ORDINANCE NO. 1198

(New Series

JAN 5 1977

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 1, DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 31.0140 RELATING TO WRITTEN STATEMENTS REQUIRED AT TIME OF APPLICATION FOR BUSINESS LICENSE.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter III, Article 1, Division 1 of the San Diego Municipal Code be and it is hereby amended by amending Section 31.0140 to read as follows:

SEC. 31.0140 WRITTEN STATEMENTS REQUIRED AT TIME OF APPLICATION

Where the license fee is based upon the number of persons employed, the applicant at the time of applying for a license shall file a written statement showing the average number of persons employed during the preceding six (6) months. Such written statements shall be made on forms provided by the City Treasurer.

Except in cases specifically provided for in this Code the license period for licenses issued hereunder shall be the fiscal year of the City beginning July 1st and ending June 30th.

Subject to other provisions of this Article, the license fees required to be paid hereunder shall be due and payable on the first day of July of each year, and shall be delinquent thirty (30) days after the same become due. In cases where a portion of the license period has elapsed prior

to application for license, the amount of the fee payable shall be apportioned on a monthly basis where the license period is semiannual or quarterly, and on a quarterly basis where the license period is annual; provided that payment shall be required for the entire month or quarter in which said license is issued.

Where the license fee is based on the number of persons employed, and the applicant has not previously been engaged in business required to be licensed hereunder in San Diego, he shall file a written statement setting forth the estimated total number of persons he intends or expects to employ for the ensuing six (6) months.

Any person who fails to file any required statement, or fails to pay the amount required hereunder within the time fixed hereby, shall be assessed a penalty of ten percent (10%) on the amount unpaid at such time, which sum shall become a part of the license fee required to be paid hereunder.

No such statement shall be conclusive as to the matters set forth therein, nor shall the filing of the same preclude The City of San Diego from collecting by appropriate action such sum as is actually due and payable hereunder. Such statement and each of the several items therein contained shall be subject to audit and verification by the City Treasurer, who is hereby authorized to examine, audit and inspect such books and records of any licensee or applicant for license as may be necessary in his judgment to ascertain the correct amount of license due.

All licensees, applicants for licenses and persons engaged in business, are hereby required to permit an examination of such books and records for the purposes aforesaid.

The information or data obtained from such examination or audit shall be used for the purpose of enforcing the provisions of this Article and for no other purpose.

Nothing in this section shall prohibit the City

Treasurer from furnishing to any citizen upon request the

name under which the business is conducted, the address

and type of business, and the name of owner of the

business, including the names of partners if a partnership

or the names of officers if a corporation.

It shall be unlawful for any person willfully to make and subscribe to any statement which is false or untrue as to any material matter contained therein.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

Joseph K Davis

Deputy City Attorney

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Or.Dept.: Mayor

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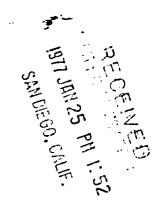
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San Diego, City of 12th floor, City Admin. Bldg. 202 C Street San Diego, CA 92101

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF



APPLICATION FOR BUSINESS LICENSE

ORDINANCE NO. 11980

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PATRICIA M. DUTRA hereby certify that the San Diego Daily Transcript is a daily newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of San Diego. County of San Diego. State of California; that I am the principal clerk of said newspaper; and the

> ORDINANCE NO. 11980 (New Series)

is a true and correct copy of which this certificate is annexed and was published in said newspaper on

January 19, 1977

I certify under penalty of perjury that the foregoing is true and correct, at San Diego, California, on

andary 24, 1977

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