

CHAPTER 110: GENERAL LICENSING PROVISIONS

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POOL ROOMS AND CARD ROOMS**§ 110.01 LICENSE REQUIRED.**

It shall be unlawful for any person, persons, firm or corporation to maintain or operate a pool room or card room for hire within the corporate limits of the town, without first obtaining a license to maintain and operate the rooms.

(Prior Code, § 5.24.010) Penalty, see § 110.99

§ 110.02 FEES.

(A) Any person desiring to obtain a license to maintain and operate a pool room or card room within the corporate limits of the town shall pay to the Clerk-Treasurer the sum of \$10 for the pool table, billiard table or card table kept for hire for a period of one year.

(B) Any such person, persons, firm or corporation may maintain and operate any number of tables in any one general location for a total license fee of \$50, the license to be issued by the Clerk-Treasurer; and the Clerk-Treasurer may charge and collect a fee of \$2 for issuing the license.

(Prior Code, § 5.24.020)

TRASH HAULING**§ 110.15 ANNUAL LICENSE REQUIREMENT.**

Any person, persons, firm, partnership, corporation or association engaged in the hauling and removal of garbage, ashes, rubbish and other refuse material from homes, business places and other places in the town shall procure a license from the Clerk-Treasurer of the town annually.

(Prior Code, § 5.20.010) (Ord. 9 -1993, passed 11-17-1993)

§ 110.16 FEE.

The cost of the annual license shall be \$50 and shall be paid to the Clerk-Treasurer of the town.

(Prior Code, § 5.20.020) (Ord. 9 -1993, passed 11-17-1993)

§ 110.17 CONVEYANCE AND OPERATION.

All trucks or other conveyances used in hauling and removal shall be provided with beds which shall have tight bottoms, sideboards and end gates sufficient so that none of the load being hauled can leak upon the streets, alleys or other highways and the loads shall be covered while transported.
(Prior Code, § 5.20.030) (Ord. 9 -1993, passed 11-17-1993) Penalty, see § 110.99

§ 110.18 INSPECTION.

The conveyances shall be subject to inspection each 30 days by the Street Commissioner.
(Prior Code, § 5.20.040) (Ord. 9 -1993, passed 11-17-1993)

§ 110.19 NO ALLEY TRASH REMOVAL.

Trash removal vehicles are prohibited from entering alleys within the town corporate limits and shall only remove trash which has been deposited at curbside upon town streets.
(Prior Code, § 5.20.050) (Ord. 9 -1993, passed 11-17-1993) Penalty, see § 110.99

TAXICABS

§ 110.30 LICENSE REQUIRED.

All persons, partnerships, corporations or associations carrying on a taxicab business transporting passengers for hire in the town shall obtain from the Clerk-Treasurer a taxi license for each vehicle used in the business.
(Prior Code, § 5.12.010) (Ord. 6 1952 437, passed 6-5-1952) Penalty, see § 110.99

§ 110.31 FEE.

All such persons, partnerships, corporations or associations shall pay to the town for each license a fee of \$25 per year.
(Prior Code, § 5.12.020) (Ord. 6 1952 437, passed 6-5-1952)

TANGIBLE PERSONAL PROPERTY**§ 110.50 USE OF RESIDENTIAL PROPERTY FOR SALE.**

Residents of the town may conduct the sale of tangible personal property at their residence subject to the following restrictions.

(A) There shall be no more than 2 sales at any single residential location during a calendar year.

(B) Each sale may run for a period not to exceed 3 days.

(C) The sales shall comply with all the laws and regulations of the state or any political subdivisions thereof.

(Prior Code, § 5.08.010) (Ord. 42-1977, passed 9-21-1977) Penalty, see § 110.99

ITINERANT MERCHANTS AND SOLICITORS**§ 110.65 DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ITINERANT MERCHANT. Any transient person who shall temporarily in the making or selling of any kind of good, wares or merchandise, including the making and selling of photographs, within the town, regardless of whether the goods, wares or merchandise are peddled from house to house, sold upon the streets or others public places or sold from any room, building, structure or lot rented or leased for the purpose of carrying on the business.

SOLICITOR. Any person who goes from house to house or from place to place in the town, selling or taking orders for, or offering to sell or take orders for goods, wares or merchandise or any article for future delivery. Any person, firm or corporation, who, while going from house to house or from place to place, either sells or offers for sale or delivers within the corporate limits of the town, any coupon, certificate, instrument in writing or other evidence of sale or purchase, which shall upon presentation outside the limits of the town, entitle the recipient thereof to any kind of goods, wares or merchandise. (Prior Code, § 5.04.010) (Ord. 340, passed 7-2-1934)

§ 110.66 LICENSE REQUIRED.

