

1 TOWN OF FAIRMOUNT HEIGHTS, MARYLAND

2  
3 2000-2001 Legislative Session

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5 Ordinance No. O-03-00  
6 Introduced By: Town Council  
7 Co-Sponsor:  
8 Session: Regular Session  
9 Date of Introduction: July 19, 2000

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11 EMERGENCY ORDINANCE

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13 An Emergency Ordinance of the Town Council of Fairmount Heights, Maryland Amending  
14 Chapter VII, Licenses, Permits and Miscellaneous Business Regulations, of the Code of  
15 Ordinances of the Town of Fairmount Heights, Adding One Section Establishing a Fee Schedule  
16 For Business Licenses, and Adding One Section Establishing Penalties for Noncompliance.

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18 WHEREAS, pursuant to Article 23-A of the Annotated Code of Maryland, and as per the  
19 Town of Fairmount Heights, Maryland Charter Article V General Powers, Section 21, Fees and  
20 Charges, and Article V Section 33, Licenses, the Town of Fairmount Heights (the Town) has the  
21 authority to set fees for business licenses, and to pass such ordinances as it deems necessary to  
22 protect and preserve peace and good order, and to protect the health, comfort and convenience of  
23 the citizens of the Town; and

24 WHEREAS, pursuant to this authority, the Town enacted Chapter VII, Licenses Permits  
25 and Miscellaneous Business Regulations of the Code of Ordinances of the Town of Fairmount  
26 Heights; and

27 WHEREAS, upon review of Chapter VII, Licenses, Permits and Miscellaneous Business  
28 Regulations of the Code of Ordinances of the Town of Fairmount Heights, the Town Council has  
29 determined that it would be in the Town's best interest to add a fee schedule and establish  
30 appropriate penalties for noncompliance with the licensing rules and regulations contained therein.

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32 NOW THEREFORE, BE IT ORDAINED AND ENACTED, by the Town Council of  
33 the Town of Fairmount Heights, sitting in Regular Session the 19th day of July, 2000, that  
34 Chapter VII, Licenses, Permits and Miscellaneous Business Regulations is hereby amended by  
35 adding the following sections to read as follows:

36 § 7-109. License Year; Fees.

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39 (A) The license year shall begin July 1 and extend to include June 30. Accordingly, all  
40 Businesses shall receive notice that business licenses issued pursuant to this Chapter shall  
41 terminate on June 30 of each year.

42 (B) The fee in each case shall be set forth from time to time by Ordinance of the Town  
43 Council and Made a Part of this Section.

(C) The License Fee Schedule Shall Be As Follows:

1. <u>Business with Entertainment</u>	<u>\$100</u>
2. <u>Nursery Schools/Day Care</u>	<u>75</u>
3. <u>Liquor Stores</u>	<u>500</u>
4. <u>Carry Out</u>	<u>250</u>
5. <u>Restaurant</u>	<u>250</u>
6. <u>Laundromat</u>	<u>75</u>
7. <u>Cleaners</u>	<u>75</u>
8. <u>Barber Shop</u>	<u>75</u>
9. <u>Beauty Shop</u>	<u>75</u>
10. <u>Professional Occupations</u>	<u>75</u>
11. <u>Bail Bonds</u>	<u>100</u>
12. <u>Filling Stations/Auto Repair/Auto Parts</u>	<u>500</u>
13. <u>One Day Fee</u>	<u>25</u>
14. <u>Non refundable Annual Application Fee</u>	<u>35</u>
15. <u>All Other Business Categories</u>	<u>75</u>

- (D) Proration of fees. The fee for any business begun after the first quarter of the license year shall be prorated on a quarterly basis, with fees to be paid as follows:
- (1) July 1 through September 30: one hundred percent (100%) of the annual fee.
  - (2) October 1 through December 31: seventy-five percent (75%) of the annual fee.
  - (3) January 1 through March 31: fifty percent (50%) of the annual fee.
  - (4) April 1 through June 30: Twenty-five percent (25%) of the annual fee.

§7-110. (A) Failure to obtain a license or permit required by this chapter shall be **CITED AS A MUNICIPAL INFRACTION, SUBJECT TO A FINE OF ONE HUNDRED DOLLARS (\$100.00) PAYABLE TO THE MUNICIPALITY BY THE PERSON CHARGED IN THE CITATION WITHIN TWENTY (20) CALENDARS OF THE SUMMONS. EACH DAY IN WHICH A BUSINESS CONTINUED TO OPERATE WITHOUT A LICENSE AFTER NOTICE IS GIVEN OF THE NEED FOR A LICENSE, SHALL BE DEEMED A SEPARATE OFFENSE.**

(B) In addition, any business or profession operating in the Town without having first obtained a license shall, upon discovery, be required to pay the full fee required, regardless of the time operation began.

(C) **Failure to pay the applicable business license fees and/or fines shall result in the issuance of a Stop Work Order requiring that the business cease operations immediately.**

**BE IT FURTHER ORDAINED AND ENACTED** that this Ordinance shall become effective immediately following approval by the Town Council.

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Date approved: July 19, 2000

Attest:

Alva G. Fields

Alva Fields, Clerk/Recording Secretary

**Town Council of Fairmount Heights, Maryland**

Johnnie R. Saxton

Johnnie R. Saxton, Mayor

Kenneth Holmes

Kenneth Holmes, Vice Mayor

Patricia King-Adams

Patricia King-Adams, Council Member

W. Arlene Hagans

W. Arlene Hagans, Council Member

Edward Jordan

Edward Jordan, Council Member

Lillie T. Martin

Lillie T. Martin, Council Member

Richard C. Saxon

Richard Saxon, Council Member