

**CITY OF WHEAT RIDGE, COLORADO
INTRODUCED BY COUNCIL MEMBER ROTOLA
Council Bill No. 17
Ordinance No. 1443**

Series 2009

TITLE: AN ORDINANCE AMENDING SECTION 11-22 OF THE WHEAT RIDGE CODE OF LAWS CONCERNING CONDUCTING BUSINESS WITHIN THE CITY WITHOUT A VALID BUSINESS LICENSE.

WHEREAS, the City Council ("Council") of the City of Wheat Ridge, Colorado ("City") has authority to enact ordinances for the protection of public health, safety and welfare; and

WHEREAS, exercising this authority, the Council has previously enacted Chapter 11, Article II, Section 11-22 of the Wheat Ridge Code of Laws ("Code") concerning conducting business within the City without a valid business license; and

WHEREAS, licensing businesses conducting business within the City is necessary to allow the City to keep records of tax which may be owed, as well as generally keep records of the businesses operating in the City; and

WHEREAS, the Council wishes to amend Section 11-22 of the Code to clarify that conducting business within the City without a valid business license is a violation of the Code, generally, and may be punishable as set forth in Chapter 1 of the Code; and

WHEREAS, the Council believes that such clarification will aid in the prosecution of business owners who fail to obtain a license prior to conducting business in the City.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WHEAT RIDGE, COLORADO:

Section 1. Section 11-22 is amended to read as follows:

It shall be a violation of the City Code to conduct business within the city without a valid business license unless specifically exempted from the provision of this article. A BUSINESS LICENSE SHALL BE CONSIDERED VALID IF IT IS CURRENT AND COMPLIES WITH THE REQUIREMENTS OF THE CITY CODE. PENALTIES FOR VIOLATIONS OF THIS SECTION SHALL BE AS SET FORTH IN SECTIONS 1-5 AND 1-6 OF THE CITY CODE. Each day that a business is conducted in violation of the City Code shall be a separate offense. ~~Any violation of this article shall be subject to any of the remedies as provided by section 22-46 of this Code of Laws.~~

Section 2. Severability, Conflicting Ordinances Repealed. If any section, subsection or clause of this Ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected thereby. All other ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.


Section 3. Effective Date. This Ordinance shall take effect fifteen (15) days after final publication, as provided by Section 5.11 of the Charter.

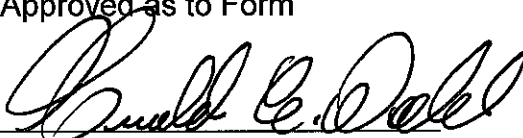
INTRODUCED, READ, AND ADOPTED on first reading by a vote of 7 to 1 on this 13th day of July, 2009, ordered published in full in a newspaper of general circulation in the City of Wheat Ridge, and Public Hearing and consideration on final passage set for **Monday, July 27, 2009** at 7:00 p.m., in the Council Chambers, 7500 West 29th Avenue, Wheat Ridge, Colorado.

READ, ADOPTED AND ORDERED PUBLISHED on second and final reading by a vote of 6 to 2, this 3rd day of August, 2009.

SIGNED by the Mayor on this 3rd day of August, 2009.


Jerry DiTullio, Mayor

ATTEST:

Michael Snow, City Clerk

Approved as to Form

Gerald E. Dahl, City Attorney

First Publication: July 16, 2009
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Wheat Ridge Transcript
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