

AN ORDINANCE OF THE CITY OF GLENVILLE, AN ORDINANCE SETTING OUT GENERAL PROVISIONS FOR THE OPERATION OF BUSINESSES IN THE CITY OF GLENVILLE, ESTABLISHING LICENSING FEES THEREFORE; PROVIDING PENALTIES FOR VIOLATIONS; REPEALING INCONSISTENT OR COMPLICATING ORDINANCES.

WHEREAS, the Common Council of the City of Glenville believes it to be in the best interest of the citizens of Glenville to establish provisions relative to the operation of businesses and licensing thereof in the City of Glenville.

NOW THEREFORE BE IT ORDAINED AND ENACTED BY THE COMMON COUNCIL OF THE CITY OF GLENVILLE THAT:

In General

1-1. Conditions precedent to doing business. Payment in full of the proper tax and as required by the city, the issuance of a city and state license certificate, and the fulfillment of all terms and conditions precedent to the transaction of any business, profession, calling vocation, activity, trade or employment for which a city license is required.

1-2. Application for issuance of license; payment of tax and fees; Recorder to maintain records.

(a) Each applicant for a city license shall make application to the City Recorder on a form to be provided by the city, and holders of business franchise certificates or other forms of state licenses authorizing them to do business within the city shall display such state certificates or licenses to the City Recorder at the time of making application for a city license.

(b) Upon the payment of such license tax and fee as may be imposed by this Ordinance or any other legally enacted ordinance, upon the city license for which application is made, the City Recorder shall issue the license applied for; provided, that the application is in proper form, and that all requirements of state law, this ordinance and other ordinances and all conditions precedent to the issuance of such license appear to the City Recorder to have been complied with; and provided further, that applications for licenses which are required to be issued by the City Council shall be referred by the City Recorder to the City Council at its next meeting succeeding the date of filing thereof, and he shall not issue any such license until authorized to do so by the City Council, and in any such case the payment of any license tax and fee shall be deferred until such application has been approved by the City Council.

(c) The City Recorder shall maintain on file all applications for city licenses and a record of each license issued, which shall set forth name and business address of the licensee, the amount of license tax to be paid, the number of the license, and such additional information as may be pertinent to establish that all requirements of law and ordinances have been complied with.

1-3. False statement prohibited. It shall be unlawful for any person to knowingly

make any false statement in any application for a city license, or in any form, report or other statement relating to any activity licensed by the city and which is required to be made to any city officer or agency.

1-4. Separate license required for each fixed place of business and each class of business. Except as may be provided otherwise in this ordinance or other ordinances, any person who, at more than one fixed place of business within the city, engages in or prosecutes any business, profession, calling or vocation for which a city license is required shall obtain a separate license and pay the prescribed tax and fee therefore for each fixed place of business and for each such business, profession, calling or vocation.

1-5. License year; expiration date; annual renewal; minimum tax; proration of tax upon beginning business.

(a) A license year shall begin on the first day of July of each calendar year and shall expired with the expiration of the next ensuing thirtieth day of June, and licenses shall expire at midnight on the last day of June subsequent to the date of issuance and shall be renewable annually, except such licenses for which the tax and fee is by the day, week, month or other period less than a year, and except as may be provided otherwise by other ordinances.

(b) The license tax and fee for an initial license upon the commencement of business shall be proportion of the duration of such license to the annual tax and fee; provided, that no license for any purpose for any length of time shall be issued for less than two (\$2.00) dollars.

1-6. Display of license. Each person to whom a city license has been issued shall keep such license conspicuously posted upon or within the premises to which such license relates. Each license having no fixed place of business shall carry his license upon his person at all times while engaged in the licensed business or any transaction incidental thereto, and shall display such license upon request of any person with whom he is transacting business or any enforcement official of the Mayor or Recorder.

1-7. License does not legalize unlawful acts—Generally. Nothing in this ordinance, and no payment for or issuance of any city license under the provision hereof, shall be deemed to legalize any act which otherwise may be in violation of the law, or to exempt any person from any penalty prescribed for such violation.

1-8. Civil penalties. Any person engaging in or prosecuting any business, profession calling or vocation contrary to the provision of this ordinance, whether without obtaining a city license therefore before commencing the same, or by continuing the same after the termination of the effective period of any such city license may, in addition to paying the prescribed license tax and fee, be liable for a penalty of fifty (\$50.00) dollars for each month or fraction thereof during which he has been in default of such payment.

