

Chapter 214

LICENSES AND PERMITS

§ 214-1. License fees enumerated.

§ 214-3. Violations and penalties.

§ 214-2. General licensing requirements.

[**HISTORY:** Adopted by the Village Board of the Village of Pleasant Prairie 11-15-1999 (§§ 12.01, 12.02 and 12.20 of the 1988 Code) . Amendments noted where applicable.]

GENERAL REFERENCES

Dog licensing — See Ch. 119, Art. I.

Mass public assemblies — See Ch. 125.

Cabarets — See Ch. 139.

Christmas trees — See Ch. 146.

Intoxicating liquor and fermented malt beverages — See Ch. 194.

Junk dealers — See Ch. 203.

Manufactured and mobile homes — See Ch. 221.

Massage therapists — See Ch. 225.

Theaters, circuses and carnivals — See Ch. 326.

Towing — See Ch. 332.

§ 214-1. License fees enumerated.

A license shall be required for the sale of each of the following businesses or activities at the indicated license fee, which shall be for one year unless otherwise indicated:

- A. Building and zoning permits: Refer to applicable chapter(s).¹
- B. Cigarette: \$100 per year.
- C. Cabaret: \$100 per year.
- D. Christmas tree: \$10 per season.
- E. Dog licensing. [Amended 10-7-2002 by Ord. No. 02-73; 12-20-2004 by Ord. No. 04-55]
 - (1) Male/female not spayed/neutered: \$13 per year; after July 1: \$6.50.
 - (2) Male/female spayed/neutered: \$8 per year; after July 1: \$4.
 - (3) Penalty. If an owner fails to obtain a license prior to April 1 of each year, or within 30 days of acquiring ownership of a licensable dog, or if the owner fails to obtain a license on or before the dog reaches a licensable age: \$5.
- F. Fermented malt beverages.
 - (1) Class "A": \$250 per year. [Amended 3-7-2005]
 - (2) Class "B": \$100 per year.

1. Editor's Note: See Part III of the Code.

- (3) Temporary Class "B" picnic license, beer: \$10 per event.
- (4) Temporary "Class B" picnic license, wine: \$10 per event.
- (5) Wholesaler's fermented malt beverage: \$25 per year.
- (6) Intoxicating liquors.
 - (a) "Class A": \$500 per year.
 - (b) Regular "Class B": \$500 per year.
 - (c) "Class B, issued to a full service restaurant or hotel: \$500 per year.
 - (d) Reserve "Class B": \$10,000 initial fee; \$500 each year thereafter.
 - (e) "Class C" wine: \$100 per year.
- G. Operator's license: \$65 for two years, plus investigation fee of \$5. **[Amended 5-19-2003 by Ord. No. 03-26]**
- H. Provisional operator's license: \$20, plus investigation fee of \$5 (valid for 60 days). **[Amended 5-19-2003 by Ord. No. 03-26]**
- I. Temporary operator's license: \$15, plus investigation fee of \$5 (valid for one to 14 days). **[Amended 5-19-2003 by Ord. No. 03-26]**
- J. Junk dealers: \$200 per year.
- K. Large assemblies: \$100 per assembly.
- L. Mobile home parks: \$100 for each 50 spaces or portion thereof (minimum \$100) per year.
- M. Peddlers, canvassers, solicitors and transient merchants: \$25, plus investigation fee of \$5 per license, for three months. **[Amended 2-6-2006-06]**
- N. Massage therapist: \$50 per year.
- O. Theaters, circuses and carnivals: \$300 per year or event.
- P. Vehicle wrecker or towing service business: \$25 application fee, plus \$100 license fee per year.
- Q. Vicious animals: \$50 per year.

§ 214-2. General licensing requirements.

- A. Terms interchangeable. The words "license" and "permit" as used throughout this chapter shall be interchangeable
- B. License required. No person shall engage in any business or activity enumerated in § 214-1 without a license therefor as provided in this chapter.

- C. Application. Application for a license required by this chapter shall be made to the Clerk on a form furnished by the Village and shall contain such information as may be required by the provisions of this chapter or as may be otherwise required by the Village Board.

