

**TITLE XI: BUSINESS REGULATIONS**

Chapter

**110.LICENSES**

**111.CABLE COMMUNICATIONS**



## CHAPTER 110: LICENSES

### Section

- 110.01 Definitions
- 110.02 Conducting business without a license
- 110.03 License tax
- 110.04 License year; proration of tax; expiration date
- 110.05 Taxes to be cumulative
- 110.06 No refund if licensee discontinues business
- 110.07 License required for each place of business; relocation; sale of business
- 110.08 Display of license
- 110.09 Schedule of license taxes adopted by reference
- 110.10 Uninvited solicitation

### § 110.01 DEFINITIONS.

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

***AGENT.*** The person having the agency for the manufacturer, producer or distributor.

***BUSINESS.*** Any business, trade, occupation, profession, avocation or calling of any kind, subject, by the provision of this chapter, to a license tax.

***ENGAGED IN THE BUSINESS.*** Engaged in the business as owner or operator.

***QUARTER.*** Any three consecutive months.  
(Prior Code, § 110.01)

### § 110.02 CONDUCTING BUSINESS WITHOUT A LICENSE.

No person shall engage in or carry on a business in the town for which a license is required without first having paid the license tax and obtained the license. For the purpose of this section, “the opening of a place of business”, “the offering to sell followed by a single sale” or “the doing of any act or thing in furtherance of the business” shall be construed to be engaging in or carrying on the business; and each day that the person shall engage in or carry on the business without a license shall be construed to be a separate offense.

(Prior Code, § 110.02) Penalty, see § 10.99

### **§ 110.03 LICENSE TAX.**

In addition to all other taxes, as provided for elsewhere, a privilege license tax shall be levied and collected annually or more often on trades, professions, business operations, exhibitions, circuses and all subjects authorized to be licensed, as set out in this chapter. All licenses shall be a personal privilege and shall not be transferable. Nothing contained in this section shall be construed to prevent the Board of Commissioners from imposing from time to time, as it sees fit, any license taxes not specifically defined in this chapter, or from increasing or decreasing the amount of any special license tax, or from prohibiting or regulating the business or acts licensed. All licenses shall be granted subject to the provisions of existing regulations and to those hereafter enacted.

(Prior Code, § 110.03)

### **§ 110.04 LICENSE YEAR; PRORATION OF TAX; EXPIRATION DATE.**

All taxes provided for and fixed in the following sections and schedule shall be for the fiscal year, unless otherwise specified; provided that, where the license is issued after January 1, then the licensee shall pay one-half the tax prescribed, except where otherwise specifically provided.

(Prior Code, § 110.04)

### **§ 110.05 TAXES TO BE CUMULATIVE.**

(A) The payment of any particular tax imposed by this chapter shall not relieve the person paying the same from any other tax imposed by this chapter for any other business he or she engages in, unless otherwise provided.

(B) License taxes prescribed by this chapter shall be cumulative, except where otherwise specifically provided.

(Prior Code, § 110.05)

### **§ 110.06 NO REFUND IF LICENSEE DISCONTINUES BUSINESS.**

No license tax shall be abated, nor shall any refund be made, where the licensee discontinues his or her business before the end of the period for which the license was issued.

(Prior Code, § 110.06)

**§ 110.07 LICENSE REQUIRED FOR EACH PLACE OF BUSINESS; RELOCATION; SALE OF BUSINESS.**

(A) A license issued for the privilege of conducting a business is valid only for that business conducted at the place and by the licensee named therein. Every person doing business in more than one location shall secure a separate license for each place of business, unless the places of business are contiguous, communicate directly with an opening into each other and are operated as a unit.

(B) If the business is moved or if the licensee sells to another, then a new license shall be required, unless a special permit to continue business under the original license is obtained from the Board of Commissioners.

(Prior Code, § 110.07)

**§ 110.08 DISPLAY OF LICENSE.**

Every license shall be prominently displayed at the place of business of the licensee named in the license, or, if the licensee has no fixed place of business, he or she shall keep the same wherever the business is being operated and where it can be inspected at any time by the Tax Collector or his or her designated agent.

(Prior Code, § 110.08) Penalty, see § 10.99

**§ 110.09 SCHEDULE OF LICENSE TAXES ADOPTED BY REFERENCE.**

The types and descriptions of businesses and the schedule of privilege license taxes is adopted by reference as if fully set forth in this section and shall be kept on file for public inspection by the Town Clerk.

(Prior Code, § 110.09)

**§ 110.10 UNINVITED SOLICITATION.**

No person shall go in or upon private residences or premises soliciting orders for merchandise, wares or services without having been requested or invited to do so by the owner, unless the person has obtained a permit from the Town Clerk which the Clerk must issue upon application. This section does not apply to the sale or soliciting orders for the sale of milk, dairy products, vegetables, poultry, eggs and other farm products by the farmer producing the products nor to the sale of merchandise where the proceeds are to be used for local charitable or eleemosynary purposes.

(Prior Code, § 110.10) Penalty, see § 10.99

## **CHAPTER 111: CABLE COMMUNICATIONS**

### Section

111.01 Regulations adopted by reference

### **§ 111.01 REGULATIONS ADOPTED BY REFERENCE.**

The town's cable communications regulations are hereby adopted by reference and incorporated herein as if set out in full.

(Ord. OR-98-01, passed 2-13-1996)