1-9. Collection by proceedings in court. The City Recorder may collect any license tax and fee or penalty unpaid under the provisions of this ordinance by appropriate proceedings in any court of proper and competent jurisdiction.

1-10. Criminal violation and penalties. Except as may herein be expressly provided otherwise, any person violating any provisions under this ordinance shall, upon conviction thereof be fined not less than fifty (\$50.00) dollars nor more than two hundred (\$200.00) dollars, or imprisonment not more than thirty (30) days, or both fined

and imprisoned, and each day or part thereof that any violation shall continue shall be deemed to constitute a distinct and separate offense and be punishable accordingly.

1-11. Prosecution for violations; recourse of city to seek injunctions. If any person engages in or prosecutes any business, profession, calling or vocation contrary to any of the provisions of this ordinance or other duly enacted ordinances, whether without first obtaining a license therefore or by continuing the same after the termination of the effective period of any such license, or by any violation of the terms and conditions of such license, he shall be subject to immediate prosecution in the municipal court or any court of similar jurisdiction and, in addition, the City Attorney may, in the name of the city, seek such injunctive relief as may be deemed appropriate in any court of competent jurisdiction.

1-12. Suspension and revocation of licenses, and public hearings upon appeal from revocation. The City Recorder, upon reasonable notice to the licensee, may summarily revoke any license issued by him pursuant to the provision of this ordinance for any reason which would have been grounds for denial of such license when first issued, for violation of any term or condition of such license, for violation of any pertinent provision of state law, this ordinance or other duly enacted ordinances, or for the perpetration or attempted perpetration of fraud, malpractice or malfeasance by the licensee, without prejudice to prosecution of such licensee by the city. Any person having an interest in any license so revoked and who feels aggravated thereby may request the City Recorder to further investigate the grounds for revocation and to reconsider his action, and if the City Recorder accedes to such request he may suspend or reinstate the license pending his final decision. If the City Recorder refuses to accede to such request, or if, upon recommendation, he affirms his revocation of the license, the party so aggrieved may appeal to the City Council, appear in person or by counsel, and may have the attendance of witnesses, books and papers in his behalf, and may testify in person. The decision of the City Council following such hearing shall be final, subject to only such judicial review as may by law be provided.

Miscellaneous Business and Activities

2-1. Licenses required and license taxes imposed. No person shall, without a currently valid city license, engage in or prosecute within the city any of the businesses, activities, trades or employments named in the following sections of this ordinance. The license tax hereinafter specified is hereby levied on every person engaging in or prosecuting, within this city, any such business, activity, trade or employment.

2-2. Bowling lanes and billiard, pool or bagatelle tables. The annual license fee to keep or maintain a bowling lane, a billiard, pool or bagatelle table, or table of like kind, for public use, where any charge is made for the use thereof, shall be twenty-five (\$25.00) dollars; but if more than one of such lanes or tables be kept or maintained in the same building by the same person, the fee shall be fifteen (\$15.00) dollars for each additional lane or table.

The licensee, his agents or employees shall not permit any person in any manner to bet or wager anything of value upon any game played upon such lanes or tables. Such licensee, his agents or employees shall not permit anyone to bring any intoxicating liquors of any kind into such building or other places where such lanes or

tables are located.

Persons keeping or maintaining billiard, pool or bagatelle tables, or other tables of like kind in an establishment where intoxicating liquor or nonintoxicating beer is sold shall not permit persons under the age of eighteen (18) years to play at such tables or to remain or loiter in the room where such tables are located.

2-3. Coin-operated merchandise, service, music, amusement, etc. devices.

Persons owning and operating coin-operated merchandise, service, amusement or music devices or vending machines shall obtain annual licenses and pay the fees prescribed in this section on or before July first of each year.

The liability for the licensee to operate any type of coin-operated merchandise, service, amusement or music devices or vending machines shall be upon the owner of the machine. The leasing of such a machine shall not be considered a transfer of ownership of the machine and where a lessor-lessee relationship exists, the lessor shall be liable for the applicable license and fees.

The annual license fee to own and operate a coin-operated baggage or parcel checking machine or device which is used for storage of baggage or parcels of any character, shall be fifty (.50) cents for each such locker or device. The owner shall identify each machine by installing on each device an identification label, plainly legible and visible, in such a manner that the machine need not be moved to observe the identification label, and the identification label shall contain the name of the owner, his license number and his street address within the city.

