

Peddlers' License and Business License Amendments

SECTION ONE. That Section 8-01-040 "Application" of Article 8-01 "PEDDLERS" of Chapter 8 "BUSINESS" of the Town Code of the Town of Prescott Valley, Arizona, be hereby amended to read as follows:

8-01-040 Application.

A. Applicants for a license under this Article shall file with the Town Clerk a sworn application in writing on a form to be furnished by the Town Clerk which shall give the following information, subject to the exception set forth in Subsection B below:

- 1.A. Name and physical description of applicant;
- 2.B. Complete permanent home and local address of the applicant and, in the case of a transient merchant, the local address from which proposed sales will be made;
- 3.C. A brief description of the nature of the business and the goods to be sold.
- 4.D. If employed, the name and address of the employer, together with credentials therefrom establishing the exact relationship (no post office box will be accepted);
- 5.E. The length of time for which the right to do business is desired;
- 6.F. The source of supply of the goods or property proposed to be sold, or orders taken for the sale thereof, where such goods or products are located at the time said application is filed, and the proposed method of delivery;
- 7.G. A recent photograph of the applicant which picture shall be approximately two inches by two inches (2" x 2") showing the head and shoulders of the applicant in a clear and distinguishing manner (including any and all helpers);
- 8.H. A statement as to whether or not the applicant has been convicted of any crime, misdemeanor or violation of any municipal ordinance, other than traffic violations, the nature of the offense and the punishment or penalty assessed therefor;
- 9.I. The most recent cities or towns, not to exceed three (3), where applicant carried on business immediately preceding the date of application and the address from which such business was conducted in those municipalities; and
- 10.J. At the time of filing the application, a fee of twenty dollars (\$20.00) shall be paid by the applicant and five dollars (\$5.00) for each additional helper to the Town Clerk to cover the cost of processing; and
- 11.K. Description of vehicles, including license numbers to be used in business.

B. When the power of local authorities to license, register or certify certain businesses has been preempted by the state, the Town Clerk shall not require from those businesses the information requested in items A(8) and A(9) of this section. This exception applies to (without limitation) alarm businesses and alarm agents per ARS §32-113 and contractors per ARS §32-1101.01.

(Ord. No. 8, Enacted, 06/28/79; Ord. No. 178, Ren&Amd, 05/26/88, 8-01-020; Ord. No. 784, Amended, 01/23/14)

SECTION TWO. That Section 8-01-050 “Investigation and Issuance” of Article 8-01 “PEDDLERS” of Chapter 8 “BUSINESS” of the Town Code be hereby amended to read as follows:

8-01-050 Investigation and Issuance.

...

D. This Section shall not apply to those businesses regulated by the state where the state has preempted the power of local authority to license, register or certify such businesses. This includes (but is not limited to) alarm businesses and alarm agents per ARS §32-113 and contractors per ARS §32-1101.01.

(Ord. No. 8, Enacted, 06/28/79; Ord. No. 178, Ren&Amd, 05/26/88, 8-01-030; Ord. No. 778, Amended, 10/10/13; Ord. No. 784, Amended, 01/23/14)

SECTION THREE. That Section 8-02-030 “License Required” of Article 8-02 “BUSINESS LICENSES” of Chapter 8 “BUSINESS” of the Town Code be hereby amended to read as follows:

8-02-030 License Required.

A. It is unlawful for any person to carry on any trade, calling, profession, occupation or business without having procured a license from the Town and otherwise complying with any and all regulations of such trades, callings, professions, businesses or occupations set forth in this Article. Business license applications should be obtained from the Town fifteen (15) business days prior to commencement of business within the Town limits. The following exemptions from Town licensing apply:

...

5. Any exemptions to local licenses and fees provided by federal statutes and regulations, Arizona Revised Statutes, and the Arizona Administrative Code. This includes (but is not limited to) insurance companies per ARS §20-167(C) (as amended), spirituous liquor wholesalers per ARS §9-223(A), and real property rentals (residential) per ARS §9-1304(B).

