter Municipal TNS Business Licence** is 12 months, except that the length of term of the initial **Inter Municipal TNS Business Licence** issued to an **Inter Municipal TNS Business** by the City of Maple Ridge may be less than 12 months in order to harmonize the expiry date of the **Inter Municipal TNS Business Licence** with the calendar year, in which case the annual fee will be pro-rated by dividing the applicable annual license fee by 12 and multiplying the resulting number by the number of months remaining in that calendar year, including any partial months which will be counted as whole months.
- 5.9 An **Inter Municipal TNS Business Licence** will be valid within the jurisdictional boundaries of all of the **Participating Municipalities** until its term expires, unless the **Inter Municipal TNS Business Licence** is suspended or cancelled. If a **Participating Municipality** withdraws from the **Inter Municipal TNS Business Licence** among the **Participating Municipalities** in accordance with this Bylaw, then the **Inter Municipal TNS Business Licence** will cease to be valid within the jurisdictional boundary of that former **Participating Municipality**.

- 5.10 A **Participating Municipality** may exercise the authority of the City of Vancouver as the issuing municipality and suspend an **Inter Municipal TNS 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 *Vancouver Charter* or under the business licence Bylaw of the **Participating Municipality**. The suspension will be in effect throughout all of the **Participating Municipalities** and it will be unlawful for the holder to carry on the **Business** authorized by the **Inter Municipal TNS Business Licence** in any **Participating Municipality** for the period of the suspension.
- 5.11 A **Participating Municipality** may exercise the authority of the City of Vancouver as the issuing municipality and cancel an **Inter Municipal TNS Business Licence** in relation to conduct by the holder within the **Participating Municipality** which would give rise to the power to cancel a business licence under the *Community Charter* or *Vancouver Charter* or the business licence Bylaw of the **Participating Municipality**. The cancellation will be in effect throughout all of the **Participating Municipalities**.
- 5.12 The suspension or cancellation of an **Inter Municipal TNS Business Licence** under section 4.10 or 4.11 will not affect the authority of a **Participating Municipality** to issue a **Municipal Business Licence**, other than an **Inter Municipal TNS Business Licence**, to the holder of the suspended or cancelled **Inter Municipal TNS Business Licence**.
- 5.13 Nothing in this Bylaw affects the authority of a **Participating Municipality** to suspend or cancel any **Municipal Business Licence** issued by that municipality or to enact regulations in respect of any category of **Business** under section 15 of the *Community Charter*.
- 5.14 A **Participating Municipality** may, by notice in writing to each of the other **Participating Municipalities**, withdraw from the **Inter Municipal TNS Business Licence** among the **Participating Municipalities**, and the notice must:
- a) set out the date on which the withdrawing municipality will no longer recognize the validity within its boundaries of **Inter Municipal TNS Business Licences**, which date must be at least 6 months from the date of the notice; and
 - b) include a certified copy of the municipal Council resolution or Bylaw authorizing the municipality's withdrawal from the **Inter Municipal TNS Business Licence**.
- 5.15 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.
- 5.16 Despite any other provision of this Bylaw, an **Inter Municipal TNS Business Licence** granted in accordance with this Bylaw does not grant the holder a licence to operate in any jurisdiction other than within the jurisdictional boundaries of the **Participating Municipalities**.

- 5.17 A business licence granted under any other Inter Municipal **TNS Business** licence is deemed not to exist for the purposes of this Bylaw, even if a **Participating Municipality** is a participating member of the other Inter Municipal **TNS Business** licence.

Part 6 Offence and Penalty

- 6.1 Every person who violates a provision of this bylaw, or who consents, allows or permits an act or thing to be done in violation of a provision of this bylaw, or who neglects to or refrains from doing anything required to be done by a provision of this bylaw, is guilty of an offence and is liable to the penalties imposed under this bylaw, and is guilty of a separate offence each day that a violation continues to exist.
- 6.2 Every person who commits an offence is liable on summary conviction to a fine or to imprisonment, or to both a fine and imprisonment, not exceeding the maximum allowed by the *Offence Act*.

READ A FIRST TIME on April 25, 2023.

READ A SECOND TIME on April 25, 2023.

READ A THIRD TIME on April 25, 2023.

ADOPTED by the Council on _____

PRESIDING MEMBER

CORPORATE OFFICER