

ORDINANCE NO. 43-94

AN ORDINANCE OF THE TOWN OF QUEEN CREEK, ARIZONA, ADOPTING "THE BUSINESS LICENSE CODES OF THE TOWN OF QUEEN CREEK, ARIZONA" BY REFERENCE, AMENDING TOWN CODE CHAPTER 8 AND ADOPTING A NEW CHAPTER 8 CONCERNING BUSINESS LICENSES, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA:

Section 1: That Chapter 8 of the Town Codes is hereby repealed.

Section 2: That the Town Code is amended to provide a new Chapter 8 and that certain document, known as "the Business License Code of the Town of Queen Creek, Arizona, : three copies of which are on file in the office of the Town Clerk of the Town of Queen Creek, Arizona, which document was made a public record by Resolution No. 8-90 of the Town of Queen Creek, Arizona is hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

Section 3: All ordinances and parts of ordinances, in conflict with the provisions of this ordinance or any part of the code adopted herein by reference, are hereby repealed.

Section 4: If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein by reference, are hereby repealed.

Section 5: That section 8-2-3 of the Business License Code of the Town of Queen Creek is hereby amended by adding the following sentence: "The exemption provisions of Section 8-1-1(C) shall apply to licenses issued pursuant to this article."

Section 6: Whereas, it is necessary for the preservation of the peace, health and safety of the Town of Queen Creek, Arizona, an emergency is declared to exist, and this ordinance shall become immediately operative and in force from and after the date of posting hereof.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Queen Creek, Arizona, this 17th day of March, 1994.


Mark Schnepf, Mayor

ATTEST TO:

Claudia D. Diffenbaugh
Claudia Diffenbaugh, Town Clerk

APPROVED AS TO FORM:

William E. Farrell
William E. Farrell, Town Attorney

REVIEWED BY:

Cynthia Seelhammer
Cynthia Seelhammer, Town Administrator

ORDINANCE NO. 43-94

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA, AMENDING TOWN CODE CHAPTER 8 BY DELETING THE EXISTING CHAPTER 8 AND ADOPTING A NEW CHAPTER 8 CONCERNING BUSINESS LICENSES AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA AS FOLLOWS:

Section 1. That Chapter 8 of the Town Code is hereby repealed.

Section 2. That the Town Code is amended to provide a new Chapter 8 regarding business licenses to read as follows:

CHAPTER 8 BUSINESS REGULATIONS

ARTICLE 8-1 BUSINESS LICENSE

8-1-1	License Required
8-1-2	Application and Issuance
8-1-3	Term of Licenses
8-1-4	Number of Licenses
8-1-5	License to be Exhibited
8-1-6	Inspector of Licenses
8-1-7	Duties and Powers of Inspector
8-1-8	Transfer of License
8-1-9	Prorating Prohibited
8-1-10	Business License Fees
8-1-11	Restrictions; Suspension; Revocation
8-1-12	Appeals

Section 8-1-1 License Required

- A. It is unlawful for any person, whether as principal or agent, either personally or for another person, or for any corporation, or as a member of any firm or copartnership, to commence, practice, transact or carry on any trade, calling, profession, occupation or business within the Town limits without first having procured a license from the Town to do so and without complying with all regulations of such trade, calling, profession, occupation or business as specified or required by the United States Government or the State of Arizona and its political subdivisions. No license shall be issued without proof by the applicant of such compliance and verification by the clerk that no violation of the

Town's zoning regulations will occur by such issuance.

- B. The practicing or carrying on of any trade, calling, profession, occupation or business by any person, corporation or partnership without first having procured a license from the Town to do so, or without complying with any and all regulations of such trade, calling, profession, occupation or business, as required by other law or by this article shall constitute a separate violation of this article for each and every day that such trade, calling, profession, occupation or business is practiced, carried on or conducted within the Town.
- C. Upon submission of valid proof the following individuals or groups may obtain from the Town Clerk of written exemption from the provisions of this charter.
 - 1. Non-profit educational institutions, fraternal and service clubs, bona fide religious organizations, and agencies of any federal, state or local governments.
 - 2. Non-profit private clubs where a basic membership fee covers the cost of the use of facilities.
 - 3. Fund raising projects of non-profit and bona fide religious organizations, not conducted on a regular basis.
 - 4. Special event permits issued at the direction of the council upon application by the organizers sponsoring the event.

