

CITY OF FIFE, WASHINGTON

ORDINANCE NO. 1876

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTION 5.01.150 OF THE FIFE MUNICIPAL CODE REGARDING REVOCATION OR SUSPENSION OF A BUSINESS LICENSE

WHEREAS, Chapter 5.01 of the Fife Municipal Code currently does not require compliance with federal law for original issuance of a business license, but provides that business licenses can be revoked or suspended if continued operation of the business is a violation of federal law; and

WHEREAS, in order to make the requirements for original issuance and continuation a business license consistent, the Council has determined that it is in the best interests of the City to remove the requirement for federal law compliance from the revocation and suspension section; now therefore,

THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Section 5.01.150 of the Fife Municipal Code is hereby amended to read as follows:

5.01.150 License suspension or revocation.

In addition to the other penalties provided herein or by law, any license issued under the provisions of this title may be revoked or suspended, should any or all of the following apply:

- A. The license was procured by fraud, false representation, or material omission of fact; or
- B. The licensee or any of its employees, officers, agents or servants, while acting within the scope of their employment, violates or fails to comply with any of the provisions of this title; or
- C. The licensee's continued operation of the business for which the license was issued has or will result in a danger to the public health, safety or welfare, or the violation of any state law or any ordinance or regulation of the city; or
- D. The operation of the business for which the license was issued has resulted in the creation of a public nuisance as defined in the FMC, or state statute or common law; or

- E. The licensee, or any of its employees, officers, agents or servants, has been convicted in any court of violating any federal, state or city criminal statute or ordinance upon the business premises stated in the license; or
- F. The location at which the business is being conducted does not conform to city ordinances; or
- G. The license is being used for a purpose different from that for which it was issued.

Section 2. Each and every provision of this Ordinance shall be deemed severable. In the event that any portion of this Ordinance is determined by final order of a court of competent jurisdiction to be void or unenforceable, such determination shall not affect the validity of the remaining provisions thereof provided the intent of this Ordinance can still be furthered without the invalid provision.

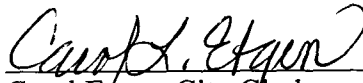
Section 3. This Ordinance shall be in full force and effect five (5) days after publication as required by law. A summary of this Ordinance may be published in lieu of the entire Ordinance, as authorized by State law.

Introduced the 22nd day of July, 2014.

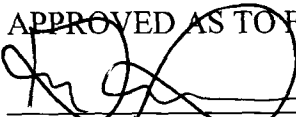
Passed by the City Council on the 22nd day of July, 2014.


David K. Zabell, City Manager

ATTEST:


Carol Egen, City Clerk

APPROVED AS TO FORM:


Loren D. Combs, City Attorney
assistant city atty

Published: 7/24/14
Effective Date: July 29, 2014