

SCHEDULE NO. 19
Relating to Adult Entertainment Stores
(added by By-law 2005-414)

LICENSES REQUIRED

1. The following types of licenses may be issued:
 - (a) a License "A" to the owner or operator of an adult entertainment store in which the principal business carried on is the provision of either or both adult magazines or adult videos, or
 - (b) a License "B" to the owner or operator of an adult entertainment store in which the provision of either or both adult videos or adult magazines is incidental to the carrying on of a business not referred to in paragraph (a).

CONDITIONS FOR ISSUANCE OF A LICENSE

2. No applicant for an adult entertainment store license shall be issued a license unless:
 - (a) the applicant is at least eighteen (18) years of age, and
 - (b) the premises comply with the zoning, building and property standards requirements of the City.
3. A separate license shall be obtained in respect of each adult entertainment store.

REGULATIONS APPLICABLE TO ADULT ENTERTAINMENT STORES - LICENSE "A"

4. No holder of a License "A" shall fail to:
 - (a) maintain on the premises, during all business hours, a current list of all adult videos available on the premises, and make such list available for inspection when so requested by the Chief License Inspector or the Chief of Police,
 - (b) post and keep posted at every entrance to the adult entertainment store signs sufficient to indicate clearly to any person approaching or entering the store, and to every person in the store, that no person under the age of eighteen (18) years is permitted to enter or remain in such store or any part thereof,

- (c) ensure that no person under the age of eighteen (18) years is employed to working the adult entertainment store,
- (d) ensure that no person under the age of eighteen (18) years is permitted to enter or remain in the adult entertainment store,
- (e) ensure that no adult magazine or adult video is provided to any person under the age of eighteen (18) years,
- (f) ensure that the exterior signs or advertisements for the adult entertainment store do not use text or pictorial representations of any specified body area or specified sexual activity,
- (g) ensure that no adult magazine, adult video, adult video container or any other printed material or visual image which reveals a specified body area or a specified sexual activity is displayed so that it may be viewed by any member of the public from outside the premises, and
- (h) ensure that no adult videos are played or previewed for public view within the adult entertainment store.

REGULATIONS APPLICABLE TO ADULT ENTERTAINMENT STORES - LICENSE "B"

5. No holder of a License "B" shall fail to:
- (a) maintain on the premises, during all business hours, a current list of all adult videos available on the premises, and make such list available for inspection when so requested by the Chief License Inspector or the Chief of Police,
 - (b) designate an area of the store as an adult video area, being an identifiable portion of the premises, in which adult videos are provided or displayed,
 - (c) post and keep posted at every approach and entrance to the designated adult video area, signs sufficient to indicate clearly to any person approaching or entering the store, and to every person in the store, that no person under the age of eighteen (18) years is permitted to enter or remain in the adult video area,
 - (d) ensure that no adult magazine, adult video, adult video container or any other printed material or visual image which reveals a specified

body area or a specified sexual activity, is displayed outside of the designated adult video area,

- (e) ensure that no adult magazine, adult video, adult video container or any other printed material or visual image which reveals a specified body area or a specified sexual activity, is displayed in such a way that it may be viewed from outside of the designated adult video area,
- (f) ensure that no adult magazine is displayed at a height of less than 1.5 metres,
- (g) ensure that no person under the age of eighteen (18) years is permitted to enter or remain in the designated adult video area,
- (h) ensure that no adult video is provided to any person under the age of eighteen (18) years, and
- (i) ensure that no adult videos are played or previewed for public view within the adult entertainment store.

EXCEPTION

6. The provisions of Section 5 do not apply to an adult entertainment store where the provision of either or both adult magazines and adult videos is incidental to the carrying on of the business provided that the owner or operator of the adult entertainment store:

- (a) stores all the adult videos behind the counter or other area not accessible to customers of the store,
- (b) ensures that no adult video, adult video container or any other printed material or visual image which reveals a specified body area or a specified sexual activity, is displayed where it can be seen by customers of the store,
- (c) ensures that no adult magazine is displayed at a height of less than 1.5 metres,
- (d) maintains on the premises, during all business hours, a current list of all adult videos available on the premises, and make such list available for inspection when so requested by the Chief License Inspector or the Chief of Police,

- (e) makes the listing, referred to in paragraph (d) hereof, available to any person who is eighteen (18) years of age or older upon request,
- (f) ensure that no adult video is provided to any person under the age of eighteen (18) years, and
- (g) ensure that no adult videos are played or previewed for public view within the adult entertainment store.