

Chapter 18.12 – License Required

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18.12.010 Business License Required.

- A. Any person, firm or corporation operating as a transient merchant or itinerant vendor as defined in this ordinance must obtain a special business license. Application shall be made on a form to be provided by the city of Arco and available at the city office.
- B. The Special License must be approved by the City Council and if the Council requires, by the Butte County Sheriffs Department. The City Council may require the Sheriffs approval if it has reasonable cause to believe that an applicant may jeopardize the health, welfare, safety or morals of its residents. Applicants will be advised if a visit to the County Sheriffs Department is required for activities such as fingerprinting, photographing, and/or background checks. The applicant must pay any and all costs associated with obtaining the County Sheriffs approval.
- C. The City Council requires non-residents as defined in this ordinance to furnish additional information and references for the special business license application with the purpose of locating such non-residents if necessary in the administration of this ordinance.
- D. Regulations for transient merchants and itinerant vendors:
 - 1. Retailing of any type is limited to commercial zones. Structures or vehicles conducting sales must observe setback requirements of the zone in which it is located (10 feet back of property line in most zones).
 - 2. The structure of the vehicle must leave a clear view of any intersection. State of Idaho designated roads require a 40-foot sight triangle.
 - 3. Permission from the City is required prior to connecting to power or placing any sign.
 - 4. Structures or vehicles conducting sales must be located on private land with the owner's permission.

18.12.020 Fees.

- A. The Special Business License fee is \$200.00 for residents and \$250.00 for non-residents for a one-year term. The fee shall be pro-rated if the number of months of the license year remaining is less than ten (10). The formula is: 1/12 of the annual fee per remaining month plus 20 % of the annual fee
- B. The fee must be paid with the application and is partially (50%) refundable if the license is denied. Renewal fees remain the same as the initial application fee in effect at the time of the renewal.

- C. In the event of a license fee change, such change shall be effective immediately to new applicants for any type of business license. Current holders of licenses shall be subject to the revised fee structure upon renewal of their license.

18.12.030 Duration.

Special Business Licenses shall be issued for a one-year term and commence and endure from May 1 and expire on April 30 of the next year.

18.12.040 Contents of License.

Unless otherwise provided, all licenses shall be dated on the date of their issue and shall state the name of the licensee, the exact nature of the business he or she desires to engage in and the location thereof, and the amount paid; and the person having such license shall be authorized to carry on the business therein named.

18.12.050 Exemptions.

The following businesses shall be exempt from the license requirement:

- A. The activities of a religious, charitable or non-profit organization exempt from taxation under 26 U.S.C. '501, having a local charter or sponsor located within Butte County;
- B. Garage or yard sales as defined herein;
- C. Community events lasting not more than four days. The event must be in the best interests of the community and the event must be sponsored by a licensed resident business. For community events meeting these requirements, a business license will not be required and a special event permit will be issued upon approval by the City Council. The fee for a special event permit will be \$25.00 per event. The sponsoring resident business will be responsible for obtaining the special event permit. Special event permitted business may be transacted in any zone.