It shall be unlawful for any person, firm or corporation to engage in the business of itinerant merchant or in the business of solicitor, as defined in § 110.65 within the town, until the provisions of this subchapter have been complied with. Every holder of any license or certificate authorized by the provisions of this subchapter shall be required to have the same in his or her possession during the times as he or she may operate, so that it may be inspected upon request, by any police officer of the town. (Prior Code, § 5.04.020) (Ord. 340, passed 7-2-1934) Penalty, see § 110.99

§ 110.67 LICENSE REQUIREMENTS.

The following requirements shall apply.

(A) (1) Any person, firm or corporation desiring to engage in the business of itinerant merchant, as herein defined, within the town, shall make an application in writing to the Clerk-Treasurer of the town for a license to do so, which application shall be filed with the Clerk-Treasurer at least 3 days before the applicant shall be authorized to begin the business. The application shall state the name and residence of the applicant, the place where the business is to be conducted, the kind of goods to be sold and length of time for which license is desired. Upon the filing of such application and bond and the approval of the bond by the Clerk-Treasurer of the town, a license shall be issued by the Clerk-Treasurer of the town to the applicant to begin business not less than 3 days after the date of filing the application and bond, upon the payment of the following fees:

(a) For 1 day: \$7.

(b) For 1 week: \$25.

(c) For 1 month: \$100.

(2) All license fees must be paid in advance and if any licensee desires to continue in business after the expiration of the license, a new license must be secured in the same manner and upon the same terms as the original license.

(B) (1) Any person desiring to engage in the business of solicitor as defined in this subchapter, within the town shall before engaging in business, file with the Clerk-Treasurer of the town, an application containing his or her name address and the firm or corporation which he or she represents and the kind of goods to be offered for sale, and the length of time during which he or she desires to engage in the business. Upon the filing of the statement and bond, with the Town Clerk-Treasurer, the Clerk-Treasurer shall issue to the applicant a certificate authorizing him to engage in the business of solicitor within the town during the time requested in the application.

(2) All orders taken by solicitors within the town, shall be in writing in duplicates, stating the terms thereof and the amount paid in advance, and one copy of the order shall be given to purchaser. (Prior Code, § 5.04.030) (Ord. 340, passed 7-2-1934)

§ 110.68 BONDING REQUIREMENTS.

All applications to do business under the provisions of this subchapter shall be accompanied by a bond in the penal sum of \$500 executed by a surety company or two responsible free holders residing within the town (or in lieu thereof a cash bond of equal amount), conditioned that all goods, wares, merchandise or articles sold by the applicant will be as represented by him or her and that he or she will refund the purchase price of any goods, wares, merchandise or articles sold him or her which are not as represented. Any person aggrieved by the action of any such itinerant merchant or solicitor shall have a right of action on the bond for the recovery of money or damages or both. In the event a cash bond is deposited, the same shall be retained by the town for 90 days after the expiration of any license. (Prior Code, § 5.04.040) (Ord. 340, passed 7-2-1934)

§ 110.69 EXEMPTIONS.

(A) The provisions of this subchapter shall not apply to sales by dealers commercial travelers nor to sales by producers of farm or dairy products. Any person who shall sell or offer to sell any farm or dairy products which were not actually raised or produced by him, her or by members of his or her immediate family shall be classed as an itinerant merchant.

(B) Any person exempted by the laws of the state for the payment of the license fees shall, before beginning the business, present to the Clerk-Treasurer of the town his or her credentials showing that he or she is entitled to the exemption, and shall execute and file a bond as above provided, and upon the approval of the bond by the Clerk-Treasurer, he or she shall then receive a certificate from the Clerk-Treasurer authorizing him or her to engage in the business of itinerant merchant with the town for any period not longer than 1 month. If, at the end of a month, the person desires to continue the business, another certificate must be procured from the Clerk-Treasurer. (Prior Code, § 5.04.050) (Ord. 340, passed 7-2-1934)

§ 110.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99.

(B) Any person, persons, firm or corporation who shall maintain or operate a pool room or card room for hire within the corporate limits of the town without being licensed to do so as provided in § 110.01 shall be fined and forfeit to the town the sum of \$10 for each table, as herein above described, so maintain and operated, together with the cost of the suit.
(Prior Code, § 5.24.030)

(C) Any person violating any provisions of §§ 110.15 *et seq.* shall be fined the sum of \$50 for the first offense and \$100 for subsequent offenses.
(Prior Code, § 5.20.060) (Ord. 9 -1993, passed 11-17-1993)

