

ORDINANCE NO. 1384

AN ORDINANCE OF THE CITY OF RUSTON, WASHINGTON, RELATING TO BUSINESS LICENSES, AMENDING 5.05.010 OF THE RUSTON MUNICIPAL CODE TO CLARIFY THAT THIS CHAPTER DOES NOT APPLY TO ADULT CABARET LICENSES, TO REMOVE FEES FROM THIS CHAPTER, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in accordance with RCW 35.27.370, the City has the authority to issue business licenses; and

WHEREAS, Chapter 5.05 of the Ruston Municipal Code establishes the City's business licensing requirements and fees; and

WHEREAS, the City Council recently adopted Ordinance 1383 establishing a comprehensive licensing ordinance regarding adult entertainment businesses in a new Chapter 5.11 RMC; and

WHEREAS, in order to ensure consistency in the code, licensing requirements contained in Chapter 5.05 RMC which may be read to apply to adult entertainment businesses should be removed; and

WHEREAS, on October 2, 2012, the Town of Ruston reclassified into a code city under Title 35A RCW and is now known as the "City of Ruston"; and

WHEREAS, as sections of the Ruston Municipal Code are updated, the word City should be used in place of Town; and

WHEREAS, on November 6, 2012, the City Council held the first reading on this Ordinance; and

WHEREAS, on November 20, 2012, the City Council adopted this Ordinance during its regular meeting at second reading; NOW, THEREFORE

THE CITY COUNCIL OF THE CITY OF RUSTON DO ORDAIN AS FOLLOWS:

Section 1. Section 5.05.010 of the Ruston Municipal Code is hereby amended to read as follows:

5.05.010 - Miscellaneous businesses.

A. Every person, corporation, partnership or other organization conducting business in the City Town of Ruston shall, before commencing such business, obtain from the City Town Clerk a license and pay the fee therefor in accordance with the ~~following~~ schedule established by resolution of the City Council provided, that all licenses shall expire at midnight on the thirty-first day of December of each year, unless earlier revoked as herein provided, and if application be made at any time after January 1st of any year, the license shall be issued only to and including December 31st, and the fee shall be the same as for an entire year.

Cabaret	Amount established by Council resolution
Cabaret (single 24-hour period)	Amount established by Council resolution
Peddling or hawking	Amount established by Council resolution
Selling used autos	Amount established by Council resolution
Wrecking autos	Amount established by Council resolution
Other businesses:	Amount established by Council resolution

The term "cabaret" as used in this chapter means any establishment licensed for the sale of beer, wine or other alcoholic liquor, where entertainment or music other than by phonograph, radio or television is provided, or where dancing by patrons is permitted. The term "cabaret" as used in this chapter specifically excludes "adult cabaret" or any other form of adult entertainment business as defined in Chapter 5.11 of the Ruston Municipal Code.

B. One-day business licenses for special events. When the City Town issues a permit under Chapter 14.04 of the Ruston Municipal Code, or when the City Town Council by resolution recognizes a community event as a special event for the purposes of this section, then any person, corporation, partnership or other organization seeking to conduct business in the City Town of Ruston as part of that special event shall, before commencing such business, obtain from the City Town

Clerk a one-day special event business license and pay the fee therefor which is established at ~~\$10.00~~ by resolution of the City Council.

Section 2. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be 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. Publication. This Ordinance shall be published by an approved summary consisting of the title.

Section 4. Effective Date. This Ordinance shall be effective five days after publication as provided by law.

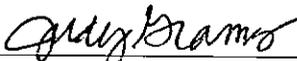
ADOPTED by the City Council of the City of Ruston and attested by the City Clerk in authentication of such passage on this 20th day of November, 2012.

APPROVED by the Mayor this 20th day of November, 2012.



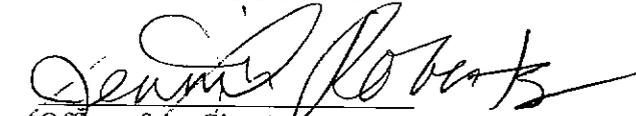
Bruce Hopkins, Mayor

ATTEST/AUTHENTICATED:



Judy Grams, City Clerk

APPROVED AS TO FORM:



Office of the City Attorney

FILED WITH THE CITY CLERK: _____

PASSED BY THE CITY COUNCIL: _____

PUBLISHED: _____

EFFECTIVE DATE: _____

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