



# The Corporation of the Township of Huron-Kinloss

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## Staff Report

**Report Title: Regulate Refreshment Vehicle By-law**

**Date: Apr. 7, 2025**

**Report Number: CLK-2025-09**

**Department: Legislative Services**

**File Number: C11 CLK 25**

**Prepared By: Kelly Lush, Deputy Clerk**

**Attachments: Regulate Refreshment Vehicle By-law DRAFT**

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### **Recommendation:**

THAT the Township of Huron-Kinloss Committee of the Whole hereby receives for information Report CLK-2025-09 prepared by Kelly Lush, Deputy Clerk;

AND FURTHER authorizes the appropriate by-law to come forward.

### **Background:**

The Township of Huron-Kinloss began regulating refreshment vehicles in the Township in 2006 with the purpose of ensuring public health and safety, preventing nuisances such as traffic congestion and noise, zoning and proximity regulations to help address location of vehicles and other existing businesses in the Township and licensing to help track and regulate the operation of the vehicles.

Staff reviewed the by-law to make suggested updates to the regulations and ensure we are meeting our strategic goals by encouraging economic vitality and embracing a thriving rural lifestyle.

### **Discussion/Analysis/Overview:**

In response to refreshment vehicle licence inquiries in the past and ensuring that strategic goals are being met, staff have undertaken a review of the current licensing process. Consultation with Staff took place as well as consultation with other municipalities regarding their refreshment vehicle by-laws and issuance of licences.

Staff is recommending that the by-law be more inclusive and support and encourage economic development within the Township.

The following updates have been drafted:

1. The current by-law has zoning restrictions only permitting refreshment vehicles to operate on industrial and commercial property. Staff recommends changing the by-law to permit vehicles to operate in the areas listed;
  - a) All municipal property with the exception of areas zoned residential and the Point Clark Lighthouse and parking lot located at 529 Lighthouse Road, Ripley.
  - b) Private property in non-residential zones with written permission of the owner.

2. Permitting Refreshment Vehicles at Township events with the approval of the Clerk, and events for which a Special Event Permit has been issued, with no licence required, has also been added to the draft by-law.
3. Previously the by-law stated that only 6 licences (excluding one-day licences) would be issues per year. The draft by-law removed this restriction to allow for the opportunity to licence more refreshment vehicles and support more businesses in Huron-Kinloss.
4. Enforcement of the by-law has been updated to include that any person who contravenes the by-law shall upon issuance of a Penalty Notice in accordance with the Administrative Monetary Penalty System By-law be liable to pay to the Township an administrative monetary penalty.

These changes will allow for refreshment vehicles to have the opportunity to operate in more public places all while meeting the regulatory requirements of the by-law. These changes will allow for licensing more refreshment vehicles, ensure public health and safety and support and encourage economic vitality while embracing a thriving rural lifestyle.

**Financial Impacts:**

In 2024 a total of 2 licences and 1 refrigerated bicycle cart licence were issued for a total of \$900.00 in licensing fees. With the removal of the restriction of licencing only 6 refreshment vehicles per year, the collection of licensing fees may increase.

**Performance Measurement:** N/A

**Strategic Area:**

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Embrace a thriving rural lifestyle | <input type="checkbox"/> Enhance Municipal Service Delivery |
| <input type="checkbox"/> Prepare for Inclusive Growth                  | <input type="checkbox"/> Ensure Financial Stability         |

**Strategic Goal:** Encourage economic vitality

**Respectfully Submitted By:**

Kelly Lush, Deputy Clerk

**Report Approved By:**

Jodi MacArthur, Chief Administrative Officer