

CHAPTER 9.

LICENSES.

For state law as to authority of city to impose license taxes on certain businesses, etc., see W. Va. Code, § 8-13-4, as modified by W. Va. Code, § 11-12-4.

As to tax imposed on purchase prices of intoxicating liquor sold at state stores, see § 3-1 of this Code. As to nonintoxicating beer licenses, see §§ 3-2 to 3-5. As to alcoholic beverage tax for private clubs licensed by state, see §§ 3-6 to 3-9. As to dog licenses generally, see §§ 4-6 to 4-8. As to finance and taxation generally, see ch. 6. As to business and occupation tax, see §§ 6-6 to 6-28. As to permits for mobile homes, see § 10-2. As to permit for parades, processions and meetings, see §§ 15-2, 15-3. As to issuance, term and display of permit for solicitors and canvassers, see § 16-3. As to permit for excavations, see §§ 17-6 to 17-8. As to permit for connection to municipal sewer, see § 18-2.

- § 9-1. Required; fees.
- § 9-2. Application and issuance.
- § 9-3. Term.
- § 9-4. Conditions precedent to doing business.
- § 9-5. Assignment.
- § 9-6. Definitions; exceptions.
- § 9-7. Violations; penalty.

Sec. 9-1. Required; fees.

No person shall, without a municipal license, engage in or prosecute, within the corporate limits of the city, any of the businesses, activities, trades or employments or exercise any of the privileges named or contemplated in the following list; and the license fees hereinafter specified are hereby levied on every person engaging in or prosecuting any such businesses, activities, trades or employments or exercising any of the privileges named or contemplated:

- (1) Hotel, eating place or restaurant--Annual license fee, \$10.00.
- (2) Private banker or money broker--Annual license fee, \$50.00.
- (3) Pawnbroker--Annual license fee, \$100.00.
- (4) Retail dealers in tobacco or cigarettes--Annual license fee, \$5.00.

(5) Bowling alleys--Annual license fee, \$25.00 for one alley, \$15.00 for each additional alley.

(6) Billiard or pool tables--Annual license fee, \$25.00 for one table, \$15.00 for each additional table.

(7) Bagatelle table or other table of like kind--Annual license fee, \$25.00 for one table, \$15.00 for each additional table.

(8) Slot machines and automatic devices--Annual license fee:

(a) Baggage or parcel checking device, vibrator machines, toilet lockers, sanitary napkins, \$.50.

(b) Weighing scale, \$1.00.

(c) Any other automatic slot machine or device, which is not a gambling device, \$5.00.

(9) Taxicab stands--Annual license fee, \$10.00; plus an additional \$10.00 for each cab for which a parking place is restricted on any public street or alley; restricted parking space for each bus, \$25.00; restricted parking space for private automobile or truck, \$5.00 per month.

(10) Skating rink--Annual license fee, \$25.00.

(11) Circuses and other shows:

(a) For each railroad car used to transport property or equipment, \$4.00 for each day a performance is given.

(b) For each truck used to transport property or equipment, \$5.00 per day for each day a performance is given.

(12) Street or other carnivals:

(a) For each performance, exhibit or entertainment, \$5.00 per week; each performance shall or may be required to have a separate license.

(b) Riding devices, \$10.00 per week.

(c) Concessions selling services, goods, wares, merchandise and food, \$5.00 per week per concession.

(d) Games of skill, \$10.00 per week per concession.

(e) Candy or merchandise wheels, \$25.00 per day.