The annual license fee to own and operate a total of twenty (20) or more coin-operated amusement or music devices of the following types shall be: one cent devices-fifty (\$50.00) dollars; five cent devices-one hundred fifty (\$150.00) dollars; ten cent devices-two hundred twenty-five (\$225.00) dollars; over ten cent devices-three hundred (\$300.00) dollars. The operator of more than one type of such devices shall pay the highest fee prescribed. The annual license fee to own and operate less than twenty (20) amusement or music devices shall be upon a per device basis as follows: One cent devices-two (\$2.00) dollars each; five cent devices-five (\$5.00) dollars each; ten cent devices-ten (\$10.00) dollars each; over ten cent devices-twelve dollars and fifty cents (\$12.50) each... Any device taking more than one denomination of coin shall be licensed on the basis of the largest denomination of coin taken or the total of coins necessary to make the device function and operate.

The fees herein prescribed are on an annual basis, commencing July one of each year, expiring on the following July thirtieth, and are not pro-ratable if taken out during the license year nor shall fees paid be refundable if a license is revoked, suspended or business ceased during the license year.

The provisions of this section shall not be applicable to any pay telephone, postage stamp vending machine or currency changing machines operated in the coin-in-the-slot principle.

Except where the principal business of the operation of the store is the operation of such machines or devices, no license fee shall be required of person keeping or maintaining such machines or devices owned by him in their own licensed stores; provided, that any person exempt from such license shall obtain from the City Recorder a license receipt, at a cost not to exceed fifty (.50) cents each, showing that he is so exempt, which shall be effective for the period provided for annual licenses in this ordinance, but to obtain such license receipt or other evidence of exemption, he shall

make an affidavit and produce such other evidence as to the fact entitling him to such exemption as the City Recorder in his discretion, may require, which shall be on a form to be prescribed by the Recorder.

The proprietor or owner of the business conducted in the place where any such machine is kept or maintained is liable for the payment of such license fee and upon his refusal or failure to pay such fee the Recorder or his agents may take such machine or device into possession and deliver it to the Chief of Police, or the Chief of Police on his own initiative or upon order or discretion of the City Recorder or his agents, may take such machine or device into possession, and in either event such machine or device shall be impounded until such license fee is paid; in the event the license fee and penalties are not paid to the Chief of Police within ten (10) days and after the date of such impounding, then the Chief of Police shall sell such machine or device in the manner provided by law for the sale of personal property for taxes, and from the proceeds thereof shall discharge and pay the license fee due on such machine or device and his costs, including costs of impounding, storage, penalties and other fees due the city and the Chief of Police, and the balance, if any there be, shall be forfeited to the city.

2-4. Hawkers and peddlers

(a) When used in this ordinance the term "hawker or peddler" shall mean and include all persons who engage or conduct, within this city, in traveling from place to place, a temporary or transient business of selling goods, wares or merchandise for delivery at the time of sale; and who, for the purpose of carrying on such business may use, lease or occupy either in whole or in part, a shed, open ground, streets, roads or highways, a room, building or other structure, or who use, lease or occupy for such purposes a room in any hotel, motel or lodging house, for the exhibition and sale of goods, wares, and merchandise to sell, for delivery at the same time, any such goods, wares or merchandise from place to place on foot or with a vehicle, either in person or by agent or employee, and sell, for delivery at the same time, any such goods, wares or merchandise from place to place on foot or with a vehicle, either in person or by agent or employee, and sell, for delivery at the same time, any such goods, wares or merchandise to purchaser at wholesale or retail, and any person who shall solicit for the purpose of rendering any service shall be deemed a hawker and peddler under this ordinance and section. The person so engaged shall not be relieved from the provisions of this section by reason of association temporarily with any local dealer, trader, merchant or auctioneer, or by conducting such temporary or transient business in connection with or as part of the business of, or in the name of any local dealer, trader, merchant or auctioneer.

The annual license fee to act as a hawker or peddler if the person licensed travels without a vehicle, shall be ten (\$10.00) dollars; if he travels with a vehicle not exceeding ½ ton capacity- fifteen (\$15.00); not exceeding one ton capacity-fifty (\$50.00) dollars; if he travels with a vehicle not exceeding two tons capacity-one hundred (\$100.00) dollars; and if he travels with a vehicle of more than two tons capacity-one hundred fifty (\$150.00) dollars plus one hundred (\$100.00) dollars for each additional ton or fraction thereof over two tons capacity; and the person licensed shall pay at the same rate for each and every vehicle so used. Such person shall carry his license in some conspicuous place in his vehicle or about his pack.

