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AN ORDINANCE TO FIX AND PRESCRIBE A LICENSE SCHEDULE FOR THE TOWN OF BROOKWOOD, ALABAMA, AND THE POLICE JURISDICTION THEREOF UPON THE HERINAFTER ENUMERATED VOCATIONS, PROFESSIONS, BUSINESSES, TRADES, OR CALLINGS FOR THE YEAR OF 1991 AND SUCCESSIVE YEARS, AND TO REGULATE AND FIX THE DELINQUENCIES OF SUCH LICENSE FOR THE YEAR 1991 AND SUCCESSIVE YEARS, AND TO FIX AND PRESCRIBE FINES AND PENALTIES IN CONNECTION THEREWITH.

ORDINANCE #90-130

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF BROOKWOOD, ALABAMA, AS FOLLOWS:

SECTION 1. That every person, firm, company, corporation, or other association who shall engage in any business, vocation, occupation, profession, trade, or calling hereinafter enumerated or who shall exercise a privilege hereinafter described for which a license or privilege tax is required, within the corporate limits or police jurisdiction of the Town of Brookwood, Alabama, shall first procure from the Clerk of the Town of Brookwood, Alabama, a license and shall pay for same, or shall pay to the Clerk of the said Town for the exercise of said privilege the amount hereinafter provided and in addition shall, where required, make such reports and give true statements of the gross amounts of business done upon which such license or privilege tax may be determined, and shall comply with the provisions of this ordinance.

SECTION 2. There is hereby levied for the use of the Town of Brookwood, Alabama, on the hereinafter enumerated businesses, vocations, occupations, professions, trades or callings which may be maintained, operated, carried on or engaged in by any person, firm, company, corporation or association or which shall exercise any privilege hereinafter enumerated within the corporate limits or the police jurisdiction of the Town of Brookwood, Alabama, the following license or privilege tax for the year 1990, and each full year thereafter on January 1 of said year, until repealed or amended; which license or privilege tax is hereinafter listed; provided, however, that for the protection of the lives, health, and property of the citizens within the police jurisdiction of the Town of Brookwood, Alabama, and without the corporate limits thereof and for maintenance of good order and quiet of the community and the preservation of public morals and not for revenue, there is hereby levied a license tax on each and every business, trade, or profession engaged in, or carried on, within the police jurisdiction of the Town of Brookwood and without the corporate limits of said Town of one-half of the amounts hereinafter enumerated and set forth, to-wit:

(1) ACCOUNTANTS OR AUDITORS. See subsection (25).

(2) ADVERTISING.

Any person, firm, corporation, agent or peddler who places advertising matter on the street or in public places within the city or police jurisdiction thereof except where such person maintains and operates a duly licensed business establishment within the city or the police jurisdiction thereof; or any person, firm, corporation, agent or peddler who solicits, contracts, prepares, or accepts compensation for advertising matters by persons, firms or corporations.....\$ 30.00

(3) AGENTS OR PEDDLERS.

Each person, firm or corporation representing a person, firm or corporation in this state or any other state in the United States or who is a broker for business conducted in this state or any other state, whether carrying a stock or not, from either a warehouse, boxcar or any place of storage or who takes orders for