Section 8-1-2 Application and Issuance

- A. It shall be the duty of the clerk upon receipt of a properly completed application for a business license and verification of the data contained thereon, to prepare and issue a license under this article for every person, corporation or partnership required to pay a license fee hereunder and to state in each license the amount charged for the same, the period of time covered thereby, the name of the person, corporation or partnership for whom issued and the trade, calling, profession, occupation or business licensed and the location or place of business where the trade, calling, profession, occupation or business is to be carried on, transacted or practiced.
- B. In no case, shall any mistake made by the clerk in issuing any license or collecting the amount of fee for any license or the amount actually due from any person required to pay for a license as provided herein, prevent, prejudice or stop the Town from collecting the correct amount of fee or charge for any license or the amount actually due from any person required to pay for a license as provided herein, or revoking any license erroneously issued and refunding the fee collected.

- C. No greater or lesser amount of money shall be charged or received by the clerk for any license than is provided for in this article, and no license shall be issued for any period of time other than as provided herein.
- D. All charges for a license required by this article shall be paid in advance and in lawful money of the United States of America at the office of the clerk.

Section 8-1-3 Term of Licenses

- A. The renewal charge for annual licenses provided herein shall become due and payable on the anniversary date of the issuance of the license and every anniversary date thereafter, except that any new license charge shall become due and payable and be paid on or before the day of commencing to carry on, transact or practice the trade, calling, profession, occupation or business for which a license is required by this article.
- B. The charge for quarterly licenses provided herein shall become due on the first day of each calendar quarter, for which required.
- C. The charge for weekly licenses provided for in this article shall become due and payable and be paid on or before the first day of each week for which required.
- D. The charge for daily licenses required by this article shall become due and payable and be paid before each day for which required.

Section 8-1-4 Number of Licenses

- A. A separate charge for a license shall be paid for each branch establishment or separate place of business in which any person, corporation or partnership shall carry on, transact or practice a trade, calling, profession, occupation or business.
- B. When more than one trade, calling, profession, occupation or business is carried on, transacted or practiced by the same person, corporation or partnership at one fixed place of business, only one license shall be required and the charge for such license shall be the highest charge applicable to any of the activities, and all activities shall be listed on the license issued.
- C. When more than one trade, calling, profession, occupation or business shall be carried on, transacted or practiced by the same person, corporation or partnership without any fixed place of business, a separate license shall be required and a separate appropriate charge be paid for each activity for which a license is required by this article.

Section 8-1-5 License to be Exhibited

- A. Each person, corporation or partnership having a license and having a fixed place of business shall keep said license, while in force, at some conspicuous place or location within the place of business.
- B. Each person, corporation or partnership having a license and having no fixed place of business shall carry such license with them at all times, while engaged in any activity for which the license was issued, except that a person acting for any such corporation, firm or company and not being the only person acting for such corporation, firm or company may carry with them a copy of the license which has been issued by the clerk and plainly marked or stamped "Duplicate".
- C. Each person, corporation or partnership having a license shall produce and exhibit the same whenever requested to do so by any designated officer of the Town or by the clerk.

Section 8-1-6 Inspector of Licenses

- A. The clerk shall be inspector of licenses and may appoint, with approval of the manager, such assistant inspectors as may be required to enforce these regulations.
- B. Each assistant inspector of licenses, immediately upon the facts coming to their knowledge, shall report to the clerk the name of any person, corporation or partnership carrying on, transacting or practicing any trade, calling, profession or business within the Town without first having obtained a license as required by this article.

Section 8-1-7 Duties and Powers of Inspectors

- A. The inspector of licenses and the assistant inspectors, each in the discharge and performance of their duties, shall have and exercise the following powers:
 - 1. To file a complaint for any violation of the provisions of this chapter with the Town magistrate.
 - 2. To enter, free of charge and at any reasonable time, any place of business for which a license is required by this article and to demand exhibition of the license for the current period of time from any person, corporation or partnership engaged in carrying on, transacting or practicing any trade, calling, profession, occupation or business at such place of business and, if such person, corporation or partnership shall fail then and there to exhibit such license, such person, corporation or partnership shall be liable to the penalties provided for violation of this article.

