ORDINANCE NO. 1495

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 9.11 OF THE BONNEY LAKE MUNICIPAL CODE AND ORDINANCE NO. 1444 RELATING TO THE ISSUANCE OF PEDDLERS’ LICENSES.

WHEREAS, all peddlers under Chapter 9.11 BLMC, other than those exempt, are required to apply for and receive a peddler’s license prior to commencing business in the City; and

WHEREAS, the City’s permit center is currently responsible for the application and issuance process for peddlers’ licenses; and

WHEREAS, during processing, the City’s permit center refers peddlers’ license applications to the Bonney Lake Police Department for the Chief of Police to perform criminal history background investigations; and

WHEREAS, upon completion, the Chief of Police forwards the results of the investigations back to the City’s permit center for issuance or denial of the license; and

WHEREAS, the City Council desires to make the peddlers’ license application process more efficient by transferring the responsibility for licensing peddlers from the City’s permit center to the Police Department; and

WHEREAS, the City Council believes that it is in the public interest for the application and issuance process for peddlers’ licenses to be handled entirely by the Police Department.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. BLMC Section 9.11.030 and Ordinance No. 1444 § 1, 2012 are hereby amended to read as follows:

9.11.030 Application - Fee

A. Every peddler, other than those exempt under this chapter, whether principal or agent, shall before commencing business in the city make application in writing on a form to be provided by the City of Bonney Lake permit center. The application shall include an authorization allowing release of all criminal history record information to the Bonney...
Lake Police Department. All peddlers’ applications and licenses shall be processed and issued by the Bonney Lake Police Department.

B. At the time of filing the application at the Bonney Lake Police Department, a fee in the amount of $50.00 shall be paid to the city to cover the costs of investigation and processing the application. The permit is valid for a period of 180 days from the date of issuance.

C. The permit center shall refer the application to the chief of police, who shall make a criminal history background investigation of the applicant. Upon completion, the chief of police shall forward the results of the investigation to the permit center.

D. If, as a result of the investigation, the applicant is not found to have committed any of the acts requiring denial as listed below, the permit center Bonney Lake Police Department shall, upon payment of the prescribed fee, issue the license to the applicant. The city shall deny the applicant the license if the applicant has:

1. Committed any act consisting of fraud or misrepresentation;

2. Committed any act which, if committed by a licensee, would be grounds for suspension or revocation of a license;

3. Within the previous 10 years, been convicted of a misdemeanor or felony directly relating to his or her fitness to engage in the occupation of peddler, and including, but not limited to, those misdemeanors and felonies involving moral turpitude, fraud or misrepresentation;

4. Been charged with a misdemeanor or felony of the type defined in subsection (D)(3) of this section, and disposition of that charge is still pending;

5. Been refused a license under the provisions of this chapter; provided, however, that any applicant denied a license under the provisions of this chapter may reapply if and when the reasons for denial no longer exist; and

6. Made any false or misleading statements in the application.
E. All peddlers shall present for inspection upon demand by any city official or potential customer their peddler’s license and valid picture identification when selling.

F. The city is authorized to promulgate rules regarding the manner and method of payment, including a prohibition or regulation of payment by check.

G. The peddler’s license shall be endorsed with a statement of the type of product or service sold by the licensee. The license is valid only for the product or service specified.

Section 2. This Ordinance shall take effect thirty (30) days after its passage, approval and publication as required by law.

PASSED by the City Council and approved by the Mayor this 25th day of November, 2014

Neil Johnson, Mayor

AUTHENTICATED:

Harwood T. Edvalson, MMC, City Clerk

APPROVED AS TO FORM:

Kathleen Haggard, City Attorney

Passed: 11/25/2014
Valid: 11/25/2014
Published: 12/3/2014
Effective Date: 12/26/2014
This Ordinance totals 3 page(s)
City of Bonney Lake

City Council Agenda Bill (AB)

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<th>Department / Staff Member:</th>
<th>Meeting/Workshop Date:</th>
<th>Agenda Bill Number:</th>
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<tr>
<td>Community Development/John P. Vodopich, AICP</td>
<td>November 25, 2014</td>
<td>AB14-151</td>
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<tr>
<td>Ordinance</td>
<td>D14-151</td>
<td>Tom Watson</td>
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**Agenda Subject:** Amendment of the Bonney Lake Municipal Code Related to Peddlers Licenses

**Full Title/Motion:** An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 9.11 of the Bonney Lake Municipal Code and Ordinance No. 1444 Relating to the Issuance of Peddlers Licenses.

**Administrative Recommendation:** Approve

**Background Summary:** All peddlers, other than those exempted by State Law, are required to make application with the City prior to commencing business in the City. The Chief of Police is tasked with making criminal history background investigations of peddlers applicants. The code currently has peddlers making application at the permit counter; intake and processing of peddlers license applications is best handled by the Police Department. This Ordinance would amended the peddlers section of the code and direct peddlers to the Police Department to make application for licenses.

**Attachments:** Ordinance D14-151

**BUDGET INFORMATION**

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<th>Required Expenditure</th>
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**Budget Explanation:**

**COMMITTEE, BOARD & COMMISSION REVIEW**

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<th>Yes</th>
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<td>Councilmember Donn Lewis</td>
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**Consent Agenda:** Yes

**Forwarded to:** Consent Agenda: Yes

**Commission/Board Review:**

**Hearing Examiner Review:**

**COUNCIL ACTION**

**Workshop Date(s):**

**Meeting Date(s):**

**Public Hearing Date(s):**

**Tabled to:**

**APPROVALS**

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<td>John P. Vodopich, AICP</td>
<td>October 22, 2014</td>
<td>October 27, 2014</td>
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Rev, January 2014