

Ordinance Summary published in the Miami County Republic on May 22, 2013 and the full text of the Ordinance made available at www.cityofpaola.com for a minimum of 1 week from the date of publication.

Ordinance No. 3057 Summary

On May 14, 2013, the City of Paola, Kansas, adopted Ordinance No. 3057 amending Chapter 610 of the Paola Municipal Code as follows: (1) the Investigation Fee for a Solicitors License is increased from \$100 to \$150; (2) the License duration shall be for 90 days; (3) Licenses may no longer be renewed; (4) the application must include a copy of the applicant's drivers license, and (5) the fine for violations is increase from not more than \$100 to not more than \$500 or be imprisoned not to exceed 30 days, or both be so fined and imprisoned. A complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 19 E Peoria Street or at www.cityofpaola.com. This summary is certified by Lee H. Tetwiler, Paola City Attorney pursuant to K.S.A. 12-3001, et seq.

ORDINANCE NO. 3057

AN ORDINANCE AMENDING TITLE VI, BUSINESS AND OCCUPATION, CHAPTER 610: PEDDLERS, SOLICITORS, CANVASSERS, SECTION 610.020: VIOLATIONS; SECTION 610.050: SOLICITORS LICENSE – FEE- DURATION; SECTION 610.060: APPLICATION REQUIRED – CONTENTS; SECTION 610.070: INVESTIGATION FEE – DUTY OF OFFICERS; SECTION 610.100: RENEWAL OF LICENSE; AND SECTION 610.110: UNLAWFUL ACTS - PENALTY, OF THE MUNICIPAL CODE OF THE CITY OF PAOLA, KANSAS.

BE IT ORDAINED by the City Council of the City of Paola, Kansas, as follows:

SECTION 1. That Section 610.020 is hereby repealed in its entirety and a new Section 610.020 is hereby enacted in its place to read as follows:

SECTION 610.020: VIOLATIONS

Any person convicted of committing a disturbance as described and prohibited in Section 610.010 of this Chapter shall be fined not to exceed five hundred dollars (\$500.00) or be imprisoned not to exceed thirty (30) days, or be both so fined and imprisoned.

SECTION 2. That Section 610.050 is hereby repealed in its entirety and a new Section 610.050 is hereby enacted in its place to read as follows:

SECTION 610.050: SOLICITOR'S LICENSE—FEE—DURATION

Any solicitors or canvassers as defined in Section 610.040, shall upon application to and registration with the City Clerk be entitled to a solicitor's or canvasser's license upon payment of a license fee upon submitting to the said Clerk satisfactory evidence of the nature of his/her agency, relation to or connection with the person, firm, company or corporation represented or served, the nature, kind or character of such service, business or enterprise, the character and reputation of such person for business integrity and responsibility in the performance of contracts for delivery of goods and merchandise or performance of services solicited, and such other information as may be required by Section 610.060 hereof. All such licenses shall expire 90 days after their issuance.

SECTION 3. That Section 610.060 is hereby repealed in its entirety and a new Section 610.060 is hereby enacted in its place to read as follows:

SECTION 610.060: APPLICATION REQUIRED—CONTENTS

Before the City Clerk shall issue any license authorized by this Chapter, he/she shall satisfy himself/herself that the applicant therefore is qualified under the ordinances of the City to receive such license. He/she may require a sworn application in writing prepared in duplicate on a form to be supplied by said Clerk which shall among other things give the following information:

1. Name and description of applicant;
2. Permanent home address and full local address of applicant;
3. A brief description of the nature of the business to be carried on or the goods to be sold and the length of time such applicant has been engaged in said business;
4. If employed, the name and address of the employer, together with credentials establishing such relationship;
5. The length of time which business is proposed to be carried on in the City;
6. The place where services are to be performed or where the goods or property proposed to be sold or orders taken for the sale thereof, are manufactured or produced, where such goods or products are located at the time the application is filed, and the proposed method of delivery;
7. A photocopy of the applicant's driver's license.
8. A photograph of the applicant, taken within ninety (90) days prior to the date of making application, which picture shall be at least two inches by two inches (2" x 2") showing the head and shoulders of the applicant, in a clear and distinguishing manner;
9. The names of at least two (2) reliable owners of property in the County of Miami, who will certify to the applicant's good character and business responsibility; or, in lieu of the names of references, submit available evidence as to the good character and business responsibility of the applicant as will enable the City Officers to evaluate properly his/her character and responsibility;
10. A statement as to whether or not the applicant has been convicted of any crime, misdemeanor, or violation of any City ordinance, giving the nature of the offenses, the punishment assessed therefore, if any, and the City and State where conviction occurred.

SECTION 4. That Section 610.070 is hereby repealed in its entirety and a new Section 610.070 is hereby enacted in its place to read as follows:

SECTION 610.070: INVESTIGATION FEE—DUTY OF OFFICERS

At the time of filing the application, a fee of one hundred fifty dollars (\$150.00) shall be paid to the City Clerk to cover the cost of investigation by Officers of the City of the facts stated in the foregoing application.

SECTION 5. That Section 610.100 is hereby repealed in its entirety and a new Section 610.100 is hereby enacted in its place to read as follows:

SECTION 610.100: RESERVED

SECTION 6. That Section 610.110 is hereby repealed in its entirety and a new Section 610.110 is hereby enacted in its place to read as follows:

SECTION 610.110: UNLAWFUL ACTS—PENALTY

Any person who shall canvass in the City contrary to the provisions of this Chapter or who shall refuse to surrender the license after the same shall have been suspended, revoked or canceled, or who shall canvass or solicit in the City after his/her license shall have been suspended, revoked or canceled, shall upon conviction thereof be fined not more than five hundred dollars (\$500.00) or be imprisoned not to exceed thirty (30) days, or be both so fined and imprisoned.

SECTION 7. Any and all ordinances in conflict herewith are hereby repealed.

SECTION 8. That this ordinance shall become effective after its passage, approval and publication in the official city newspaper pursuant to KSA 12-3001, et seq.

PASSED AND APPROVED by the Governing Body this 14th day of May, 2013.

APPROVED by the Mayor this 14th day of May, 2013.

Artie Stuteville, Mayor

ATTEST: (seal)

Daniel G. Droste, City Clerk