- merchandise and distributes the same by wagon, truck or otherwise to market or has consigned or shipped to himself or to others and distributes by wagon, truck or other means from warehouses, boxcars and other places of storage in the city.....\$ 30.00
- (4) AIR CONDITIONING AND REFRIGERATION. See subsection (20).
- (5) AMBULANCE OR RESCUE COMPANIES.....\$100.00
- (6) AUCTIONEER.....\$ 30.00
- (7) AUTOMOBILE DEALERS.
Both new and used.....\$ 30.00
- (8) AUTOMOBILE PARKING LOTS.
Any person, firm or corporation operating an automobile parking lot for profit.....\$ 30.00
- (9) BANK, SAVINGS AND LOAN ASSOCIATION OR DEALER IN EXCHANGE.....\$ 75.00
- (10) BARBER SHOPS AND BEAUTY SHOPS.....\$ 30.00
- (11) BATTERY STATIONS, EITHER DISTRIBUTOR OR FACTORY, AND AUTOMOTIVE PART DEALERS.....\$ 30.00
- (12) BEER AND WINE.
Beer wholesalers.....\$ 75.00
On premises retail sale of beer.....\$ 75.00
Off premises sale of beer.....\$ 50.00
On premises sale of wine.....\$ 75.00
Off premises sale of wine.....\$ 75.00
Wine wholesaler.....\$ 75.00
- (13) BROKERAGE.
For any person, firm, or corporation engaged in a brokerage business.....\$ 30.00
- (14) CARPENTERS, PAINTERS, MASONS, ROOFERS, PAPERHANGERS.
See subsection (20).
- (15) CIRCUS.....\$100.00
- (16) CLEANING OR PRESSING.
Each person, firm or corporation engaged in the business of cleaning or pressing clothes, and having a place of business regularly open to the public.....\$ 30.00
- (17) COAL YARDS, WOOD YARDS & COAL COMPANIES.....\$100.00
- (18) CONCRETE PRODUCTS.
Any person, firm or corporation engaged in the manufacture, sale or installation of concrete vaults, pipes and any other products manufactured of concrete....\$ 30.00
- (19) CONTRACTOR, GENERALLY.
Any person, other than the owner, who shall undertake to assume authority or control or who has assumed authority or control or who supervises, manages, or directs the work of others or who is delegated by the owner to do so, in the erection, construction, alteration, or repair of any building, structure, or construction project of any nature or character, or any part thereof, whether done by special contract, or in connection with or incidental to building or repair work.....\$ 30.00

- (38) HOTELS, TOURIST HOMES OR COURTS.....\$ 30.00
- (39) ICE FACTORY.....\$ 30.00
- (40) INSURANCE.
Any person, firm or corporation engaged in the business of selling fire, life, burial, casualty or another type insurance or person, firm or corporation engaged in the collection of premiums for any type insurance.....\$ 30.00
- (41) JEWELRY REPAIR SHOPS.....\$ 30.00
- (42) JOB PRINTERS.....\$ 30.00
- (43) JUKE BOXES OR MUSIC MACHINES. See subsection (86).
- (44) JUNK DEALERS.
Each dealer in scrap iron, sacks, hides, secondhand automobile tires or any kind of junk.....\$100.00
- (45) LANDSCAPERS.
Any person, firm or corporation who engineers or grades or installs the drainage for a lot or improves by setting of shrubbery, trees or planting of grass.....\$ 30.00
- (46) LAUNDRIES.....\$ 30.00
- (47) LINEN SUPPLY COMPANIES.....\$ 30.00
- (48) LOANS.
Any person, firm or corporation engaged in the business of discounting notes, mortgages or otherwise lending money including any person who collects for a loan company, whether such company is licensed in the Town of Brookwood or not, except for those licensed under subsection (8).....\$100.00
- (49) LUMBER YARDS. See subsection (17).
- (50) MANUFACTURERS.....\$250.00
- (51) MERCHANTS.
Retail or wholesale.....\$ 30.00
- (52) MISCELLANEOUS.
Any and all other types of business professions, occupations, trades or callings not herein specified.....\$ 30.00
- (53) MOBILE HOME SALES.....\$ 30.00
- (54) MONUMENT SALES.
For soliciting or taking orders for the sale of monuments, tombstones or statuary.....\$ 30.00
- (55) MOTOR TRANSPORTATION COMPANIES.
Each person, firm, or corporation with such a company based within the Town or police jurisdiction of Brookwood and/or operating four (4) or more trucks in transporting goods within the Town of Brookwood or the police jurisdiction thereof.....\$ 30.00

