

ORDINANCE NO. 1049

**AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON,
RELATING TO BUSINESS LICENSE PROCEDURES AND AMENDING
SECTION 5.01.080 AND 5.01.090 OF THE GIG HARBOR MUNICIPAL
CODE TO PROVIDE FOR THE STATE OF WASHINGTON
DEPARTMENT OF LICENSING TO ACCEPT BUSINESS LICENSE
APPLICATIONS AND RENEWALS ON BEHALF OF THE CITY OF GIG
HARBOR, AMENDING THE EXPIRATION DATE OF LICENSES, AND
AMENDING THE PENALTY FOR LATE RENEWALS.**

WHEREAS, in an order to improve customer service to businesses, the Gig Harbor City Council has authorized an agreement with the Washington State Department of Licensing's Master Licensing Services; and

WHEREAS, this partnership will provide city businesses a unified licensing process; and

WHEREAS, MLS uses a common expiration date for all business licenses and so businesses will receive a combined annual renewal notice for the city license; and

WHEREAS, in order to reflect this change in business licensing procedures it is necessary to amend the municipal code; and

WHEREAS, the City Council acted on this Ordinance during its regular meeting of June 26, 2006; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. Sections 5.01.080 and 5.01.090 of the Gig Harbor Municipal Code are hereby amended to read as follows:

5.01.080 Application procedure.

A. Any new non-exempt business shall make application for a business license prior to commencing business in the city. Application for license shall be accomplished by filing a Master Application through the state Department of Licensing's Master License Service, in coordination with the city license officer. Persons applying for a license must pay a fee as established by the city council by periodic resolution, and the Master License Service's handling fee.

A. B. The city license officer is authorized to prepare a schedule of fees for general business licenses issued, and when approved by the city council by resolution, such schedule shall govern the amount of the city license fee.

C. B. Application for a business license shall be made either at the City of Gig Harbor or with the State of Washington Department of Licensing, at the office of the city license officer on a form to be furnished for that purpose and shall be accompanied by the proper fee. Each application submitted in person or by mail shall be signed by the person, or other authorized representative of the firm or corporation to be licensed. If an application is denied, the city business license fee shall be returned to the applicant.

D. C. No license shall be issued until the application has been fully completed and all applicable ordinances have been fully complied with. In addition, any business requiring a state or federal license shall obtain said licenses and provide the city with proof of their issuance with the application prior to the issuance of a city business license or any renewal thereof.

D. City business licenses shall be granted annually and have an expiration date as determined by the State of Washington Department of Licensing in cooperation with the City, but shall have a term of at least one year. The license term or expiration date will be coordinated with the terms or expiration date of all other licenses or permits required by the State for each license. and due July 1st. If a new business application is made within six months of the date fixed for expiration, the fee shall be one-half the annual fee.

5.01.090 Renewal.

A. All businesses shall renew their business license each year. Businesses must pay a renewal fee as established by the city council by periodic resolution, and the Master License Service's processing fee.

B. If any license issued under this chapter is not renewed by the date of expiration of the existing license, then a new application must be submitted and accompanied by a fee of 50 percent of the amount of the combined licensing fees due, up to \$150 maximum.

Applications for renewal of business licenses must be completed and returned to the city license officer, together with the renewal fee, prior to July 1st of each year. The city license officer shall send a renewal notice to each licensee at the last address provided to the city. Failure of the licensee to receive any such form shall not excuse the licensee from

~~making application for and securing the required renewal license, or from payment of the license fee when and as due hereunder. A business license shall expire on July 1st of the year following issuance, if not renewed as described herein. A penalty of \$5.00 per month, which shall not be prorated, shall be assessed on any delinquent license renewal which has not been paid on or before August 1st of any year.~~

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Effective Date. This ordinance shall take effect and be in full force five (5) days after publication of a summary, consisting of the title.

PASSED by the Gig Harbor City Council and the Mayor of the City of Gig Harbor this 26th day of June, 2006.

CITY OF GIG HARBOR

CHARLES L. HUNTER, MAYOR

ATTEST/AUTHENTICATED:

By: _____
MOLLY TOWSLEE, CITY CLERK

APPROVED AS TO FORM:

By: _____
CAROL A. MORRIS, CITY ATTORNEY

FILED WITH CITY CLERK: 6/7/06
DATE PASSED: 6/26/06
DATE OF PUBLICATION: 7/5/06
EFFECTIVE DATE: 7/10/06