

CHAPTER 5

BUSINESSES AND OCCUPATIONS

- Article 1. Occupation Licenses and Taxes.
- Article 2. Itinerant Occupations.
- Article 3. Miscellaneous Provisions.
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Article 1. Occupation Licenses and Taxes.

Section 5-1 through 5-9. (Reserved for future use.)

Article 2. Itinerant Occupations

Section 5-10. "Itinerant Occupations" Defined.

"Itinerant occupations" shall mean those occupations, trades, and businesses having no permanent warehouse, building, structure, residence or place of business within the Town of Corn, Oklahoma, at which a permanent business is carried on throughout the year or usual production season in good faith (and not for the purpose of evading the provisions of this Chapter), and shall include occupations, trades, and businesses housed in temporary stands or quarters (including permanent quarters occupied pursuant to any temporary arrangement), or carried on by means of house-to-house solicitation upon the streets and sidewalks of the Town of Corn, Oklahoma; provided, however, that no occupation, trade or business engaged in by a charitable, educational or religious organization, association or club, having a membership duly enrolled in accordance with the rules, regulations, and bylaws of said organization, association or club and the majority of said members being residents of the Town of Corn or of Washita County, Oklahoma, shall be considered an "itinerant occupation."

Section 5-11. Itinerant Occupation Licenses; Fees.

1. It shall be an offense for any persons to engage in any kind of itinerant occupation in the Town of Corn, Oklahoma, without first having obtained an Itinerant Occupation License from the Office of the Town Clerk-Treasurer.

2. There is hereby levied an itinerant occupation tax in the amount of ten dollars (\$10.00) per day against persons, firms, associations and corporations engaged in itinerant occupations within the Town of Corn, Oklahoma.

Reference: See, 11 O.S. § 22-106.

Section 5-12. Itinerant Occupation Licenses Provisions.

1. Every person, firm, association or corporation who engages in an occupation or business for which an Itinerant Occupation License is required, shall pay the tax and secure a separate license for each such business or occupation.

2. Every holder of an itinerant occupation license shall carry the license and shall display it to any person who requests to see it.

3. Whenever an Itinerant Occupation License has been lost or destroyed without any wrongful act or connivance by the holder, the Town Clerk-Treasurer, on application, may issue a duplicate license for the unexpired time. Before the duplicate is

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issued, the holder shall make and file with said Town Clerk-Treasurer an affidavit that the license has not been transferred, that it has been lost or destroyed without any wrongful act or connivance by the holder, and that, if believed lost, he has made a diligent search for it and has not been able to find it. The fee for every duplicate license issued shall be three dollars (\$3.00).

4. No person, firm, association or corporation to whom an Itinerant Occupation License has been issued shall conduct or pursue the business or occupation for which such license is issued at anytime on a Sunday or holiday or between the hours of 7:00 o'clock p.m. and 6:00 o'clock a.m. (on the following day), on any day unless expressly authorized by the Town Board.

Section 5-13 through 5-14. (Reserved for future use.)

Article 3. Miscellaneous Provisions

Section 5-15. Occupations Subject to License or Registration.

Occupations other than itinerant occupations which are subject to license or registration under other provisions of this Code include:

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| 1. Alcoholic Beverages; manufacturers, distributors, and sellers: | Sec. 2-5 |
| 2. Non-alcoholic beverages; retail dealers: | Sec. 2-16 |
| 3. Pet Shops and Kennels | Sec. 3-13 |

Section 5-16. Sale of Merchandise on Vacant Property.

It shall be unlawful for any person, firm or corporation to sell, trade or transfer any merchandise of any kind on or in any vacant property without the consent of the owner or person exercising dominion over said property.

Section 5-17. Shooting Galleries.

Every shooting gallery constructed, established, set up or operated hereafter within the corporate limits of the Town of Corn, Oklahoma, shall be constructed, established, set up and operated in accordance with the standards, specifications and requirements of state law.

Reference: 63 O.S. §§ 701-708.

Section 5-18. Short Weights and Measures Prohibited.

It shall be unlawful for any person, firm or corporation to sell or offer for sale, any food, fuel, clothing or any other commodity which does not weigh or measure fully as much, according to standard weights or measures of the State of Oklahoma, as the weight or measure for which it is sold or offered for sale.

Reference: 2 O.S. § 5-61h.

Section 5-19 through 5-29. (Reserved for future use.)

Article 4. Penalty

Section 5-30. Penalty.

Any person, firm or corporation who violates any provisions of this Chapter shall be guilty of an offense and, upon conviction thereof, shall be punished by fine and costs as provided for in Section 9-20 of this Code. Each day upon which a violation continues shall be deemed a separate offense.