(b) The provisions of this section shall not apply to any person who sells any

goods, wares or merchandise to be delivered in the future; or to any of the following who offer immediate delivery of the goods, wares, or merchandise being sold:

(1) Any person or person engaged within this state in the business or calling of agriculture, horticulture or grazing, who sells or sell individually or collectively, one or more for the other or others, the products derived from his or their business or calling aforesaid.

(2) Any retail or wholesale business concern, established and operating continuously for one year or more within this city in the sale of any product or products over regular routes who are licensed under other provisions of this article.

(3) Any wholesaler or jobber selling soft drinks or nonintoxicating beer for which he is duly licensed under other provisions of this ordinance or any other duly enacted ordinance.

(4) Any person who sells petroleum products, ice, wood, meat, ice cream, dairy products, bread, cakes, pies and other baker products, butter and eggs, manufactured, grown or produced by any such person and not purchased by him for resale.

(5) Sales made by person by commercial travelers, or selling agents in the usual course of business, nor to bona fide sales of goods, wares or merchandise on the ground of any agricultural association during the continuance of any annual fair held by such association; nor to any sales by organizations acting for charitable, religious or benevolent purposes; not to annual showings or street exhibits, which may include sales of their showings or exhibits by member of antique associations; numismatic or philatelic societies, are associations or societies when such showing or exhibit does not continue for more than one (1) week each calendar year; nor to judicial sales directed by law, or under the orders of any court of competent jurisdiction.

(6) Any agent or salesman selling manufactured products produced by his employer, and who sells the same to retail dealers for the purpose of resale.

(7) Any firm, corporation, or individual having a stock of goods, or merchandise, or manufacturing or processing plant or plants kept or operating at a fixed situs in the State of West Virginia, and declared for taxation in the county where located, and using a vehicle or vehicles over a fixed route or routes for the purpose of selling or distributing, at wholesale, their, his or its said merchandise, stock of goods or plant products.

(8) Any person exempt from license as provided by this section shall obtain from the City Recorder a license receipt, without cost, showing that he is so exempt, which shall be effective for the period as provided for annual licenses in this article; but to obtain such license receipt, he shall make an affidavit and produce such other evidence as to the fact entitling him to such exemption as the City Recorder, in his discretion, may require, which shall be on a form to be prescribed by the Tax Recorder.

2-5. Carnivals (Street or Other):

For each performance, exhibit or entertainment-five (\$5.00) per week; riding devices-ten (\$10.00) per week; concessions selling services, goods, wares, merchandise and food-five (\$5.00) per concession; games of skill-ten (\$10.00) per concession; candy or merchandise wheels-twenty five (\$25.00) per day.

NOTE: Each performance shall or may be required to have a separate license.

2-6. Circuses and Other Shows:

For each railroad car used to transport property or equipment-four (\$4.00) dollars

per day for each day a performance is given; for each truck used to transport property or equipment-three (\$3.00) per day for each day a performance is given.

2-7. Collection Agency: One hundred (\$100.00) dollars.

2-8. Employment Agency: Two hundred (\$200.00) dollars.

2-9. Fortune Telling, Palmist, Phrenologist, Spiritualist, Clairvoyant, Mind Reader, Medium: Two hundred (\$200.00) dollars.

2-10. Junk Dealers: Resident junk dealer within the city limits-twenty five (\$25.00) dollars; resident junk dealer (no yard for storing)-twenty five (\$25.00) dollars; resident junk dealer's agent-ten (\$10.00) dollars; Itinerant junk collector-two (\$2.00) dollars; Non-resident junk dealer-one hundred fifty (\$150.00) dollars; Non-resident junk dealer's agent-one hundred fifty (\$150.00) dollars.

2-11. Laundromats- Car Wash: 1-5 devices-fifteen (\$15.00) dollars each; 6-9 devices-three (\$3.00) dollars each; 10 or more devices-thirty (\$30.00) dollars each.

2-12. Pawnbroker: Twenty-five (\$25.00) dollars

2-13. Theaters and Public Shows: Over 30,000 population-one hundred sixty (\$160.00) dollars; over 20,000 but less than 30,000-one hundred twenty-five (\$125.00) dollars; over 10,000 but less than 20,000-one hundred (\$100.00) dollars; over 5,000 but less than 10,000-forty (\$40.00) dollars; over 2,000 but less than 5,000-twenty (\$20.00) dollars; less than 2,000-ten (\$10.00) dollars.

2-14. Alcoholic Beverages:

(a) Alcoholic Liquors: Fraternal or veterans organizations or nonprofit social club-three hundred seventy-five (\$375.00).