- B. When the charge for any license required hereunder shall remain unpaid for ten days from and after the due date, such charge shall be delinquent and the clerk, on the day upon which said charge becomes delinquent, shall add thereto an amount equal to twenty-five percent of said charge as a penalty and no receipt or license shall be issued thereafter by the clerk until the charge and penalty shall be paid in full.

Section 8-1-8 Transfer of License

No license issued under the provisions of this article shall be assigned or transferred to any other person, corporation or partnership without first obtaining permission from the Town.

Section 8-1-9 Prorating Prohibited

No license fee herein provided shall be prorated, except that annual licenses issued after the first of December shall be valid for all of the subsequent year and shall reflect an appropriate expiration date.

Section 8-1-10 Business License Fees

Renewal fee for business within the Town limits	35/year
Renewal fee for business without a fixed place of business within the Town limits	\$50/year
Providers of services, wholesalers and manufacturers with a fixed place of business within the Town limits	\$50/year
Retail merchants, restaurants, bars, contractors and rental of real and personal property with a fixed place of business within the Town limits and persons engaging in the sale or rental of real estate	\$50/year
Wholesalers, manufacturers and providers of services without a fixed place of business within the Town limits	\$50/year
Retail merchants, etc. (as above) without a fixed place of business within the Town limits	\$50/year
Peddlers and mobile merchants as defined in this chapter	\$250/calendar quarter or fraction thereof
Promoters of entertainments, circuses, bazaars, etc., who receive a percentage of receipts or other consideration	\$100/week

for their services. Each such promoter shall also obtain liability insurance of a minimum of \$1 million naming the Town as insured.

Animal Show	\$100/week
Circus Parade Only	\$50/day
Handbill Distributor	\$10/day
Amusement Company, such as ferris wheel, merry-go-round, etc., not part of a circus	\$100/day
Tent Show	\$100/day
Wrestling Exhibition	\$100/day
Road Show, Carnival or Circus	\$100/day
Practice of palmistry, phrenology, astrology, fortune telling, mind reading, clairvoyancy, magic or any healing practices not licensed by the State of Arizona, or any similar calling without a fixed place of business	\$50/day

Section 8-1-11 Restrictions; Suspension; Revocation

Licenses issued under the provisions of this chapter may be restricted, suspended or revoked by the Town clerk, after notice and an opportunity for a hearing, for any of the following causes:

- A. Fraud, misrepresentation or false statement contained in the application for license.
- B. Fraud, misrepresentation or false statement made in the course of carrying on the business.
- C. Any violation of this chapter.
- D. Conviction of any crime or misdemeanor involving moral turpitude.
- E. Conducting business in violation of any Town ordinance, county ordinance or state law relating to the public health, safety and welfare.

Section 8-1-12 Appeals

- A. Notice of the hearing for restrictions, suspension or revocation of a license shall

be given in writing, by the Town clerk, setting forth specifically the grounds for the restrictions, suspension or revocation and the time and place of the hearing. Such notice shall be mailed to the licensee at the address listed on the business license application at least ten days prior to the date set for the hearing. The mailing of such notice shall constitute proper notice to the licensee.

- B. Any person aggrieved by the denial of an application for license or by the restrictions placed upon the license or by the suspension or revocation of such license shall have the right of appeal to the council. Such appeal shall be taken by filing with the Town clerk, within fourteen days after such denial, restriction, suspension or revocation, a written statement setting forth fully the grounds for the appeal. The council shall set a time and a place for hearing of such appeal, and notice of such hearing shall be given to the appellant in the same manner as provided for notice of a hearing on suspension or revocation. The decision and order of the council on such appeal shall be final.

