

ORDINANCE NUMBER 102

AN ORDINANCE ASSESSING AND LEVYING AN OCCUPATIONAL LICENSE TAX UPON ALL PERSONS FIRMS OR CORPORATIONS ENGAGED IN THE BUSINESS OF MANUFACTURING, SELLING BARTERING OR EXCHANGEING OR IN ANY WISE DEALING IN OR CAUSING, OR BEING CONCERNED IN THE MANFACTURE, SALE BARTER OR EXCHANGE OF ANY MALT OR VINOUBE BEVERAFES COMMONLY KNOWN AS BEER PORTER, ALE WINE, OR FRUIT JUICES CONTAINING MORE THAN ONE HALF OF ONE PERCENT OF ALCOHOL AS ARE NOT PROHIBITED BY THE LAWS ~~OF~~ THE STATE OF FLORIDA: MAKING IT A PENALTY TO SO ENGAGE IN SUCH BUSINESS IN THE CITY OF BONIFAY WITHOUT FIRST OBTAINING A LICENSE AND PRESCRIBING A PWNALTY FOR THE BIOLATION OF ~~THIS~~ ORDINANCE.

BE IT OR DAINED BY THE CITY COUNCIL, AND THE MAYOR, OF THE CITY OF BONIFAY, FLORIDA,

Section 1. All persons, firms, associations of persons, or corporations engaging, in the City of Bonifay, Florida, in the business of manufacturing, selling bartering or exchanging or in anywise dealing in or causing, or being concerned in the manufacturing sale, bater or exchange of any malt or vinous beverages, commonly known as beer, porter, ale, wine or fruit juices containing more than one half of percent, of alcoholic and as are not prohibited by the laws of the State of Florida are hereby assessed and required to pay occupational license tax for the privilege of so engaging in said business corporation so engaging in said business, in the City of Bonifay, without first having paid the license tax and obtained a license as hereinafter provided, shall be deemed and held guilty of a misdemeanor, and upon conviction shall be fined not exceeding fifty Dollars (\$50.00) or imprisonment at hard labor upon the streets of Bonifay, not exceeding Sixty Days, or punished by both such fine and imprisonment at the discretion of the Court.

Section 2. Any person, association of persons, or corporation desiring to pay the required tax and to pay license to engage in the business of manufacturing, selling, bartering or exchange malt or vinous berverages as provided for in section 1, of this ordinance shall file with the Tax Collector of the City fo Bonifay, a written or printed application for a license to conduct such business which may be a duplicate of the application required by the State of Florida, or one containing substantially the same information, upon receipt of such application and the license tax herein provided, and proof that State and County license to such applicant to conduct such business within the City of Bonifay.

Section 3. The licenses herein provided for shall be classified as following:

(a) Manufacturers, who shall be licensed to conduct the business of manufacturing the beverages referred to and distrubiting or selling the same at holesale to either the distributors or vendors.

(b) Distributors, who shall, when sold license, be permitted to distribute the beverages herein referred to and wholesale to vendors but who may not sell any such beverages at retail to be consumed on their premises.

(c) Vendors, who shall include all persons, association of persons or corporations, selling beverages herein referred to, as retail and such terms shall embrace hotels, restaurants, clubs, stores, boats, dining cars, and all other licensed to sell said beverages at retail.

Section 4. There is hereby assessed and levied and occupational license tax on all manufactures, distributors and vendors of malt, or vinous beverages, referred to in Section 1, of this ordinance as follows:

(1) Each Manufacturer shall pay a license fee of three hundred seventy five dollars (\$375.00) per annum for each manufacturing plant or establishment he may operate in the City of Bonifay provided however, that manufacturing engaged exclusively in the production and processing of fruit juices, shall pay a license fee of One Hundred Twenty Five Dollars (\$125.00) per annum.

(2) Each distributors or wholesale dealers shall pay a license fee of one hundred dollars (\$100.00) per annum for each and every wholesale establishment.

(3) Each Vendor, shall pay an annual license as follows:

(a) Restaurants and Eating places	\$
Accommodating less than 15 persons,	10.00
Accommodating 15 to 59 persons,	17.50
Accommodating 50 to 99 persons,	37.50
Accommodating 100 persons or more,	50.00
(b) Hotels	\$10.00
Less than 30 rooms,	10.00
30 to 99 rooms,	17.00
100 to 299 rooms,	37.50
300 rooms, or more	50.00

Where a hotel or restaurant or dining room are jointly operated only one license fee shall be paid and that shall be the highest fee applicable to either the hotel or restaurant.

Dining Cars and other passenger carries vending the beverages herein defined shall be classified as restaurants.

(c) Stores, shops or similar places of business shall pay a license of seven dollars and fifty cents (\$7.50).

Clubs or association of persons whether incorporated or not incorporated for profit or not, for profit, shall if they have hotel rooms or their equivalent or having dining facilities or both, shall pay the highest rate applicable to either hotel or restaurant, shall only pay one license fee, provided that clubs shall pay a minimum license fee of

Twelve Dollars and fifty Cents (\$12.50), if they have no hotel rooms or dinning facilities.

Section 5. The license fees provided for in this Ordinance shall be collected by the City Tax Collector and deposited in the General Funds of the City.

Section 6. No license issued under this ordinance shall transferred, all license shall be issued for the period from January first to December the Thirty First of the ~~g~~alendar year in which the same shall be issued. Providing, however, that any person who shall be required to pay a license tax hereunder begining business and applying for a license after the first day of July of any year shall pay only one half of the annual license tax, provided herein. Provided, however, where said business was subject to license prior to July 1st, no shch fractionaly rate shall be allowed.

Section 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that the same may be in conflict with the provisions of this ordinance and this ordinance shall become effective immediately upon its passage by the City Council and by the approval of the Mayor.


Attest: K. D. Rooks, City Clerk

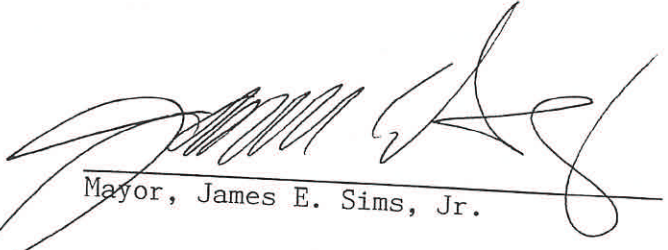
E. A. Williams, President, City Council

Examined and approved this the 13th, day of May 1933, A.D.

J. T. Byrd, Mayor, City of Bonifay.

ATTEST:


City Clerk, Shirley Mitchell


Mayor, James E. Sims, Jr.

Re-adopted this 27 day of July, 1992.