

The Corporation of the City of Guelph

By-law Number (2022) - 20711

A By-law to amend By-law Number (2013)- 19529 as previously amended, being a By-law to delegate authority pursuant to the Municipal Act.

Whereas section 23.1(1) of the *Municipal Act*, 2001, S.O. 2001, c. 25, as amended, authorizes a municipality to delegate its powers and duties subject to certain restrictions.

And Whereas The Corporation of the City of Guelph ("City of Guelph") adopted By-law Number (2013)-19529, as amended, being a By-law respecting the delegation of certain routine administrative and legislative powers and duties;

And Whereas, the City of Guelph now intends to amend By-law Number (2013)-19529 by adding a new Schedule "NN".

The Council of the Corporation of the City of Guelph enacts as follows:

1. That the new Schedule "NN" as set out in Schedule 1 attached to this By-law be added to By-Law Number (2013)-19529.
2. In all other respects By-Law Number (2013)-19529, as previously amended remained unchanged.
3. This By-law shall come into force and take effect on April 25, 2022.

Passed this twenty-fifth day of April, 2022

Schedules:

Schedule 1: Schedule "NN" to By-Law Number (2013)-19529.

Cam Guthrie, Mayor

Stephen O'Brien, City Clerk

Schedule 1

Schedule “NN”
By-law Number (2013)-19529
[added by By-law (2022)-20711]

Delegation of Authority to Delegate the Authority for the Issuance of letters of support for requests of winery, brewery and distillery owners for “By the Glass” Manufacturer’s Limited Liquor Sales Licenses.

Definitions:

- (a) “AGCO” means The Alcohol and Gaming Commission of Ontario
- (b) ““By the Glass” Manufacturer’s Limited Liquor Sales License” has meaning ascribed to it by the AGCO;
- (c) “Liquor Licence Act” means the *Liquor Licence Act*. R.S.O. 1990, C. L. 19 as amended.

Power to be Delegated	Authority to issue and execute letters of support to winery, brewery and distillery owners that hold a manufacturer’s license under the Liquor License Act and located within the City of Guelph who make an application to the AGCO for a “By the Glass” Manufacturer’s Limited Liquor Sales License. The delegation applies to an amendment or retraction of such letters of support.
Reason in Support of Delegation	<ul style="list-style-type: none">• Contributes to the efficient management of the City of Guelph• Provides comprehensive customer service to Licensees.• Meets the needs to respond to issues in a timely fashion.• Maintains accountability through conditions, limitations and reporting requirements• Minor in nature.• Supports the City’s Strategic Plan.
Delegate (s)	The following staff or their successors thereof: <ul style="list-style-type: none">• Chief Administrative Officer• General Manager, Operations• A person who is appointed by the CAO or selected from time to time by the General Manger, Operations to act in their stead.
Council to Retain Power	No
Conditions and Limitations	<p>Applicants must submit a completed application in accordance with the AGCO’s requirements, a copy of a floor plan of the location and a formal written request for a “By the Glass” Manufacturer’s Limited Liquor Sales License letter of support together with any other supporting documentation/information required by the City;</p> <p>Prior to the letter of support being issued, all such requests are circulated to the Guelph Fire Department, Guelph Police Services, City of Guelph By-Law & Compliance, and Zoning for comments.</p> <p>A resolution is passed by City of Guelph Council in support of “By The Glass” Manufacturer’s Limited Liquor Sales License.</p>
Review or Appeal	Not applicable.

Reporting Requirements	Annual information report to Council on number of letters of support issued during any given year pursuant to this delegation of authority.
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