

DANIEL ORDINANCE 2008-03-03A

The following DMC section is hereby amended as of March 3, 2008 according to the following markup version, which shows the wording of the statute before and after the amendment:

3-1-5: APPLICATION FOR LICENSE:

A. Information Required: Any individual, corporation, partnership or business entity desiring a business license shall file with the Planning Staff for each such license a written and signed application.

B. It is a violation of this chapter for any person to knowingly file a business license application or related documents containing false information or for any person to knowingly provide any false statement of information to any authorized official investigating any matter.

C. Different Classifications of Businesses:

1. The two classifications of businesses are commercial, which classification is only allowable in the commercial or industrial zones as defined in Title 8, and home-based, which classification would be for any business allowable in any residential zone . Both of which classifications require a permanent physical business location in Daniel from which the business will be conducted, unless the business office is located in another municipality but advertises itself as a Daniel business. Applicants with two (2) or more businesses of the same classification under the same roof, but which are of distinctly different types, i.e., food service, retail, lodging, etc., must be licensed together and pay an enhanced fee as set by the council by resolution from time to time. Businesses operated by the same owner in different locations must obtain a separate license and pay a separate fee for each location.

D. Applications for license renewal, including the required fees, must be received by the anniversary of the issuance of the license. A delinquency fee shall be charged for renewal applications and fees received more than thirty (30) days after that date pursuant to section 3-1-7 and 3-1-8. Within thirty(30) days after the anniversary of the issuance of a certain license, the Planning Staff shall send a notice to all businesses that have not submitted a renewal application, stating that if the renewal application and fees (including delinquency fees) are not received within thirty (30) days of the license expiration, the license will be terminated.

E. If an applicant for a renewal license has received a notice of pending denial pursuant to section 3-1-13.2, his license shall continue to be valid until ten (10) business days from such notice if a hearing is not requested, or if the applicant requests a hearing, until the Town Council issues a final decision after a hearing where the applicant appears, or if the applicant fails to appear at the hearing, until the date of the hearing.