

FILED
COUNTY OF FULTON
STATE OF ARKANSAS
DOC. # 2004 ¹⁶
PAGES 1 OF

See Ordinance 2003-04

DATE 12/10/04 TIME 9:36 AM/PM
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CIRCUIT & COUNTY CLERK

ORDINANCE NO. 2C09-03

AN ORDINANCE PRESCRIBING AND ESTABLISHING A PERMIT AND CODE TO DO BUSINESS WITHIN THE CITY OF CHEROKEE VILLAGE, ARKANSAS; TO LEVY AN ANNUAL OCCUPATION FEE FOR THE CARRYING ON OF CERTAIN BUSINESS, TRADES, OCCUPATIONS, INDUSTRIES, VOCATIONS AND PROFESSIONS WITHIN THE CITY OF CHEROKEE VILLAGE, ARKANSAS; ESTABLISHING THE TIME WHEN SUCH FEE SHALL BE PAID, COLLECTION AND ENFORCEMENT THEREOF; PROVIDE SUPERVISION AND REGULATION FOR THE WELFARE AND FUTURE DEVELOPMENT OF THE BUSINESS COMMUNITY OF THE CITY OF CHEROKEE VILLAGE, ARKANSAS, AND FOR OTHER PURPOSES.

WHEREAS: An individual, person, independent contractor, firm, partnership, company or corporation would pay for the privilege of engaging in, carrying on, or following certain below listed trades, businesses, professions or vocations within the corporate limits of the City of Cherokee Village, Arkansas. Any business, individual, partnership or corporation whose principal place of business is located inside of the corporate limits of Cherokee Village may be assessed a business license fee and must comply with all aspects of this ordinance and the occupational code. If there is a reciprocal business license with another city, a permit will be issued and a fee will not be assessed for the City of Cherokee Village.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHEROKEE VILLAGE, ARKANSAS, THAT:

SECTION 1. Annual Occupation Permit Fee Code

There is hereby declared a privilege to carry on business in the City of Cherokee Village and it is adopted by reference an Annual Occupation Permit Fee Code for the City of Cherokee Village, Sharp and Fulton County, Arkansas. A copy of the referenced code shall be filed in the office of the City Clerk of Cherokee Village, Arkansas, and shall be available for inspection and copying by any person during normal office hours.

All storefront businesses in Cherokee Village and any and all in the business of construction of any type, residential and commercial, and any and all types of work done on residential and commercial property, including buildings and lots shall be subject to a business permit.

SECTION 2. Permit Fee.

There is hereby adopted a permit fee of Forty Dollars (\$40.00) per year per business. The peimit fee may be amended, changed or corrected by the Planning & Zoning Commission and presented to the City Council for approval.

SECTION 3. If any provision of this Ordinance is held to be invalid, such part of this Ordinance shall remain in effect and the remaining parts of this Ordinance shall not be affected.

PASSED AND APPROVED BY THE CHEROKEE VILLAGE CITY COUNCIL.

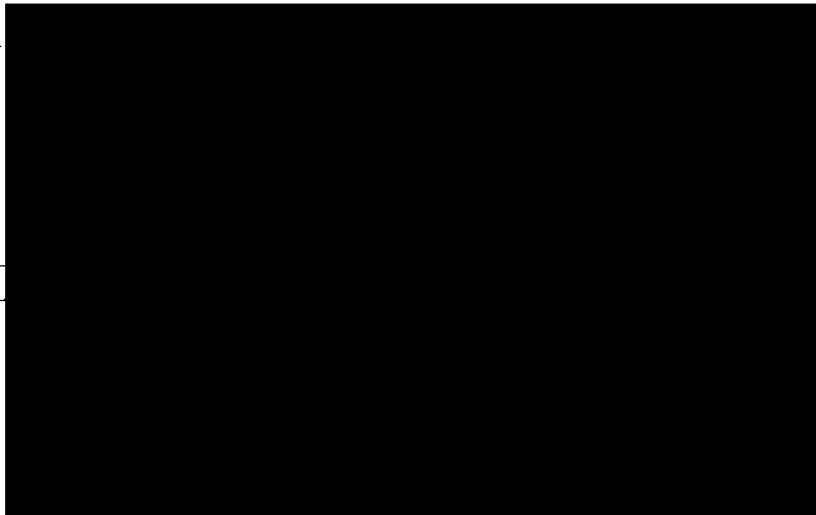
DATED: March 20, 2000

APPROVED: Marjorie A. Rogers
Marjorie A. Rogers, Mayor

A T T E S T : Susan E. Maynard
Susan E. Maynard, Clerk/Treasurer

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Annual Occupation Permit Fee Code

THIS CODE BECAME EFFECTIVE MARCH 20, 2000

SECTION 3

This Code shall be known, cited and referred to as: "The Cherokee Village Annual Occupation Permit Fee Code".

SECTION 4

Those organizations exempt from the provisions of this Ordinance.

- (a) No profit accrues to any employee. Organizations may be required to furnish the Clerk/Treasurer proof of their non-profit status in the form of a State Charter or other documentation deemed appropriate by the Clerk/Treasurer.

SECTION 5

Any person, firm or corporation engaging in more than one business, occupation, or profession shall be required to obtain a permit and pay the fee for each business, occupation or profession.

SECTION 4. Workers' Compensation

Proof of Workers' Compensation Insurance or Certification shall be provided with all applications where applicable per Arkansas Workers' Compensation Insurance or Certification laws. Permit holder will provide proof of Workers' Compensation Insurance.

SECTION 5. "Employee" defined.

"Employee" as used in this Code is defined as an individual who is employed by any person, firm or corporation under a contract or agreement of service.

SECTION 6. Twelve-month period.

A refund of the amount of the permit fee herein provided for herein, which permit fee of the Planning & Construction Department, City of Los Angeles, California, shall be paid to the applicant within the first six (6) months of the term of the permit.

SECTION 7. Permit; issuance; posting; not transferable.

A refund of the amount of the permit fee herein provided for herein, which permit fee of the Planning & Construction Department, City of Los Angeles, California, shall be paid to the applicant within the first six (6) months of the term of the permit.

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SECTION 9. Penalties.

Permit fee amount of permit. \$100.00 shall be assessed for each year of the permit. If the permit is not renewed, the fee shall be assessed for the longer period of the permit.

Each owner, partner, officer and/or firm member or any business or corporation required by this article to be permitted will be jointly and severally responsible for the following:

SECTION 10. Enforcement clause.

It is hereby declared a misdemeanor for any person, firm or corporation carrying on a business, profession or occupation within the City of Cherokee Village who fails and/or refuses to comply with any of the provisions of this Ordinance and upon conviction shall be fined in an amount of not less than Two hundred (\$200.00) dollars nor more than Five hundred (\$500.00) dollars for each separate violation.

SECTION 11. Penalties.

There is hereby adopted a permit fee of Forty Dollars (\$40.00) per year per business. If an individual, person, firm, partnership, company or corporation has more than one business, additional business will be assessed a permit fee of Twenty Dollars (\$20.00) per business. The permit fee may be amended, changed or corrected by the Planning Commission and presented to the City Council for approval.