

CODIFIED ORDINANCES OF THE CITY OF FRANKLIN
PART THREE - BUSINESS REGULATION AND TAXATION CODE

TITLE ONE - Business Taxes and Licensing

Article 301. Mercantile Licenses
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ARTICLE 301
Mercantile Licenses

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301.01 LICENSE REQUIRED

It shall be unlawful for any person to operate a business as defined in Section 301.02 of this Article within the corporate limits of the City of Franklin without first obtaining a license as provided herein. (Ord. 24 of 1973, Sect. 1, Passed 12-31-73)

301.02 DEFINITIONS

a.) The word "person" as used in this Article shall include the singular and the plural and shall also mean and include any person, firm or corporation, association, club, co-partnership or society or any other organization.

b.) "Operating a business" shall include any person who, as an owner engages in a trade, occupation or profession, or exercises a privilege; operates a business as a wholesale dealer and/or retail dealer in goods, wares and merchandise; operates a commercial activity, including a restaurant; operates a place of amusement; operates or maintains a place, office or establishment where services and/or labor and/or materials are offered to the public or a limited number thereof and shall include, but not be limited to, engaging in business as a barber, beautician, broker, butcher, confectioner, druggist, dry cleaner, podiatrist, furniture dealer, dressmaker, tailor, seamstress, grocer, hawker, jeweler, lumber dealer, photographer, pawnbroker, accountant, chiropractor, osteopath, chiropodist, mortician, embalmer, funeral director, vender in the sale or lease of goods on installments, produce vender, except a farmer who sells his own produce in or about the streets of the City, wholesale meat dealer, salesman of books or newspapers or magazines, periodicals or

other publications, an operator of a commercial garage company, motor vehicle service station, parking lot, storage house or storage place, warehouse, trading stamp company or dealer, premium company or dealer, hotel, motel, repair shop, laundry, self-service laundry and/or drycleaning, a business to rent, lease or furnish towels or coats or uniforms or table linens or be linens for use, a business to reproduce documents and writings by printing and/or photostat, a business to sell or furnish advertisements by billboard or pamphlet or handbill or newspaper or radio or other medium, a business to lease facilities to receive or conduct radio or television impulses, maintaining a social or fraternal club where food, beverages or refreshments are sold or served, operating any place of amusement, a motor bus, automobile services, taxis operating with the City, contractors, including, but not limited to, painting, building, roofing, carpentry, plumbing, heating, plastering, air conditioning, siding, electrical, window cleaning, masonry, bricklaying, cementing and blacktopping contractors, insurance agents and brokers, real estate agents and brokers, auctioneers, banks, trust companies, building and loan associations, brokers dealing in stocks or bonds or other securities, loan companies, finance companies, express companies or agencies, telegraph or telephone companies or agencies furnishing communication, light, heat or power, persons operating vehicles upon the streets of the City as carriers for hire to pick up regularly or deliver or otherwise transport property, publishers of newspapers, magazines and periodicals. (Ord. 24 of 1973, Sect. 2, Passed 12-31-72)

301.03 PROCUREMENT OF LICENSES

a.) Each person engaged in exercising, operating or conducting a business shall procure a license on or before the 1st day of March of each license year. Each person shall make application for a license on a form furnished by the City. Each application for a business license shall contain the following information:

- a.) Trade name and business address
- b.) Mailing address, if different from below
- c.) Name and Social Security Number of Employer Identification Number of applicant
- d.) Business and residence telephone numbers of applicant
- e.) Branch office address, if any
- f.) Names and addresses of all partners or officers
- g.) Estimated number of employees
- h.) Type of organization; e.g., individual proprietorship, corporation, partnership, association, etc.
- i.) If corporation, the date and place of incorporation

j.) Date operations began

k.) All applications shall be verified, dated and signed by the applicant.

b.) Each application shall be accompanied by an application fee in the amount of Twenty (\$20.00) Dollars, payable to the City of Franklin for use by the City in defraying the costs of registration and regulation. (Ord. 19 of 1979, Sect. 1, Passed 12-17-79)

301.04 ISSUANCE OF LICENSES

The City Clerk, after application and the payment of a fee, shall issue a license to the applicant. (Ord. 24 of 1973, Sect. 4, Passed 12-31-73)

301.05 DISPLAY REQUIRED

Each licensee shall conspicuously display the license at all times in the place of business or place of occupation, profession, trade or activity. (Ord. 24 of 1973, Sect. 5, Passed 12-31-73)

301.06 TRANSFER OF LICENSES

a.) The license may not be transferred from person to person.

b.) A license may be transferred without cost from place to place in the event a licensee changes a place of business or professional service.

(Ord. 24 of 1973, Sect. 6, Passed 12-31-73)

301.99 PENALTY

A person violating a provision of this Article by (a) failure to procure a license as required herein, (b) failure to display conspicuously a license or (c) providing false information in a license application, or (d) any act in violation of the provisions of this Article, shall, upon conviction in a summary proceeding, be subject to a fine of not more than Fifty (\$50.00) Dollars, and the costs of the prosecution, for each offense, or imprisonment not to exceed thirty (30) days, or both fine and imprisonment. (Ord. 24 of 1973, Sect. 7, Passed 12-31-73)