(b) Private Club: Less than 1,000 members-five hundred (\$500.00) dollars; 1,000 or more members-one thousand two hundred fifty (\$1250.00) dollars.

(c) Nonintoxicating Beer: Retail Dealer-Class A-Restaurants, bars, and fraternal organizations-one hundred fifty (\$150.00) dollars; Class B-Grocery Stores-Chilled and Unchilled-one hundred fifty (\$150.00) dollars, Distributor-one thousand (\$1,000.00) dollars; Brewer-one thousand five hundred (\$1500.00) dollars; Brew Pub-one thousand (\$1,000.00) dollars.

(d) Wine: Retailers (Grocer)-one hundred fifty (\$150.00) dollars; Distributors (Wholesale)-two thousand five hundred (\$2500.00) dollars; Each additional facility or warehouse-two thousand five hundred (\$2500.00) dollars; Wine Tasting-fifty (\$50.00) dollars; Wine Sales Representative-fifty (\$50.00) dollars; Private wine restaurant-two hundred fifty (\$250.00) dollars; West Virginia Wine Retailers License-twenty-five (\$25.00) dollars.

2-15. Accountants: five (\$5.00) dollars.

2-16. Architects: twenty-five (\$25.00) dollars

2-17. Attorney: five (\$5.00) dollars

2-18. Auctioneer: fifty (\$50.00) dollars

2-19. Barbers, Beauticians or Manicurists: twenty-five (\$25.00) dollars

2-20. Barbers and Beauticians School: two hundred fifty (\$250.00) dollars

2-21. Contractors: twenty-five (\$25.00) dollars

2-22. Chiropractors: twenty-five (\$25.00) dollars

2-23. Dental Corporation: one hundred fifty (\$150.00) dollars

2-24. Dentist: seventy-five (\$75.00) dollars

2-25. Embalmers & Funeral Directors: thirty (\$30.00) dollars

2-26. Apprentice Embalmer: twenty-five (\$25.00) dollars

- 2-27. Apprentice Funeral Director: twenty-five (\$25.00) dollars
- 2-28. Engineers: thirty (\$30.00) dollars
- 2-29. Foresters: five (\$5.00) dollars
- 2-30. Funeral Establishment: one hundred twenty-five (\$125.00) dollars
- 2-31. Hearing Aid Fitters & Dealers: forty (\$40.00) dollars
- 2-32. Hospitals: 5-----49 Beds-five hundred (\$500.00) dollars;
50-----99 Beds-seven hundred fifty (\$750.00) dollars
100-----199 Beds-one thousand (\$1,000.00) dollars
200 or more Beds-one thousand two hundred fifty (\$1250.00)
dollars
- 2-33. Hotels, Motels 7 Boarding Houses: two (\$2.00) Dollars
(a). Each bedroom in excess of 7-twenty-five (.25) cents each up to ten (\$10.00) dollars.
- 2-34. Insurance Agent: twenty-five (\$25.00) dollars
- 2-35. Landscape Architects: fifty (\$50.00) dollars
- 2-36. Land Surveyor: forty (\$40.00) dollars
- 2-37. Medical Corporation: three hundred (\$300.00) dollars.
- 2-38. Midwives: ten (\$10.00) dollars
- 2-39. Nursing Homes: eight (\$8.00) dollars per bed.
- 2-40. Occupational Therapist: five (\$5.00) dollars
- 2-41. Osteopathic Physicians & Surgeons: fifty-five (\$55.00) dollars
- 2-42. Personal Care Homes: four (\$4.00) dollars per bed
- 2-43. Physical Therapist: thirty-five (\$35.00) dollars
- 2-44. Physical Therapy Assistant: twenty (\$20.00) dollars
- 2-45. Physicians, Surgeons & Podiatrists: fifty (\$50.00) dollars every two (2)
years
- 2-46. Physicians Assistants: fifty (\$50.00) dollars every two (2) years
- 2-47. Practical Nurses: five (\$5.00) dollars
- 2-48. Private detectives & Investigators (Individuals): fifty (\$50.00) dollars;
firms-one hundred (\$100.00) dollars; non-resident-five hundred (\$500.00) dollars
- 2-49. Psychologists: thirty (\$30.00) dollars every two years
- 2-50. Radiologic Technologist: twenty (\$20.00) dollars every 2 years
- 2-51. Real Estate Broker: eighty (\$80.00) dollars
- 2-52. Registered Professional Nurses: twenty-five (\$25.00) dollars
- 2-53. Residential Board & Care Home: two (\$2.00) dollars per bed
- 2-54. Restaurants: two (\$2.00) dollars
(a). Each five chairs or spaces where persons are fed in excess of ten (10) twenty-five (.25) cents section up to ten (\$10.00) dollars
- 2-55. Sanitarian: twenty (\$20.00) dollars.
- 2-56. Security Guard Business (individual): fifty (\$50.00) dollars; firm-one
hundred (\$100.00) dollars; non-resident-five hundred (\$500.00) dollars.
- 2-57. Optometrist: twenty (\$20.00) dollars
- 2-58. Psychologist: thirty (\$30.00) dollars
- 2-59. Professional Counselor: twenty-five (\$25.00) dollars.
- 2-60. Tattoo Studio: two hundred (\$200.00) dollars
- 2-61. Respiratory Care Practitioner: one hundred (\$150.00) dollars
- 2-62. Social Worker: five (\$5.00) dollars

