

**Schedule “C” to By-law No. 2005-0067**  
**Food Business**

In addition to the other requirements of this By-law, the following regulations apply to *Food Business* as defined in this Schedule.

**Interpretation**

1. In addition to the terms defined in the general section of this By-law, the following terms shall have the corresponding meanings:

*“Catering Company”* means any business in which food is prepared off site or at the caterer’s regular Premises, by a Person or Persons and provided to the public for hire or gain at a personal or public event or function.

*“Department Store”* means any premises primarily engaged in the sale of a wide range of products constituting a separate department within the store and includes prepackaged food.

*“Food Business”* shall mean any *business* for the purpose of which any *person* engages in the handling of *food* and where grocery items are sold at retail and where other accessory merchandise including but not limited to convenience items, household supplies, hardware, patent medicines, personal care products and garden centre products may be sold. *Food Business* includes, but is not limited to: *restaurant, specialty food store, take-out restaurant, department store, catering company, pharmacy, pet food store, convenience store, gas station where food is sold.*

*“Restaurant”* means a building with interior seating where food is prepared and offered for sale and where facilities are provided for the consumption of such food with a seating capacity greater than six seats on the premises.

*“Specialty Food Store”* means any premises where a specific food including but not limited to meat, seafood, fruit and vegetables, baked goods, ice cream, nuts and confections intended for human consumption are prepared, offered for sale, stored or sold.

*“Take-out Restaurant”* means a building with interior seating where food is prepared and offered for sale and where facilities are provided for the consumption of such food with a maximum seating capacity of six seats on the premises.

**Farm Produce Exemption**

2. Resident farmers selling their own produce or produce originating from another Ontario farm from their property are exempt from requiring a business licence for the sale of such produce.

- a) Notwithstanding Section 2 above, no person shall sell any farm produce on the side of any *Highway*.

### **Application Requirements – General**

3. In addition to the application requirements as set out in the general section of this By-law, every person at the time of making application for a *Food Business* license shall provide:
  - a) a Certificate of Insurance completed and signed by the applicant's Insurance Broker providing proof of Commercial General Liability insurance in a minimum amount of not less than (2) million dollars (\$2,000,000) with an endorsement that notice will be given to the Certificate Holder in writing at least (30) days prior to cancellation, expiration, or variation thereof. The Town of Halton Hills must be listed as the Certificate Holder.

### **Inspections**

4. The issuance of a *Food Business* licence shall be subject to:
  - a) inspection/approval from the Halton Hills Fire Department;
  - b) inspection/approval from Halton Region Health Department; and
  - c) approval from the Town that the *Premises* meets zoning requirements
5. All *Food Businesses* shall maintain the *Premises* at all times in a clean and sanitary condition free from dust, dirt, fumes and the accumulations of food waste or other refuse.
6. All *Food Businesses* shall keep all entrances, exits, and corridors free from obstruction at all times.
7. All *Food Businesses* shall keep all washroom facilities operable, clean and sanitary.
8. Any person operating a *Food Business* shall take suitable precautions to prevent infestation of the premises by rodents, insects, and vermin.
9. No person or licensee of a *Food Business* shall allow dogs, cats or other animals at any time in the cooking area or in any part of the Premises where food is kept, stored, prepared or cooked;
  - a) Notwithstanding Section 9 above, no person or licensee of a *Food Business* shall refuse to serve or permit any person being aided by an official service dog to enter, remain in or upon the Premises with such dog.
10. No Licensee of a *Food Business* shall offer for sale or display fireworks without first obtaining a permit issued by the Halton Hills Fire Department.

11. No person licensed under this schedule shall knowingly allow an employee to be engaged in their business if it is know that such employee suffers from any communicable or contagious disease.