

ORDINANCE NO. 137

AN ORDINANCE ESTABLISHING A BUSINESS LICENSE AND SETTING FORTH FEES THEREFROM AND ENFORCEMENT PROVISIONS; DIRECTING THE CITY CLERK TO CAUSE A CERTIFIED COPY OF THIS ORDINANCE TO BE RECORDED AT THE OFFICE OF THE RECORDER OF NEZ PERCE COUNTY, IDAHO; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it shall be unlawful for any person, firm or corporation to enter into any business herein described within the city limits of the City of Peck, without first having applied for and obtaining for such business and paying the required fees. A business fee schedule shall be approved by a majority vote of the city council of the City of Peck. The city council may amend the fee schedule by resolution. All business license fees shall be payable in advance and shall not be refunded or prorated, and

WHEREAS, a business shall be defined as any commercial activity, trade or pursuit conducted or engaged in for profit, including without limitation, wholesale, retail, a personal service business, profession and home occupation located or conducted from any premises within the City of Peck, Idaho, and

WHEREAS, the City attorney shall, at the direction of the city council, institute civil suit on behalf of the City to enforce compliance to enforce compliance with the provisions of the Ordinance by injunctive relief, declaratory relief or other civil remedies. The City shall be entitled to recover its' costs and attorney's fees from the other party upon prevailing in any civil action.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PECK, IDAHO, AS FOLLOWS:

Section 1: It shall be unlawful for any person, firm or corporation to enter into any business herein described within the city limits of the City of Peck, without first having applied for and obtaining for such business and paying the required fees. A business fee schedule shall be approved by a majority vote of the city council of the City of Peck. The city

council may amend the fee schedule by resolution. All business license fees shall be payable in advance and shall not be refunded or prorated.

Section 2: A business shall be defined as any commercial activity, trade or pursuit conducted or engaged in for profit, including without limitation, wholesale, retail, a personal service business, profession and home occupation located or conducted from any premises within the City of Peck, Idaho.

Section 3: The City attorney shall, at the direction of the city council, institute civil suit on behalf of the City to enforce compliance to enforce compliance with the provisions of the Ordinance by injunctive relief, declaratory relief or other civil remedies. The City shall be entitled to recover its' costs and attorney's fees from the other party upon prevailing in any civil action.

Section 4: This ordinance shall take effect and be in force from and after its passage, approval and publication.

CITY OF PECK: November 3, _____, 1999.

CITY OF PECK, IDAHO

By *Randy Olson*
Randy Olson
Mayor

ATTEST:

Sharon Miller
Sharon Miller
City Clerk

INST. NO. 649666
FILED FOR RECORD
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RECORDED, NEZ PERCE CO ID
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