ARTICLE 8-2 PEDDLERS, CANVASSERS, SOLICITORS AND TRANSIENT MERCHANTS

8-2-1	License Required
8-2-2	Definitions
8-2-3	Exemptions from Article
8-2-4	Application for License and Permit
8-2-5	Investigation of Applicant for License and Permit; Issuance and Contents of License
8-2-6	Solicitation by Charitable, Religious, Patriotic or Philanthropic Organizations
8-2-7	Posting of License; Issuance of Identification Cards
8-2-8	Location for Transaction of Business Regulated
8-2-9	Creation of Undue Noise Prohibited
8-2-10	Enforcement of Article; Record of Licenses Issued and Violations Reported
8-2-11	Revocation of License and Permit
8-2-12	Appeal from Denial or Revocation of License
8-2-13	Peddling, Etc., on Posted Premises or Refusal to Leave Premises Upon Request Prohibited

Section 8-2-1 License Required

Subject to the provisions of A.R.S. § 3-563, it is unlawful for any peddler, solicitor, canvasser, transient merchant or itinerant vendor, as the same are defined in this chapter, to engage in such business within the corporate limits of the Town without first obtaining a license therefor in compliance with the provisions of this chapter.

Section 8-2-2 Definitions

In this chapter, unless the context otherwise requires:

- A. "Canvasser or solicitor" means any person, corporate or individual, or firm, whether resident of the Town or not, who travels, or whose agents travel, either by foot, wagon, automobile, motor truck or any other type of conveyance, from place to place, from house to house, from street to street or business to business, taking or attempting to take orders for sale of goods, wares and merchandise, edible foodstuffs, personal property of any nature whatsoever for future delivery, or for services to be furnished or performed in the future, whether collecting advance payments on such sales or not; provided that such definition shall include any person or firm who, for themselves or itself, or for another person or firm, hires, leases, uses or occupies any building, structure, tent, railroad boxcar, boat, hotel room, lodging house, apartment, shop or any other place within the Town for the sole purpose of exhibiting samples and taking orders for future delivery.
- B. "Peddler" means any person, individual or corporate, or firm, whether a resident of the Town or not, who travels, or whose agents travel, by foot, wagon, automobile or any other type of conveyance, from place to place, from house to house, from street to street or business to business, carrying, conveying or transporting goods, wares, merchandise, edible foodstuffs or provisions, offering and exposing the same for sale or making sales and delivering articles to purchasers or who, without traveling from place to place, shall sell or offer the same from a wagon, automotive vehicle, railroad car or other conveyance, and further provided, that persons or firms who solicit orders and as a separate transaction make delivery to purchasers as a part of the scheme of design to evade the provisions herein contained shall be deemed a peddler subject to the provisions herein contained. The word "peddler" shall include the words "hawker" and "huckster".
- C. "Transient merchant", "itinerant merchant" or "itinerant vendor" means any person, corporate or individual, or firm, whether owner or otherwise, whether a resident of the Town or not, who engages, or whose agents engage, in a temporary business of selling and delivering goods, wares, merchandise, edible foodstuffs or provisions, within the Town, and who in furtherance of such purpose, hires, leases, uses or occupies any building, structure, motor vehicle, tent, railroad boxcar, boat, public room in a hotel, lodging house, apartment, shop, or any street, alley or other place within the Town for the exhibition and sale of such goods, wares, merchandise and edible foodstuffs, either privately or at public auction. The person or firm so engaged shall not be relieved from complying with the provisions of this chapter merely by reason of associating temporarily with any local dealer, trader, merchant or auctioneer or by conducting such transient business in connection with, as a part of, or in the name of any such local dealer, trader, merchant or auctioneer.

Section 8-2-3 Exemptions from Article

In addition to the provisions of Section 8-1-1C, the terms of this article do not include the acts of persons selling personal property at wholesale to dealers in such articles, nor to newspaper deliverors, students on school class projects, nor to acts of merchants or their employees in delivering goods in the regular course of business. Nothing contained in this article prohibits any sale required by statute or by order of any court or prevents any person from conducting a bona fide auction sale pursuant to law.

