

0020.080.002D  
JEH/are  
11/10/93  
rev: 11/17/93

Amend RMC 5.04, General  
Business Regulations

ORDINANCE NO. 1752

ORIGINAL

AN ORDINANCE OF THE CITY OF REDMOND,  
WASHINGTON, AMENDING VARIOUS SECTIONS OF  
CHAPTER 5.04 OF THE REDMOND MUNICIPAL CODE IN  
ORDER TO ALTER THE REGULATIONS REGARDING  
BUSINESS LICENSES.

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WHEREAS, Chapter 5.04 of the Redmond Municipal Code  
provides for the licensing of business activities conducted within  
the City, and

WHEREAS, the Finance Department has recommended revisions  
to Chapter 5.04 in order to clarify those matters that are  
regulated and required to be licensed and in order to provide for  
more effective administration, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO  
ORDAIN AS FOLLOWS:

Section 1. Definitions. Section 5.04.030 of the Redmond  
Municipal Code is hereby amended to read as follows:

5.04.030 Definitions. Where used in this  
chapter, the following words and terms shall  
have the meanings as defined in this section,  
unless, from the context, a more limited or  
different meaning is clearly defined or  
apparent:

1. "Business" includes all activities,  
occupations, pursuits, or professions  
located and/or engaged in within the  
City, with the object of gain, benefit or  
advantage to the person engaging in the  
same, or to any other person or class,  
directly or indirectly. Each business

location shall be deemed a separate business;

2. "Business License" is that document issued by the City licensing the transaction of the indicated business by the person whose name appears thereon for the stated year;
3. "Employee" means anyone who performs work or services for a business and is under that business' control, including, but not limited to, self employed persons, sole proprietors, owners, managers, and partners;
4. "Engaging in Business" means commencing, conducting or continuing in any business within the City, whether or not an office or physical location for the business lies within the City. Engaging in business includes the performance of work or services by contractors, consultants, representatives, agents or other persons within the City, even though the office location of the contractor, consultant, representative, agent or other person is not within the City limits. Engaging in business includes the exercise of corporate or franchise powers, as well as the liquidation of a business when the liquidators hold themselves out to the public as conducting such business;
5. "Person" includes the singular and the plural and also means and includes any person, firm, corporation, association, club, partnership, society or any group of individuals acting as a unit;
6. "City" means the City of Redmond; and
7. "Year" means a calendar year.

Section 2. Business License Required. Section 5.04.040

of the Redmond Municipal Code is hereby amended to read as follows:

5.04.040 Business License Required. No person shall engage in any business in the City without first having obtained and being the

holder of a valid and subsisting license to engage in such business or activity, to be known as a "business license," and without paying the license fee imposed by this chapter. The agents or other representatives of nonresidents who are doing business in this City shall be personally responsible for compliance with this chapter. In case business is transacted at two or more separate places by one person engaged in such business, a separate license for each place at which business is transacted is required.

Section 3. Procedures of Issuance of License.

Subsection 5.04.046(c) of the Redmond Municipal Code is hereby amended to read as follows:

- (c) Burden on Applicant. The Clerk, or other designated officer, is authorized, but not required, to mail to persons engaging in business forms for applications for licenses, but failure of the person to receive any such form shall not excuse the person from making application for and securing the license required by this chapter.

Section 4. Fees - Payment. Subsections 5.04.050(a) and

(e) of the Redmond Municipal Code are hereby amended to read as follows:

- (a) Except for businesses which are exempt from the provisions of this chapter pursuant to Section 5.04.080, every person engaging in business in the City shall pay an annual license fee based upon the number of employees of the business. For an initial business license, the number of employees shall be the number employed at the time of application. For all renewals, the number of employees shall be the number employed as of December 31 immediately preceding the licensing year. The amount of the fee shall be set by Council resolution.

- (e) Failure to pay the license fee within one month after the day on which it is due and payable shall render the licensee subject to a penalty. Such penalty shall be set by Council resolution.

*Scrivener's Error*

Section 5. Return of License upon Revocation. A new subsection 5.04.08<sup>4 (6m)</sup>(d) is hereby added to the Redmond Municipal Code to read as follows:

- (d) Whenever any license issued under this chapter is revoked, the licensee shall immediately return the license to the City Clerk.

Section 6. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or 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 7. Effective Date. This ordinance, shall take effect on January 1, 1994.

CITY OF REDMOND

  
MAYOR ROSEMARIE IVES

Mayor Pro tempore, Warren Appleton

ATTEST/AUTHENTICATED:

  
CITY CLERK, DORIS SCHAIBLE

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

By: 

FILED WITH THE CITY CLERK:	11/17/93
PASSED BY THE CITY COUNCIL:	12/7/93
SIGNED BY THE MAYOR:	12/7/93
PUBLISHED:	12/12/93
EFFECTIVE DATE:	1/1/94
ORDINANCE NO. <u>1752</u>	