

AN AMENDED ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF OZARK BY DELETING CHAPTER 605 OF TITLE VI “BUSINESS AND OCCUPATION” RELATING TO BUSINESS LICENSES AND ENACTING, IN LIEU THEREOF, ONE NEW CHAPTER RELATING TO BUSINESS REGISTRATION AND ONE NEW CHAPTER RELATING TO PAWN SHOPS.

WHEREAS, The Board of Aldermen has reviewed the various Chapters and Sections of the Code of Ordinances relating to Business Licenses and Pawn Shops and finds that this Chapter requires revision; and

WHEREAS, City Staff has presented a proposed revision of the current Chapter into two Chapters that simplify the information gathering process that the Board of Aldermen finds beneficial for the City; and

WHEREAS, the proposed registration process will provide the City and its partners in regulation and economic development to share needed information concerning the number and types of businesses in the City as well as provide life safety information to local first responders.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OZARK, MISSOURI, AS FOLLOWS:

SECTION 1. Title VI “Business and Occupation”; Chapter 605: Business Licenses, Sections 605.010 through 605.120 are hereby deleted in their entirety and one new Chapter to be known as “Chapter 605: Business Registration” is hereby enacted, which said new Chapter shall read as follows:

“CHAPTER 605: BUSINESS REGISTRATION

SECTION 605.010: REGISTRATION REQUIRED

A. Registration Required. It shall be a violation of this Chapter for any person, sole proprietor, partnership, corporation or other business organization to carry on a business at a physical location within the City of Ozark or to conduct a business which requires the issuance of a permit by the City under this Code without first registering said business with the Planning and Development Department of the City. The requirement to register shall not apply to participants in a Farmer’s Market or an itinerant merchant participating in a City, County or charitable organization’s sponsored event for Seventy-two (72) consecutive hours or less. The planning and Development Department shall establish and provide forms for such registration.

B. Term of Registration. All business registrations shall commence on January 1 each year and expire December 31. All registrants must comply with the Statutes of the State of Missouri and the Ordinances of the City of Ozark.

C. Registration Certificate, Display Of. The Planning and Development Department shall issue a certificate of registration which the business shall prominently display and produce if requested by a duly authorized agent for the City.

D. Assignability. No certificate of registration shall be assignable or transferable.

E. Enforcement. Whenever the City Official charged with enforcement of this Chapter determines that there are grounds to believe that there has been a violation of this Chapter, the Official shall provide the business with ten (10) calendar day’s written notice to come into compliance prior to the issuance of any summons to the City Municipal Court. The foregoing notice may be served by personal delivery, first class mail to the address of the location of the business or by posting on the premises or vehicle used to conduct the business.

F. Penalties. Any person, sole proprietorship, partnership, corporation or other business entity found responsible for violating this Section shall be punished as proscribed in Section 100.220 of the Code of Ordinances of the City of Ozark.

SECTION 605.020: COST OF REGISTRATION.

Every Business required to register under this Chapter shall pay a registration fee of Forty-five Dollars (\$45.00). This registration fee shall cover the costs of administration, maintenance, collation and dissemination of the information obtained through the registration process. ”

SECTION 2. Title VI “Business and Occupations”, Chapter 605: Business License, Article III. Pawnbrokers, Sections 605.130 through 605.300 are hereby deleted from Chapter 605 and re-enacted as a separate chapter to be known as “**Chapter 610: Pawnbrokers**” and with each of the foregoing Sections reenacted and renumbered beginning with 605.130 to be 610.010 and the balance of the Sections to be repeated sequentially with 605.300 to be 610.170.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval.

PASSED THIS 15th DAY OF AUGUST 2011.

	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Alderman Chris Snyder	<u> X </u>	<u> </u>	<u> </u>
Alderman Rick Gardner	<u> X </u>	<u> </u>	<u> </u>
Alderman James Haik, III	<u> </u>	<u> </u>	<u> X </u>
Alderman Eddie Campbell	<u> X </u>	<u> </u>	<u> </u>
Alderman Mark Spinabella	<u> X </u>	<u> </u>	<u> </u>
Alderman Dennis Sparrow	<u> X </u>	<u> </u>	<u> </u>

APPROVED THIS 15th DAY OF AUGUST 2011.

SHANE L. NELSON, MAYOR

ATTEST:

Lana Wilson, City Clerk

Bill #2555

Ordinance #11-023

August 15, 2011