

ORDINANCE NO. 181

CITY OF LACEY

AN ORDINANCE REQUIRING BUSINESSES TO REGISTER WITH THE LACEY CITY CLERK; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING REGISTRATION FEES AND PENALTIES; REPEALING ORDINANCE NO. 158; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LACEY AS FOLLOWS:

Section 1. Definitions and Application.

a. Whenever the word "business" is used herein, it shall be held to apply to any person, firm, or corporation which shall operate any store or place for the sale of goods, services, wares or merchandise at retail or at wholesale, within the corporate limits of the City of Lacey. Each such store or place shall be considered a separate business even though more than one such store or place is owned by the same person, firm, or corporation.

b. Any business, as defined herein, shall register with the City Clerk, on application and registration forms provided by that office, within sixty (60) days after the effective date of this ordinance. Any business established after the effective date of this ordinance shall register within thirty (30) days after establishment of such business. Securing a location, either temporary or permanent, and/or establishing a stock of merchandise shall be considered prima facie evidence of intent to enter into a business.

c. The initial registration fee for a business registration certificate shall be \$1.00 and the re-registration fee shall be \$1.00. A registration certificate will be valid for the calendar year for which said certificate is issued.

d. The mailing address of such registered business shall, for reporting and remittance of state and local taxes, be the appropriate rural route, post office box or street number, Lacey, Washington, 98501.

Section 2. Registration Required - Posting.

It shall be unlawful for any person, persons, company or corporation to engage in any of the businesses, trades or occupations above-mentioned within the corporate limits of the City of Lacey without first having obtained a business registration certificate therefor as herein provided. The certificate provided for herein shall be posted in a conspicuous place in the place of business of the registrant. Such certificates shall expire December 31st of each year, and are non-transferable.

Section 3. Applications.

Application for initial registration shall be made as prescribed in Section 1 of this ordinance. Renewal of said registrations shall be made in December of each year if the registrant intends to remain in business in the ensuing year.

Section 4. Violations-Penalty.

a. Any person, firm or corporation failing to comply

with the registration or renewal provisions of this ordinance shall be subject to a daily increase in fee of \$1.00 for each calendar day he so fails to register, up to a period of forty-five (45) days. Failure to comply with the registration provisions for any period in excess of forty-five (45) calendar days shall constitute a misdemeanor, subject, upon conviction, to a penalty consisting of a fine of not more than \$500.00.

b. Any person failing to comply with any other provisions of this ordinance shall be guilty of a misdemeanor and on conviction shall be fined in an amount not to exceed \$500.00.

Section 5. Validity.

If any section, sub-section, paragraph, sentence, clause or phrase of this ordinance is declared invalid for any reason, such invalidity shall not affect the validity of the remaining portions of this ordinance.

Section 6. Ordinance No. 158 is hereby repealed and the City ^{Treasurer} Clerk is directed to refund to each person, firm, or corporation which has registered pursuant to said Ordinance No. 158, the sum of \$4.00 and all registration certificates issued pursuant to Ordinance No. 158 shall be effective pursuant to this ordinance for the calendar year, 1971.

Section 7. This act is necessary for the immediate preservation of the health, welfare and safety of the City of Lacey and its existing institutions and shall take effect immediately upon its passage, approval and publication in the manner prescribed by law.

PASSED BY THE CITY COUNCIL this 11th day of
February, 1971.

Paul C. Andersen
MAYOR PRO-TEM

ATTEST:

CR Hartman
CITY CLERK

APPROVED AS TO FORM:

Kenneth A. Day
CITY ATTORNEY

PASSED: February 11, 1971

PUBLISHED: February 17, 1971