

ORDINANCE 4275

TO AMEND HARTSVILLE CITY CODE CHAPTER 14 "BUSINESSES" ARTICLE II "BUSINESS LICENSE PROGRAM" SECTION 14-36 "REGISTRATION REQUIRED" BY THE ADDITION OF ITEM (D); AND SECTION 14-39 "DISPLAY AND TRANSFER" BY THE ADDITION OF DECAL LANGUAGE.

WHEREAS, the Hartsville City Council has determined the need to implement a system that would allow contractors to easily be identified on the job sites; and,

WHEREAS, city staff has researched several methods and determined that the most efficient way to identify compliant contractors would be license decals affixed to their vehicles.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the City of Hartsville that the City of Hartsville City Code is hereby amended to read as follows:

Chapter 14. Businesses.
Article II. Business License Program.
Section 14-36. Registration Required.
Section 14-39. Display and Transfer.

{Both Sections in their entirety are below with amendments highlighted in yellow}

Sec. 14-36. – Registration Required.

(a) The owner, agent or legal representative of every business subject to this article, whether listed in the classification index or not, shall register the business and make application for a license on or before the due date of each year; provided, a new business shall be required to have a license prior to operation within the city. A license for a bar (NAICS 722410) must be issued in the name of the person who has been issued an alcohol, beer or wine permit or license by the State of South Carolina and will have actual control and management of the business.

(b) The application shall be on a form provided by the license official which shall contain the social security number and/or the federal employer's identification number, the business name as reported on the South Carolina income tax return, and all information about the applicant, the licensee, and the business deemed appropriate to carry out the purpose of this article by the license official. Applicants may be required to submit copies of portions of state and federal income tax returns reflecting gross income figures.

(c) The applicant shall certify under oath that the information given in the application is true, that the gross income is accurately reported, or estimated for a new business, without any unauthorized deductions, and that all assessments, personal property taxes on business property and other monies due and payable to the city have been paid.

(d) License decals shall be required on each vehicle for electrical, plumbing, mechanical, general, landscaping, or service contractor who shall individually or through an entity or other person construct, service, or repair buildings of any type within the City. Decals shall be purchased with license renewals beginning January 1, 2017. License decals shall be issued annually by the City at a cost of \$3.00 per decal.

Sec. 14-39. - Display and transfer.

(a) All persons shall display the license issued to them on the original form provided by the license official in a conspicuous place in the business establishment at the address shown on the license. Contractors required to have decals shall display decals conspicuously at a location approved by staff on each and every vehicle at the job site used in performance of construction or service trades in the City. A transient or non-resident, that is not a contractor, shall carry the license upon his person or in a vehicle used in the business readily available for inspection by any authorized agent of the city.

(b) A change of address must be reported to the license official within ten days after removal of the business to a new location and the license will be valid at the new address upon written notification by the license official and compliance with zoning and building codes. Failure to obtain the approval of the license official for a change of address shall invalidate the license and subject the licensee to prosecution for doing business without a license.

(c) A license shall not be transferable and a transfer of controlling interest in a business shall be considered a termination of the old business and the establishment of a new business requiring a new license, based on old business income.

ORDAINED IN MEETING DULY ADVERTISED AND ASSEMBLED, on the __th day of _____, 20xx,
and to become effective immediately upon final reading.

Carl M. (Mel) Pennington IV, Mayor

ATTEST: _____
Sherron L. Skipper, City Clerk

First Reading: 12/13/2016
Public Hearing:
Final Reading: