

## **CHAPTER 18.20 – Display Of License–Violations–Penalties**

Sections:

- 18.20.010 Display of License.
- 18.20.020 Consent to Inspect.
- 18.20.030 Unlawful Conduct.
- 18.20.040 Revocation–Denial.
- 18.20.050 Violations–Penalties.

### **18.20.010 Display of License.**

License shall be posted prominently at the business location. All persons to whom licenses are issued not having a permanent place of business are required to carry their licenses with them and any licensee shall present the license for inspection when requested to do so by any citizen or officer of the city.

### **18.20.020 Consent to Inspect.**

- A. It shall be unlawful for the owner, his or her agent, any employee or other person to refuse permission to enter a place of business for inspection purposes, or to charge a fee to enter and inspect, when such inspection is being undertaken in the regular conduct of his or her official duties by an officer of the City, Zoning, Health, Sheriff, or Fire Marshal offices, or an expert assisting such officer and in his or her company.
- B. Any application for a business license or license renewal shall constitute an irrevocable consent of the owner and his agent(s) for such entry and inspection at reasonable times until the license is disapproved, revoked, or expired.
- C. Any sales vehicle(s) or booth(s) operated by a vendor shall be equipped with suitable trash container readily accessible to the public, in which the vendor's customers may deposit any litter, trash or waste related to the vendor's sales. Prior to moving from a sales location, a vendor shall pick up and remove all litter, trash and waste related to the vendor's sales within a one hundred foot (100') radius of the sales vehicle or booth, or 112 the distance to the neighboring vehicle or booth.

### **18.20.030 Unlawful Conduct.**

It shall be unlawful conduct for any licensee to:

- A. Engage in any fraudulent, deceptive or unlawful business practice;
- B. Make any materially false statement or representation concerning the nature, quality or durability of any goods, wares, merchandise or services sold or offered for sale, knowing the same to be false; or
- C. Make any materially false or misleading statement on an application for a special business license.

**18.20.040 Revocation–Denial.**

- A. Any license or application issued or submitted under this ordinance may be denied or revoked by the City Council after notice of the hearing to the licensee, upon specific findings by the Council that the subject business is not in compliance with this ordinance or subject license has engaged in unlawful conduct as defined by city, state, or federal law. The City Council shall schedule a hearing within 31 days after notice to the applicant of the denial or revocation.
- B. The City, in the exercise of its police power, may deny or revoke a license or an application after providing notice and a hearing if the particular thing permitted or applied for may become, is or becomes a public nuisance, or such denial or revocation is necessary and in the interests of the public welfare or public safety, and is not arbitrary nor capricious, and the conditions existing at the time justify such action.

**18.20.050 Violations–Penalties.**

- A. Any person, business, firm, company or corporation who violates any provision of this Title shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not to exceed three hundred dollars (\$300.00), or by imprisonment in the county jail for a period not to exceed six (6) months or both such fine and imprisonment.
- B. Each day upon which a person subject to the terms hereof shall conduct any business while in violation of this ordinance shall be considered a separate infraction:.