Section 8-2-4 Application for License and Permit

A. **Individual Applicants.** Individual applicants for the permit and license under this article must comply with the licensing requirements of Article 8-1 as well as this article. An applicant shall supply the following information to the Town clerk in addition to the information required by Article 8-1:

1. Name and description of the applicant; date of birth; social security number.
2. Address (legal and local); state sales tax number.
3. A brief description of the nature of the business and the goods to be sold.
4. If employed, the name and address of the employer, together with evidence establishing the exact relationship.
5. The length of time for which the right to do business is desired.
6. If a vehicle is to be used, a description of the same, together with license number or other means of identification.
7. A photograph of the applicant taken within sixty days immediately prior to the date of filing of the application, which picture shall be two inches by two inches, showing the head and shoulders of the applicant in a clear and distinguishing manner.
8. The names of at least two reliable property owners of the Town who will certify as to the applicant's good character and business responsibility, or, in lieu of the names of references, any other available evidence as to the good character and business responsibility of the applicant.
9. A statement as to whether or not the applicant has been convicted of any crime, misdemeanor (except minor traffic violations) or violation of any municipal laws, the nature of the offense and the punishment or penalty assessed therefore.
10. Applicants proposing to sell edible foodstuffs shall file with the application a statement by a reputable physician of the Town, dated not more than ten days prior to the submission of the application, certifying the applicant to

be free of infectious, contagious or communicable disease or, in lieu thereof, a Maricopa County health card.

11. At the time of filing the application, a fee of twenty-five dollars shall be paid to the clerk to cover the costs of the investigation.

B. Corporate or Firm Applicants. Corporate or firm applicants must furnish the following information upon duplicate applications sworn to by an appropriate officer of the firm or corporation authorized so to do:

1. Name of applicant; date of birth; social security number.
2. Address (legal and local); state sales tax number.
3. A brief description of the nature of the business and the goods, etc., to be sold.
4. The length of time for which the right to do business is desired.
5. If vehicles are to be used, the quantity and description of same, together with the license numbers or other means of identification.
6. A list of all of the agents or representatives who will be operating within the Town, including their addresses. In this connection, such firm or corporation shall furnish at the time of application the following information and material pertaining to such representatives or agents:
 - a. A photograph of each agent or representative taken within sixty days immediately prior to the date of the filing of the application, which picture shall be two inches by two inches, showing the head and shoulders of the agent or representative in a clear and distinguishing manner.
 - b. The names of at least two reliable property owners of the Town who will certify as to each person's good character and business responsibility or, in lieu of the names of references, any other available evidence as to the good character and business responsibility of the agents or representatives concerned.
 - c. A statement as to whether each agent or representative has been convicted of any crime, misdemeanor (except minor traffic violations) or violation of any municipal laws, the nature of the offense and the punishment or penalty assessed therefor.
 - d. A statement by a reputable physician of the Town, dated not more than ten days prior to the submission of the application, certifying the applicant to be free of infectious, contagious or communicable

disease or, in lieu thereof, a health certificate or card issued by Maricopa County.

- e. A fee of twenty-five dollars per agent or representative shall be paid to the clerk to cover the cost of investigation.

- C. No license issued hereunder shall be transferable, but corporate or firm licensees may change, substitute or alter the list of their agents or representatives furnished to the clerk at any time; provided, however, that for each newly named agent or representative on such list, the information and material required in subsection B, paragraph 6 of this section shall be furnished therewith.

Section 8-2-5 Investigation of Applicant for License and Permit; Issuance and Contents of License

Upon receipt of such application, the clerk shall cause such investigation of such person's business responsibility or moral character to be made as is deemed necessary to the protection of the public good. No license shall be issued until ten working days have passed or completion of the required investigation, whichever is the longer. If, as a result of such investigation, the applicant's or their agents' or representatives' business responsibility and character are found to be unsatisfactory, the application shall be denied. If, as a result of the investigation, the character and business reputation appear to be satisfactory, the clerk shall so certify in writing, and a license shall be issued by the clerk. The clerk shall keep a full record of all licenses issued. Such license shall contain the number of the license, the date the same is issued, the nature of the business authorized to be carried on, the amount of the license fee paid, the expiration date of such license, the place where such business may be carried on under such license and the name of the person authorized to carry on the same.