2-63. Veterinarians: five (\$5.00) dollars

Stores

3-1. Definitions. For the purpose of this article, the following words or phrases shall

have the meanings respectively ascribed to them by this section:

Excluded. For the purpose of this article, no coin-operated device or devices shall be construed to be a store.

General Store. The term "general store" shall be construed to mean and include any store or stores or any mercantile establishment or establishments, in which goods, wares or merchandise of any kind are purchased, ordered, sold or offered for sale either at retail or wholesale.

Person. The term "person" shall include any group or combination acting as a unit, individual, committee, guardian, trustee, executor, administrator, partnership, co-partnership, joint venture, association, trust, firm or corporation, either domestic or foreign, which is controlled and directed by one management or association of ultimate management.

Special Store. The term "special store" shall be construed to mean and include any store or stores of any mercantile establishment or establishments, in which goods, wares, or merchandise of any kind except cigarettes, tobacco products and soft drinks are purchased, ordered, sold or offered for sale, either at retail or wholesale, and which contains no coin-operated device, or devices, owned and operated by the store proprietor.

3-2. License required; where license obtainable; exemptions.

(a) It shall be unlawful for any person to establish, operate or maintain any general store or special store in the city without first having obtained a license to do so from the Office of the City Recorder.

(b) The establishment, operation or maintenance of stores by the following shall be exempt from the license tax imposed by this ordinance: (1) The United States of America, the State of West Virginia and its political subdivision; (2) religious and charitable organizations; (3) any person or person engaged within the city in the business of producing agricultural products who, individually or collectively, sell in such store only agricultural products which he or they have produced.

3-3. Annual license tax.

(a) General Store. Every person establishing, operating or maintaining one or more general stores within the city under the same general management, supervision or ownership shall pay an annual license tax of fifteen (\$15.00) dollars for each such store.

(b) Special Store. Every person establishing, operating or maintaining one or more special stores within the city under the same general management, supervision or ownership shall pay an annual license tax of five (\$5.00) dollars for each store.

3.4. License tax for half year or less. Each license issued prior to the first day of January of any fiscal year shall be charged for the full rate and each license issued on or after the first day of January shall be charged for at one-half of the full rate, as specified in section 5-3.

3.5. Expiration and renewal of license. All licenses shall be so issued as to

expire on the thirtieth day of June of each year. On or before the first day of July at each year, every person having a license shall apply to the City Recorder for a renewal for the license year next ensuing, unless such person has ceased to operate such store or does not propose to continue operation of the store during the year next ensuing. Each application for a renewal shall be accompanied by a filing fee of fifty (.50) cents for each license requested and by the license tax prescribed in section 3.3.

It is the intent of the Common Council of the City of Glenville that any provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intentions of the Common Council of the City of Glenville that if any provision of this ordinance be declared to be invalid, all other provision therein shall remain valid and in full force and effect, and enforceable.

All ordinances, or parts of ordinances, in conflict herewith, or inconsistent herewith, are hereby repealed to the extent and no further.

CERTIFICATE OF ENACTMENT

I, Joe Putnam, Mayor do hereby certify that the foregoing ordinance was lawfully ordained with the first reading held on June **10, 1996**, and the final reading and adoption was held at the council session assembled on **July 1, 1996**, and said ordinance was enacted and adopted by the Common Council of the City of Glenville and said ordinance shall be in force and effect as of **July 1, 1996**.

L. Joe Putnam

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L. Joe Putnam, Mayor

ATTEST:

Cathy S. Nolan
Cathy S. Nolan, Recorder