

~~\$100,000.00 for injury or death to one person and \$300,000.00 for injury or death to more than one person in any one accident. In the event the applicant is covered by the Workers' Compensation Law of the state, such applicant shall furnish evidence of insurance in accordance with statutory requirements. Such policy of insurance shall indemnify the applicant for any liability to persons with whom he is transacting business and their property, in the above amounts in addition to the public liability above specified. The certificate of insurance shall be approved as to form and content by the City Attorney. Upon cancellation or expiration of the required insurance, the City Clerk shall notify the licensee in writing and such licensee shall forthwith cease and desist from engaging in the business described in this article.
(Ord. 2026, passed 1-22-68)~~

ARTICLE VII. INITIAL MERCHANTS

§ 12-46 "INITIAL MERCHANT" DEFINED.

For the purpose of this article, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

INITIAL MERCHANT. Any person engaging initially in the sales of goods, wares or merchandise and who, for the purpose of conducting such business, occupies either in whole or in part, a room, building, structure or vacant property for the exhibition and sale of such goods, wares and merchandise. The provisions of this article shall not apply to commercial travelers making sales to dealers or selling agents in the usual course of business for resale nor to merchants having regularly established places of business within the City for incidental or temporary sales or deliveries from trucks or railroad cars; nor to any sales of goods, wares or merchandise during the continuance of any annual fair; nor to any sales by societies acting for charitable or religious purposes.
(Ord. 1876, passed 11-18-65)

§ 12-46.1 TRANSACTING BUSINESS ON NONRESIDENTIAL PRIVATE PROPERTY.

It shall be unlawful for any private property owner of nonresidential private property in the city to authorize a peddler or solicitor, whether by lease or otherwise, to transact or attempt to transact business on private property in the City unless the private property owner first obtains a copy of the current license required by this article hereof and issued to the peddler or solicitor. The private property owner shall be required to produce, upon demand of the authorized agents of the City, a copy of such license.
(Ord. 3187, passed 11-11-91)

Cross-reference:

Peddlers, solicitors and transient merchants, see Ch. 34

§ 12-47 WHEN PERSON DEEMED ENGAGED INITIALLY IN SALES.

Any person shall be considered as engaging initially in sale of goods, wares or merchandise until December 31 of the year in which the initial merchants license is issued.
(Ord. 1876, passed 11-18-65)

§ 12-48 LICENSE REQUIRED.

Every merchant before opening or operating, or both, a mercantile establishment in the City, or before advertising or exposing his goods, wares or merchandise for sale, shall procure from the City Clerk an initial merchants license.
(Ord. 1876, passed 11-18-65)

§ 12-49 SAME — APPLICATION.

Application for an initial merchants license shall be made in writing on forms furnished by the City Clerk and shall contain the following statements under oath. Any false statements of false affirmations made in connection with an application for initial merchants license shall be cause for revocation of such license.

§ 12-50 LICENSE REQUIRED — REFERRAL FOR INVESTIGATION; ISSUANCE.

All applications filed as provided in this article shall be referred to the appropriate departments such as Building Inspections, Police Department, Fire Department or Department of Public Health for investigation. The departments shall determine that the applicant has complied with all requirements of the City for the operation of the business. Upon approval of the application by the aforementioned departments, the City Clerk shall issue the license, provided the applicant has complied with all sections of this article, this code or any other laws or ordinance applying to the applicant.
(Ord. 1876, passed 11-18-65)

§ 12-51 SAME — FEES.

(a) License fees for each new business shall be collected by the City Clerk upon application for an initial merchants license. This fee is not refundable or transferable to any person.

(b) In case the business to be conducted is a food establishment, or any establishment for which an annual license is required under provisions of this code or any other ordinance of the City, the applicant shall also file an application for such annual license.

(c) License fees shall be as specified in Chapter 26 of this code of ordinances.
(Ord. 1876, passed 11-18-65)

§ 12-52 LICENSES FOR BRANCH STORES.

Persons who own or operate established businesses in the City and who shall desire to open and operate branch stores or branch places of business of such established and licensed business shall first make application for branch licenses for such branch store or branch places of business to the City Clerk before opening or operating same. No such branch license shall be issued by the City Clerk until the application for such branch license shall have been approved by the City Clerk. A branch license fee in an amount specified in Chapter 26 of

this code shall be collected by the City Clerk before issuing a branch license as provided for in this section.

(Ord. 1876, passed 11-18-65)

§ 12-53 PROVISIONS NOT TO AFFECT REQUIREMENTS AS TO BONDS.

This article shall not affect or dispense with any requirement in this code or in any other ordinance of the City requiring bonds in case of certain businesses and certain sales of merchandise.

(Ord. 1876, passed 11-18-65)

**ARTICLE VIII. JUNK DEALERS,
SECONDHAND DEALERS, PAWNBROKERS
AND THE LIKE**

DIVISION 1. GENERALLY

§ 12-53.1 COMPLIANCE; STATE LAW ADOPTED.

It shall be unlawful for any person, corporation, partnership, copartnership or firm, to engage in the business of pawnbroker, secondhand dealer, junk dealer, auto salvage dealer or scrap iron and metal processor or recycler in the City without first paying a license application fee as fixed by Chapter 26 of this code, securing a license and otherwise complying with this article and the regulations of MSA §§ 19.581 et seq., 19.711 et seq., 19.720(1) et seq., and 19.740(1) et seq., which provisions are hereby incorporated by reference as a part of this article.
(Ord. 137, passed 9-18-17; Am. Ord. 2338, passed 11-30-70; Am. Ord. 2945, passed 3-11-85)

§§ 12-53.2 - 12-53.7 RESERVED.