**CHAPTER 110: BUSINESS REGISTRATION**

Section

110.01 Registration required

110.02 Fee

110.03 Approval of City Recorder

110.04 Information included on registration

110.05 Transfer

110.06 Registration required for each business

110.07 Registration periods for certain businesses

110.08 Revocation; suspension

110.09 Card playing

**110.01   REGISTRATION REQUIRED**

Any individual, firm, company or corporation that engages in or operates for gain any business, trade, profession or calling must register with the City and pay required fees.

A person who carries on or engages in a business that is illegal under applicable City, state, or federal laws is prohibited from being issued a business license.

As used in this Section, “person” means domestic or foreign corporations, cooperative corporations, associations, syndicates, partnerships, limited liability companies, professional liability companies, joint ventures, non-profits, individuals, or groups of individuals.

As used in this section, “business” means any profession, trade, or occupation carried on for a livelihood or profit, unless specifically exempted from a business license requirement under this Code or by other state or federal law.

This prohibition does not apply to a medical marijuana facility registered with the Oregon Health Authority pursuant to ORS 475.300-475.346, provided the facility is in compliance with location and zoning requirements described in Oregon Administrative Rules (OAR) 333-008-1020 and OAR 333-0089-1110, and any other restrictions on time, place, and manner of operation imposed by the City of Weston.

Violation of this section is a class “A” violation as defined in ORS Chapter 153.

(Prior Code, Section 2-101) Penalty, see Section 10.99

**SECTION 2 DECLARATION OF EMERGENCY**

This Ordinance being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this Ordinance shall take effect on its passage

(Revised and Approved on June 10, 2015)

**110.02   FEE**

Business registration fees are established by the City Council and shall be provided in the City Fee Schedule. All fees associated with the registration must be paid at the time of application. No application shall be processed until the fees have been paid to the city.

(Prior Code, Section 2-102)

**110.03  APPROVAL OF CITY**

All applications for registration and renewal of registration require approval of the City Recorder.

Registration applicants may submit a written request to the City Recorder for a temporary registration not to exceed sixty (60) days. The written request must describe the circumstances that prompted the request. The applicant must file the normal application and pay the associated fees prior to making the temporary registration request.

(Prior Code, Section 2-103)

**110.04   INFORMATION INCLUDED ON REGISTRATION**

Every registration issued shall bear the name of the person, firm, company or corporation to whom it is issued, the activity being registered, and the location at which the registrant will be engaged in the activity covered in the registration.

Every registration shall provide primary and secondary after-hours emergency contact information to the City Hall. All hazardous material and/or items that may pose a risk to public safety during daily operations, natural disaster or structure fire will be reported in writing to appropriate public safety agencies.

(Prior Code, Section 2-104); Penalty, see Section 10.99

**110.05  TRANSFER**

No registration issued hereunder shall be transferable to any other person, firm, company or corporation. No one shall conduct a business for which registration is required at the location indicated on the registration issued except the person, firm or corporation to whom the registration has been issued.

Violation of this section shall be a class “A” violation as defined in ORS Chapter 153.

(Prior Code, Section 2-105); Penalty, see Section 10.99

**110.06  REGISTRATION REQUIRED FOR EACH BUSINESS**

Where more than one business, trade or calling is carried on by an individual, firm, company or corporation, for which registration is required herein, registration shall be obtained for each business, trade, calling or employment.

(Prior Code, Section 2-106); Penalty, see Section 10.99

**110.07  REGISTRATION PERIODS FOR CERTAIN BUSINESSES**

Registration for all business, trades or professions shall be issued for a period of one (1) year and shall expire on the last day of June of each year.

(Prior Code, Section 2-107); Penalty, see Section 10.99

**110.08   REVOCATION; SUSPENSION**

1. Revocation: The City Council may revoke any registration issued under this chapter if the registrant has been found guilty of violating these or any other provisions of the Code, or of any state or federal law, or when in the opinion of the City Council the conduct of any business, occupation or employment is contrary to public health, safety or welfare or is conducted in other than an orderly manner and without proper supervision by the registrant. The reason or reasons for the revocation shall be recorded in the meeting minutes of the City Council.

Any registrant for whom the Council is considering revocation shall be provided with notice and an opportunity for a hearing. Notice shall be given by the City Recorder in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepaid, to the registrant at his or her last known address at least five (5) days prior to the date set for the hearing, or shall be delivered by an authorized City official at least three (3) days prior to the date set for the hearing.

Following the hearing, the City Council shall make a determination on the revocation, which determination shall be final.

(B) Suspension: At the discretion of the City Council or Municipal Court, in addition to any fine, the operation of any business, calling or occupation by a person in violation of this chapter may be suspended for up to (60) days for each violation.

(C) Suspension for Public Safety: City law enforcement or Code enforcement personnel may administratively order a temporary suspension up to sixty (60)-days of any registration upon reasonable finding that a business engages in activities outside the scope of its registration or which may pose a risk to public safety; or if there are five (5) or more calls for law enforcement service at the registration location within a sixty (60)day period; or the severity of circumstances requiring the calls for service may negatively impact human safety, the livability of the city, or health and safety concerns.

If a temporary suspension is ordered under this Section, the registrant will be required to provide to the City Council written documentation of their plans to mitigate the circumstances causing the suspension. The City Council will consider the documentation and shall determine whether to continue or terminate the suspension, or whether the registration should be revoked.

(Prior Code, Sections 2-109, 2-110)

**110.09   CARD PLAYING**

No places where cards are played shall contain booths or private rooms and all doors leading into such place shall be unlocked whenever cards are being played or the place is open for business.

(Prior Code, Section 2-108); Penalty, see Section 10.99