

**ORDINANCE NO. 1999-O**  
**WAS REPEALED ON MARCH 16, 2011**  
**AND REPLACED WITH**  
**ORDINANCE NO. 2011-01**

**ORDINANCE NO. 1999-O**

**AN ORDINANCE IMPOSING A BUSINESS LICENSE FEE,  
PROVIDING FOR THE REGULATION OF BUSINESS**

BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF EDGEWOOD, NEW MEXICO.

**SECTION 1. License Required.** It shall be unlawful for any person to engage in the following businesses, professions or trades as defined in Section 2 of this ordinance within the corporate limits of the Town of Edgewood without first obtaining a license as resolved herein and pursuant to Section 3-38-1, NMSA 1978 as amended.

**SECTION 2. Types of Business & Fees.** Before conducting, operating, or engaging in any such business, trade or occupation within the limits of the Town of Edgewood, every business shall pay in advance (for each location) the respective amounts hereinafter set forth:

- a. Carnival \$100.00 per day
- b. Circus \$100.00 per day
- c. Concerts and Traveling  
Exhibition shows \$35.00 per day
- d. Itinerant Vendors \$35.00 per year
- e. Wholesalers \$35.00 per year
- f. Fairs \$50.00 per year
- g. Cattle shows, horse shows,  
Rodeos, auto shows, dog shows,  
Etc. \$35.00 per year
- If recognized by the Edgewood Town Council as being sponsored by a sanctioned non-profit organization, the fee for carnivals and circuses shall be \$17.00 per day.

**SECTION 3. Application.** Applications for licenses under this ordinance must file with the Town Clerk, a sworn application in writing, on a form to be furnished by the Town Clerk, which shall include, but is not limited to the following information:

- a. Name;
- b. Address;

- c. Current revenue division taxpayer identification number or evidence of application for a current revenue division identification number;
- d. A brief description of the nature of the business;
- e. Proof of insurance coverage (when applicable).

**SECTION 4. Business License Fees – Assessment – Issuance of License.**

- A. On or before December 30 of each year, all businesses engaging in a type of business enumerated under Section 2 of this ordinance shall apply for a business license for the year and include payment with the application.
- B. Upon payment of the business license fee, the Clerk shall issue a business license to the applicant.
- C. Any business may protest the business license fee assessment by filing a written protest with the Town Clerk on or before December 15. The Town Council shall give the protesting business no less than 5 days notice of a hearing at which time the protest shall be heard by the Council.
- D. Any business, which must have a business license per this ordinance, and which begins operation after September 1, 1999 shall apply to the Town Clerk for a business license prior to engaging in business. The amount of the license fee shall be prorated based upon the number of days during the year when the business is conducted, except that businesses subject to a daily license fee shall pay the fee for the number of days during which business is conducted and the fee shall be paid in advance.

**SECTION 5. Late Charge.** Any person who fails to renew the business license and pay the fee by 5:00 p.m. on the renewal date of any year shall be charged an additional late fee of \$10.00 and shall not be licensed until the original fee and late fee are paid.

**SECTION 6. Enforcement.** The municipality may enforce payment of the Business License Fee by filing a charge of violation of this Ordinance in municipal court, as well as by any of the other means provided in Section 3-38-5 NMSA 1978.

**SECTION 7. Repeal of Conflicting Ordinances.** All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed.

**SECTION 8. Effective Clause.** The ordinance shall take effect after passage or publication as provided by law.

**ADOPTED THIS 1<sup>ST</sup> DAY OF SEPTEMBER, 1999.**

  
 \_\_\_\_\_  
 Mayor - Lawrence Keaty

ATTEST:   
 \_\_\_\_\_  
 Town Clerk-Treasurer - Karen Alarid