

ORDINANCE NO. 4

An Ordinance entitled "AN ORDINANCE PROVIDING FOR THE IMPOSITION OF A LICENSE TAX UPON THE BUSINESSES OF A MERCHANT, MERCANTILE AGENT, ITINERANT MERCHANT AND PEDDLER; ESTABLISHING THE METHOD OF ISSUING SAID LICENSES AND PROVIDING FOR THE ENFORCEMENT OF THE PROVISIONS OF THIS ORDINANCE," was, upon motion, duly seconded, read for the third time. It was thereupon moved and seconded that said Ordinance was duly passed, receiving the unanimous vote of all Aldermen who voted in favor of the passage of said Ordinance, the said Ordinance being set forth in words and figures, as set forth herein, to-wit:

AN ORDINANCE PROVIDING FOR THE IMPOSITION OF A LICENSE TAX UPON THE BUSINESSES OF A MERCHANT, MERCANTILE AGENT, ITINERANT MERCHANT AND PEDDLER; ESTABLISHING THE METHOD OF ISSUING SAID LICENSES AND PROVIDING FOR THE ENFORCEMENT OF THE PROVISIONS OF THIS ORDINANCE.

Be it ordained by the Board of Aldermen of the City of Portage Des Sioux, St. Charles County, State of Missouri, as follows:

ORDINANCE NO. 4

SECTION I.

No individual firm, association, partnership, company or corporation, either as principal or agent, shall pursue, conduct or carry on the business of a merchant, mercantile agent, itinerant merchant or peddler as these said terms are defined herein without first obtaining from the City Clerk a license authorizing such person so to do. Said license is to be obtained from the City Clerk upon presentation to him by the applicant of a receipt from the City Treasurer showing that the license tax hereinafter fixed on the business that such a person applies for a license for has been paid.

SECTION II.

For the purposes of this Ordinance the word "Person" shall include individuals, firms, associations, partnerships, companies and corporations.

SECTION III.

Every person to whom a license is issued under the provisions of this Ordinance shall at all times keep the same conspicuously posted in his place of business.

SECTION IV.

It shall be the duty of the City Clerk to keep an accurate list of all licenses issued by him under the provisions of this Ordinance in such form as will clearly show what licenses are in force, to whom issued, and the occupation or business and the term for which issued.

SECTION V.

All licenses issued under the provisions of this Ordinance shall be issued for the period commencing on the first day of July and ending on the last date of June of the year next following the date of such license.

For any license issued after the first day of January, one-half of the amount of the license tax hereinafter set out as governing the business for which such license is issued shall be levied and collected.

SECTION VI.

Prosecution and proceedings in the Police Court of the City for violation of the provisions of this Ordinance may be had as in cases of violation of other Ordinances of this City but no prosecution in such Police Court shall be a bar to a suit by the City in any court of competent jurisdiction for

the collection of any such license tax due the City under the provisions of this Ordinance as a debt.

SECTION VII.

No license provided for in this Ordinance shall be issued until the amount prescribed therefor shall have been paid and no license shall be assigned or transferred except by permission of the Board of Aldermen which permission may be given only in case the licensee sells his stock of goods to a person continuing the business at the same place.

SECTION VIII.

All licenses shall be on forms provided by the City Clerk and shall be signed by the Chairman of the Board of Aldermen attested by the City Clerk and sealed with the seal of the City.

SECTION IX.

When two or more businesses are operated together at the same place or stand by the same person, such person shall be required to pay but one license tax under the provisions of this Ordinance.

SECTION X.

Where any person is prohibited from carrying on the business of a merchant, mercantile agent, itinerant merchant or peddler without paying for and obtaining a license therefor as herein provided, it shall be unlawful for any servant, agent, officer or employee of such person to conduct or carry on, or aid in conducting or carrying on such business for which the required license has not first been obtained.

SECTION XI.

It shall be the duty of the City Marshal to aid in the enforcement of this Ordinance and to promptly report any vio-

lation thereof to the City Clerk. The Marshal shall have authority to enter any place where any mercantile business or itinerant mercantile business is being conducted for the purpose of examining and ascertaining whether this Ordinance is being violated.

SECTION XII.

Every person carrying on or engaging in the business or occupation of a mercantile agent in this City shall pay a license tax of five (\$5.00) Dollars per year.

Every person who shall go from place to place within this City and shall take orders for goods, wares or merchandise for future delivery, either by himself or some other person or persons shall be deemed a mercantile agent within the meaning of this Ordinance. Provided, however, that this section shall not be construed as to require a license tax on any interstate commerce business.

SECTION XIII.

Any person carrying on or engaging in the business or occupation of a peddler or hawker within the confines of this City shall pay a license tax of Five (\$5.00) Dollars per year. The words "peddler" and "hawker" are deemed synonymous. And whoever shall deal in the selling of goods, wares and merchandise other than pianos, organs, sewing machines, books, charts, maps and stationery, agricultural and horticultural products, including milk, butter, eggs and cheese, raised or grown by the person selling the same on his own farm, by going about from place to place within this City to sell the same shall be deemed to be a peddler within the meaning of this section.

SECTION XIV.

Whoever shall deal in the selling of goods, wares or

Enacted _____

MAYOR

ATTEST:

CLERK

CLERK

ALDERMEN