

CITY OF ROBERTS
ORDINANCE NO. 525-A

AN ORDINANCE RELATING TO REQUIREMENTS OF LICENSING AND
REGULATION OF BUSINESSES WITHIN THE CITY OF ROBERTS

WHEREAS, the City of Roberts, Idaho, the "City" herein, under and pursuant to the powers vested in it by Idaho Code, in order to promote the public health and welfare, deems it necessary to make and place into effect licensing of businesses within the City; and

WHEREAS, the City, pursuant to Idaho Code, has the power to issues business licenses and collect fees for businesses within the City, and

WHEREAS, the City deems it necessary to require business licensing; and

WHEREAS, the exercise of all such powers vested in the City is appropriately exercised by the passage of this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ROBERTS, IDAHO:

Section 1. NEW APPLICATIONS:

Applications for new business licenses and permits required by this Code shall be made in writing to the City Clerk, unless otherwise specifically provided by law. Each application shall state the name of the applicant, the permit or license desired, the location to be used, if any, the time covered and the fee to be paid; and each application shall contain such additional information as may be required by the issuing official.

Section 2. PERSONS SUBJECT TO LICENSE:

Whenever in this Code a license is required for the maintenance, operation or conduct of any business or establishment or for doing business or engaging in any activity or occupation, any person or corporation shall be subject to the requirement if, by himself or through an agent, employee or partner, he holds himself forth as being engaged in the business or occupation; or solicits patronage therefor, actively or passively; or performs or attempts to perform any part of such business or occupation in the City.

Section 3. FORMS:

Forms for all licenses and permits, and applications therefor, shall be prepared and kept on file by the City Clerk.

Section 4. SIGNATURES:

Each license or permit issued shall bear the signatures of the Mayor and the City Clerk in absence of any provision to the contrary.

Section 5: INSPECTIONS OR INVESTIGATIONS:

Upon the receipt of an application for a license or permit where laws of the City necessitate an inspection or investigation before the issuance of such permit or license, the City Clerk shall refer such application to the proper officer for making such investigation within forty eight (48) hours of the time of such receipt. The officer charged with the duty of making the investigation or inspection shall make a report thereon, favorable or otherwise, within ten (10) days after receiving the application or a copy thereof. For the protection of health, the Public Works Director, or such other person the City may assign,

shall make or cause to be made any such inspections relative to the construction of buildings or other structures. All other investigations, except where otherwise provided, shall be made by the designee of the City.

Section 6: TERM OF LICENSE:

All annual licenses shall terminate on the last day of the calendar year.

Section 7: RENEWAL:

- A. Applications for renewing business licenses and permits required by this Code shall be made in writing to the City Clerk, unless otherwise specifically provided by law. Each application shall state the name of the applicant, updated contact information, and the fee to be paid; and each application shall contain such additional information as may be required by the issuing official.
- B. Licenses must be renewed by January 1st.
 - 1. A monthly late fee will be charged after January 1st until June 1st.
- C. Failure to renew by June 1st
 - 1. Will terminate the current business license.
 - 2. Business shall discontinue operation.
 - 3. Business must reapply as a new business. If the business reapplies within 1 year of the terminated business license than the business shall pay all prior fees

Section 8: BUILDING AND PREMISES:

No license shall be issued for the conduct of any business and no permit shall be issued for any thing or act if the premises and building to be used for the purpose do not fully comply with the requirements of the City.

Section 9: CHANGE OF LOCATION:

In the absence of any provision to the contrary, the location of any licensed business or occupation or of any permitted act may be changed, provided ten (10) days' notices thereof is given to the City Clerk; provided, the building requirements of this Code are complied with.

Section 10: NUISANCES:

No business, licensed or not, shall be conducted or operated as to amount to a nuisance in fact.

Section 11: POSTING OF LICENSE:

It shall be the duty of any person conducting a licensed business in the City to keep his license posted in a prominent place on the premises used for such business at all times.

Section 12: REVOCATION OF LICENSE OR PERMIT; HEARING:

Any license or permit, for a limited time, may be revoked by the Mayor and City Council during the life of such license or permit for the violation by the licensee or permittee of any provision relating to the license or permit, the subject of the license or permit, or the premises occupied; such revocation may be in addition to any fine imposed. The Mayor and the City Council shall be authorized to summarily order the cessation of business, the closing of the premises, and the suspension of any business license or permit for a period not to exceed fifteen (15) days.

- A. Hearing: Within ten (10) days after the City officials have so acted, the Mayor shall call a hearing for the purpose of determining whether or not the license or permit should be revoked.
- B. Notice Of Hearing: Notice of hearing for revocation of a license or permit shall be given in writing setting forth specifically the grounds of the complaint and the time and place of