(Ord. No. 8, Enacted, 06/28/79; Ord. No. 178, Ren&Amd, 05/26/88, 8-03-010; Ord. No. 234, Ren&Amd, 07/26/90, 8-02-010; Ord. No. 553, Amended, 05/22/03; Ord. No. 709, Amended, 02/14/08; Ord. No. 784, Amended, 01/23/14)

SECTION FOUR. That Section 8-02-050 “Issuance of License” of Article 8-02 “BUSINESS LICENSES” of Chapter 8 “BUSINESS” of the Town Code be hereby amended to read as follows:

8-02-050 Issuance of License.

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- C. Before issuing business licenses under this Article, the Town Clerk shall require from each applicant a sworn application on forms provided by the Clerk. Such applications shall generally include the information below, subject to the exception set forth in Subsection (G) below. However, nothing herein shall preclude the Clerk from making certain information “optional” or requiring less information for special event licenses. In the case of applications by partnerships, the following information shall be supplied for each partner:

...

...

- G. When the power of local authorities to license, register or certify certain businesses has been preempted by the state, the Town Clerk shall require from those businesses only the following identifying information on the application for a business license:

1. Business or trade name, street address or location of business, business mailing address and business telephone number.
2. Local contact and emergency telephone numbers.
3. Nature of business.
4. Start of business date.
5. Applicant's name; mailing and home address; home telephone number.
6. Existence of home occupation.
7. Nature of ownership; and in the case of corporation, the applicant shall provide the state in which incorporated and the name, address and telephone number of the corporate statutory agent, president, vice-president, secretary, and treasurer.
8. Whether business location is owned, leased/rented, or subleased; and, if applicable, the name, address, phone number and sales tax number of the lessor.
9. Federal ID number; Arizona transaction privilege tax number; contractor's license number; alarm business and/or alarm agent license number; and, nature and identification number of all professional licenses held.

10. The signature of each applicant certifying that his statements are true and correct, and title of applicant.

This exception applies to (without limitation) alarm businesses and alarm agents per ARS §32-113 and contractors per ARS §32-1101.01.

(Ord. No. 8, Enacted, 06/28/79; Ord. No. 178, Ren&Amd, 05/26/88, 8-03-020; Ord. No. 234, Ren&Amd, 07/26/90, 8-02-020; Ord. No. 553, Amended, 05/22/03; Ord. No. 709, Amended, 02/14/08; Ord. No.784, Amended, 01/23/14)

SECTION FIVE. That Section 8-02-070 “Business License Fees” of Article 8-02 “BUSINESS LICENSES” of Chapter 8 “BUSINESS” of the Town Code be hereby amended to read as follows:

8-02-070 Business License Fees.

Fees to be paid for business licenses are as follows:

<u>TYPE</u>	<u>FEE</u>
...	
Other Special Events (<u>30-day maximum</u>)	15.00 for each 30-day increment (or portion thereof) <u>per event and per location</u>

Spirituuous Liquor Sales-Businesses:

<u>#1 Manufacturer</u>	<u>\$200.00 annually</u>
<u>#3 Domestic Microbrewery</u>	<u>200.00 annually</u>
<u># 4 Wholesaler</u>	<u>\$200.00 annually</u>
<u>#5 Government (county, community college, university)</u>	<u>50.00 annually</u>
<u>#6 Bar (on-site sales)</u>	<u>375.00 annually</u>
<u>#7 Beer & Wine Bar (on-site sales - beer & wine only)</u>	<u>200.00 annually</u>
<u>#9 Liquor Store (off-site sales)</u>	<u>200.00 annually</u>
<u>#10 Beer & Wine Store (off-site sales - beer & wine only)</u>	<u>150.00 annually</u>
<u>#11 Hotel-Motel (on-premises consumption only)</u>	<u>325.00 annually</u>
<u>#12 Restaurant (on-premises consumption only)</u>	<u>375.00 annually</u>
<u>#13 Domestic Farm Winery</u>	<u>50.00 annually</u>
<u>#14 Club (on-premises consumption only)</u>	<u>200.00 annually</u>

(Ord. No. 8, Enacted, 06/28/79; Ord. No. 13, Amended, 09/13/79; Ord. No. 30, Amended, 06/12/80; Ord. No. 51, Amended, 06/12/81; Ord. No. 178, Ren&Amd, 05/26/88, 8-03-080; Ord. No. 234, Ren&Amd, 07/26/90, 8-02-080; Ord. No. 553, Amended, 05/22/03; Ord. No. 709, Amended, 02/14/08; Ord. No. 784, Amended, 01/23/14)