For each additional truck, in excess of four (4) trucks, having a gross weight of 10,000 pounds or more (per truck).....\$ 5.00
- (56) MOVING PICTURE SHOWS OR THEATRES.....\$100.00

- (57) NEWSPAPERS.
Each person, firm or corporation who publishes a newspaper.....\$ 30.00
- (58) OFFICE EQUIPMENT, SUPPLIES, TYPEWRITERS, BUSINESS MACHINES OR LIKE DEVICES. See subsection (51).
- (59) OIL & GAS (HYDROCARBON & METHANE) SERVICE INDUSTRIES.....\$200.00
- (60) *OIL & GAS (HYDROCARBON & METHANE) WELLS.....\$ 75.00*
Plus 11/40 of 1% of the value of the well.
- (61) PAINTERS.....\$ 30.00
- (62) PHOTOGRAPHERS.....\$ 30.00
- (63) PIANOS.
Any person, firm, or corporation selling pianos, or other musical instruments, whether by sample or otherwise who has no other place of business in the Town limits.....\$ 30.00
- (64) PLUMBERS.....\$ 30.00
- (65) POOL TABLES OR BILLARD TABLES.
Billiard Room or Poolroom, or other establishment where Billiard Tables or Pool Tables are operated...per table ...any size.....\$120.00
- No Billiard Licenses shall be issued to establishments operating with a dancing or cabaret license, nor shall a cabaret or dancing license be issued where an establishment operates under a billiard license.
- (66) POTTERY.
Each person, firm or corporation engaged in making or offering for sale clay products.....\$ 30.00
- (67) POULTRY PROCESSING BUSINESS.....\$200.00
- (68) QUICK FREEZE PLANT.....\$ 30.00
- (69) RAILROADS.
Each railroad engaging in the business of transporting passengers and freight to and from this Town to and from points within the State of Alabama.....\$ 30.00
- (70) REAL ESTATE.
Each Real Estate Agent.....\$ 30.00
- (71) RENOVATING.
Each person, firm, or corporation engaged in the business of cleaning, making over or otherwise dealing with renovating mattresses, feather beds, pillows, or bolsters.....\$ 30.00
- (72) RESTAURANTS.....\$ 30.00
- (73) RETAIL LIQUOR.
Restaurant, club and lounge liquor licensees will pay a licensee fee of \$500.00, plus 4.5% of all purchases made from the State of Alabama ABC outlets for liquor or from other sources. Such monthly payments are due on the 10th day of the month following the month in which purchases are made. If payment of the license tax is not made as prescribed, a 10% penalty is assessed on the total amount due on the day following the due date, and an additional penalty of 20% shall be imposed on the amount due and accrued penalties on the

31st day following the due date. Licensees failing to pay the prescribed tax within the aforementioned periods will be cited for such violation and shall automatically forfeit said privilege license, and shall further be subject to all penalties and civil remedies pursuant to the laws and regulations of the State of Alabama.

- (74) SEPTIC TANKS.
Any person, firm, or corporation engaged in the business of cleaning septic tanks or installing the same.....\$ 30.00
- (75) SHOE REPAIR SHOPS.....\$ 30.00
- (76) SKATING RINKS.....\$100.00
- (77) SOLICITING.
Each person soliciting for newspapers, magazines, books, bibles or religious literature.....\$ 30.00
- (78) SPEAKERS.
Each person who operates a speaking device commonly known as a loudspeaker on the streets of the Town.....\$ 30.00
- (79) TAXICAB DRIVERS.....\$ 30.00
- (80) TIRE RECAPPING AND RETREADING.....\$ 30.00
- (81) TRADING STAMPS COMPANIES.....\$ 70.00
- (82) TRAILER COURTS.....\$ 30.00
For every trailer over five (5) located in such trailer court.....\$ 4.00
- (83) TREE SURGEONS.....\$ 30.00
- (84) UNDERTAKING ESTABLISHMENTS.....\$100.00
- (85) UPHOLSTERERS.....\$ 30.00
- (86) VARIETY SHOPS OR WOODWORKING SHOPS.....\$ 30.00
- (87) VENDING MACHINES.
Each person, firm or corporation, owning, operating, (possessing or giving space in his place of business) to a lawful automatic merchandise, drink, food, picture of information machine or machine on which persons are weighed shall pay a license as follows:
 - (A) On each machine where same is operating by pennies.....\$ 2.50
 - (B) On each machine where same is operating by nickels or coins of larger denominations.....\$ 12.00
 - (C) Soft drink machines and food machines.....\$ 18.00
 - (D) Game machines, solely for amusement where not prohibited by law (including video games, electronic games, and other game machines not otherwise provided for).....\$ 40.00 ³
 - (E) Rocola or music machine.....\$ 20.00 ;