- D. Fees to accompany application; refunds.
- (1) Fees to accompany application. License fees imposed under § 214-1 shall accompany the license application. If a license is granted, the Clerk shall issue the applicant a receipt for his license fee.
 - (2) Refunds. No fee paid shall be refunded unless the license is denied.
 - (3) Automatic revocation. For whatever reason, licenses granted and for which the fee is not tendered within 60 days after granting are automatically revoked.
- E. Issuance by Clerk; approval by Village Board; exceptions. Unless otherwise designated, licenses required by this chapter shall be issued by the Clerk only with the approval of the Board, except the Clerk may issue the following licenses subject to the standards established by this chapter without prior approval of the Board:
- (1) Building and zoning permits (issued by the Community Development Department).
 - (2) Cigarette license.
 - (3) Dog license.
 - (4) Peddlers, canvassers, solicitors and transient merchants, upon approval of the Chief of Police.
 - (5) Massage therapist license, upon approval of the Chief of Police.
- F. Terms of licenses. All licenses issued hereunder shall expire on June 30 in the year of issuance unless issued for a shorter term, when they shall expire at midnight of the last effective day of the license or unless otherwise provided by this chapter or state laws.
- G. Form of license. All licenses issued hereunder shall show the dates of issue and expiration and the activity licensed and shall be signed by the Clerk.
- H. Record of licenses. The Clerk shall keep a record of all licenses issued
- I. Display of licenses. All licenses hereunder shall be displayed upon the premises or vehicle for which issued or, if carried on the person, shall be displayed to any officer of the Village upon request.
- J. Compliance with ordinances required. It shall be a condition of holding a license under this chapter that the licensee comply with all ordinances of the Village. Failure to do so shall be cause for suspension or revocation of the license.
- K. Transfer of licenses. All licenses issued hereunder shall be personal to whom issued, and no license shall be transferred without the consent of the Board.
- L. Exemptions. No license other than a liquor or beer license shall be required under this chapter for any nonprofit educational, charitable, civic, military or religious organization if the activity which would otherwise be licensed is conducted for the benefit of the members or for the benefit of the public generally.

- M. Renewal of licenses. All applications for renewal of license hereunder shall be made to the Clerk by May 15.
- N. Consent to inspection. An applicant for a license under this chapter thereby consents to the entry of police or authorized representatives of the Village upon the licensed premises at all reasonable hours for the purposes of inspection and search, and consents to removal from the premises and introduction into evidence in prosecutions for violations of this chapter all things found therein in violation of this chapter or state law.
- O. Revocation and suspension of licenses.
- (1) Except as otherwise provided, any license issued under this chapter may be revoked for cause by the Village Board. No license shall be revoked except upon written verified complaint filed with the Village Board by the Village President, a member of the Village Board, the Chief of Police, the Village Administrator or a resident of the Village. The licensee shall be served with a written copy of the charges and shall be given an opportunity to be heard before the Village Board. The licensee shall be given notice of such hearing, which shall be not more than 20 or less than five days after notice, except as otherwise agreed between the parties.
 - (2) At such hearing, the licensee shall be entitled to be represented by counsel, shall have the right to present and cross-examine witnesses and, upon request, may have subpoenas issued by the Village President or presiding officer of the Village Board to compel the attendance of witnesses.
 - (3) After hearing the evidence, the Village Board may revoke such license or impose a limited period of suspension. The determination of the Board shall be final, subject to review under Chapter 5 of the Code of the Village of Pleasant Prairie, provided that the licensee shall not be entitled to a further hearing unless granted by the Village Board.
 - (4) The Police Department shall repossess any license revoked hereunder.
 - (5) If the licensee does not apply for a hearing within the time provided, the license may be revoked by the Village Board.
 - (6) The Village President or Village Board may suspend the license of a licensee hereunder without hearing for not to exceed 10 days.

§ 214-3. Violations and penalties.

In addition to the suspension or revocation of a license issued under this chapter, any person who shall violate any provision of this chapter or any regulation, rule or order made hereunder shall be subject to a penalty as provided by Chapter 1, § 1-4, of the Code of the Village of Pleasant Prairie.