- (13) Theaters and public shows:
 - (a) Over 10,000 but less than 20,000, \$100.00 annually.
 - (b) Over 5,000 but less than 10,000, \$40.00 annually.
 - (c) Over 2,000 but less than 5,000, \$20.00 annually.
- (14) Laundromats, car washes:
 - (a) 1-5 devices, \$15.00.
 - (b) 6-9 devices, \$3.00 each.
 - (c) 10 or more devices, \$30.00.
- (15) Shooting galleries--Annual license fee, \$25.00.
- (16) Fortune-telling--Annual license fee, \$200.00; or \$2.50 per day; or \$75.00 per month.
- (17) Trading stamps--Annual license fee, \$100.00.
- (18) Goods sold at auction, but not assessed in any county in the state--License fee of \$2.00 on every \$100.00 valuation of such goods.
- (19) Auctioneer--Annual license fee, \$17.00.
- (20) Sale of monuments--Annual license fee, \$1.00.
- (21) Collection agencies--Annual license fee, \$25.00.
- (22) Nonresident fur dealers, \$50.00.
- (23) Soft drinks, annual license fee:
 - (a) Wholesaler, distributor or manufacturer, \$50.00.
 - (b) Retailer, \$3.00.
- (24) Junk dealers:
 - (a) Resident junk dealer within city limits, \$25.00.
 - (b) Resident junk dealer with no yard for storage, \$25.00.
 - (c) Resident junk dealer agent, \$10.00.

- (d) Itinerant junk collector, \$2.00.
- (e) Nonresident junk dealer, \$150.00.
- (f) Nonresident junk dealer agent, \$150.00.

(25) Hawker and peddler:

- (a) On foot, \$10.00.
- (b) Vehicle not exceeding one-half ton, \$15.00.
- (c) Vehicle not exceeding one ton, \$50.00.
- (d) Vehicle not exceeding two tons, \$100.00.
- (e) Vehicle of more than two tons, \$150.00 plus \$100.00 for each additional ton or fraction thereof.

(26) Itinerant vendors, \$500.00.

(27) Beer license:

- (a) Class A--Restaurants, bars and fraternal organizations, \$100.00.
- (b) Class B--Grocery stores, \$100.00.
- (c) Distributors (only if located within city limits), \$250.00.

(28) Liquor license:

- (a) Commercial--Private clubs with 100 to 999 members, \$500.00.
- (b) Nonprofit--\$375.00 annually.

(29) General stores. The term "general store" shall be construed to mean and include any store or any mercantile establishment in which goods, wares or merchandise of any kind are purchased, ordered, sold or offered for sale either at retail or wholesale.

- (a) 1 to 5 stores, \$15.50 each.
- (b) 6 to 10 stores, \$40.50 each additional store.
- (c) 11 to 15 stores, \$80.50 each additional store.
- (d) 16 to 20 stores, \$120.50 each additional store.

- (e) 21 to 30 stores, \$160.50 each additional store.
- (f) 31 to 50 stores, \$400.50 each additional store.
- (g) 51 to 75 stores, \$800.50 each additional store.
- (h) Over 75 stores, \$1,000.00 each additional store.

(30) Special stores. The term "special store" shall be construed to mean and include any store or any mercantile establishment in which goods, wares or merchandise of any kind, except cigarettes, tobacco products and soft drinks, are purchased, ordered, sold or offered for sale, either at retail or wholesale, and which contains no coin-operated device owned and operated by the store proprietor.

- (a) 1 to 5 stores, \$5.50 each.
- (b) 6 to 10 stores, \$20.50 each additional store.
- (c) 11 to 15 stores, \$40.50 each additional store.
- (d) 16 to 20 stores, \$60.50 each additional store.
- (e) 21 to 30 stores, \$80.50 each additional store.
- (f) 31 to 50 stores, \$200.50 each additional store.
- (g) 50 to 75 stores, \$400.50 each additional store.
- (h) Over 75 stores, \$500.50 each additional store.

(31) Nurses registry--\$25.00.

(32) Employment agency--\$2.00.

(33) Merchandise or service devices:

Less than 20:

- (a) 1¢ device, \$2.00 each.
- (b) 5¢ device, \$5.00 each.
- (c) 10¢ device, \$10.00 each.
- (d) 10¢-plus device, \$12.50 each.