This license shall be due and payable by the person, owner or proprietor of the place of business where such vending machine is located.
- (88) WELDING AND WELDING SHOPS.....\$ 30.00
- (89) TELEPHONE COMPANIES.
Each person, firm or corporation operating or

- conducting a telephone exchange.....\$ 15.00
- (90) TELEPHONE COMPANIES (LONG DISTANCE).
 Each person, firm or corporation operating a long
 distance telephone or telephones.....\$ 8.00
- (91) TELEGRAPH COMPANIES.....\$ 7.50
- (92) DANCING LICENSE OR CABARET LICENSE:
 Any holder of a restaurant liquor license, a retail
 beer license, or a retail wine license, or other
 designated liquor license, who desires to permit
 dancing in said licensed place, shall first take out
 and pay for a dancing or cabaret license, of \$1,500.00
 per year, which license shall be issued subject to the
 following conditions and shall be in addition to any
 other license (and shall not be prorated). Any license
 granted as provided herein shall be subject to the
 following conditions which licensee shall agree to in
 applying for such license:

(A) That dancing pursuant to the license shall be so
 conducted, supervised and controlled as to prevent
 rowdiness or breaches of the peace.

(B) That the license to conduct dancing in any place may
 be temporarily suspended for periods not to exceed 12
 hours by the director of public safety or the chief of
 police, if such action, in his judgment is necessary or
 maintain order to prevent breaches of the peace.

(C) That the city, at any time and for cause, may revoke
 said license by resolution of the town council on a finding
 that the premises or dancing thereon is not properly
 supervised and controlled, or that such dancing has been
 conducted in a manner to cause a breach of the peace, or
 for any other good cause so stated by such resolution.

(D) After notice of such revocation or suspension it shall
 be unlawful to permit further dancing in such establishment
 pending the expiration of such suspension of the findings of
 the town council at any hearing which may subsequently be
 granted to such licenses concerning such revocation.

SECTION 3. The word "person" as used herein shall be held to mean
 person, firm or corporation.

SECTION 4. Except as herein specifically provided, all licenses required in
 this ordinance shall be for one year and shall become due on the 1st day of
 each January, and shall be delinquent in the sense in which such term is
 hereinwith used if not paid, by the first day of February of the year in which
 the same is due. All other licenses shall, unless otherwise provided, become
 delinquent if not paid before the business is engaged in, or the act done for
 which the same is required.

SECTION 5. All such licenses shall be paid for one year, except for new
 vocations, professions, businesses, trades or callings that are begun after the last
 day of January of any given year. In the case of such a new business the
 license may be issued on a monthly pro rata bases, such that the cost of the
 license shall be a percentage of the months remaining in the year.

SECTION 6. All licenses shall be issued by the Clerk of the Town and
 shall be signed by the Mayor and countersigned by the Clerk. The Clerk shall
 be entitled to a fee of Fifty Cents (50¢) for the issuance of each license, to be
 paid by the licensee, said Fifty Cents (50¢) fee to be deposited with the funds
 of the Town of Brookwood.

SECTION 7. If any person, shall become delinquent in the payment of the