Section 8-2-6 Solicitation By Charitable, Religious, Patriotic or Philanthropic Organizations

- A. Any organization, society, association or corporation desiring to solicit or have solicited in its name money, donations of money or property or financial assistance of any kind or desiring to sell or distribute any item of literature or merchandise to persons other than members of such organization upon the streets, in office or business buildings, by house-to-house canvass or in public places for a charitable, religious, patriotic or philanthropic purpose exclusively shall be exempt from the provisions of Sections 8-2-1, 8-2-3 and 8-2-10 of this article; provided, there is filed a sworn application in writing on a form to be furnished by the Town clerk which shall give the following information:

1. Name and purpose of the cause for which the permit is sought.

2. Names and addresses of the officers and directors of the organization.
3. Period during which the solicitation is to be carried on.
4. Whether or not any commission, fees, wages or emoluments are to be expended in connection with such solicitation and the amount thereof.

B. Upon being satisfied that such organization, association or corporation is a religious, charitable, patriotic or philanthropic organization, the clerk shall issue a permit without charge to such organization, association or corporation to solicit in the Town. Such organization, association or corporation shall furnish all of its members, agents or representatives conducting solicitations identification cards stating the name of the organization, name of agent and purpose of solicitation which must be displayed upon demand.

Section 8-2-7 Posting of License; Issuance of Identification Cards

The license issued to the individual or corporate licensees hereunder shall be posted in a conspicuous place if such licensees are using a vehicle or building. The clerk shall issue an identification card to each individual licensee having upon it the pertinent information contained in such license. Agents and representatives of corporate and firm applicants shall be issued similar identification cards. All such cards shall be shown upon request.

Section 8-2-8 Location For Transaction of Business Regulated

No licensee hereunder shall have any exclusive right to any location in the public street, nor shall any licensee be permitted a stationary location, nor shall they transact business within three hundred feet of a public school ground, nor shall they be permitted to operate in any congested area where the operations might impede or inconvenience the public. For the purpose of this article, the judgment of the clerk or the clerk's representative, exercised in good faith, shall be deemed conclusive as to whether the area is congested or the public impeded or inconvenienced.

Section 8-2-9 Creation of Undue Noise Prohibited

No licensee nor any person in their behalf shall shout, make any outcry, blow a horn, ring a bell or use any sound device, including any loud-speaking radio or sound-amplifying system, upon any of the streets, alleys, parks or other public places of the Town or upon any private premises in the Town where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the public thoroughfares for the purpose of attracting attention to any goods, wares or merchandise which such licensee proposes to sell.

Section 8-2-10 Enforcement of Article; Record of Licenses Issued and Violations Reported

It shall be the duty of the law enforcement agency of the Town to enforce this article. The law enforcement agent shall report to the clerk all convictions for violation of this article, and the clerk shall maintain a record for each license issued and record the reports of violations therein.

Section 8-2-11 Revocation of License and Permit

Permits and licenses issued under the provisions of this article may be revoked by the clerk after notice and hearing, as provided in Article 8-1 of this code, for any of the following causes:

- A. Fraud, misrepresentation or false statement contained in the application for license.
- B. Fraud, misrepresentation or false statement made in the course of carrying on their business.
- C. Any violation of this chapter.
- D. Conviction of any crime or misdemeanor involving moral turpitude.
- E. Conducting business in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.

Section 8-2-12 Appeal From Denial or Revocation of License

An appeal from denial or revocation of license shall be controlled by the provisions of Article 8-1 of this chapter, pertaining to appeal regarding business licenses.

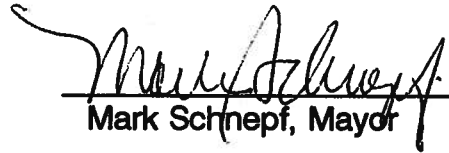
Section 8-2-13 Peddling, etc., on Posted Premises or Refusal to Leave Premises Upon Request Prohibited

It is unlawful for any peddler, solicitor, canvasser or transient merchant, their agents or representatives, to come upon any premises whereon a sign bearing the words "no peddlers" or "no canvassers" or "no solicitors" or any combination of such terms or terms similar thereto is exposed to public view or to remain on any premises after having been requested to leave by the owner or occupant thereof whether such premises are posted as specified above or not.

Section 3. That in order to preserve the public health, safety and welfare and in order to make the provisions of this ordinance immediately operable, an emergency is hereby declared to exist and this measure shall become operative upon its passage and

adoption by affirmative vote of no less than six of the seven members of the Town Council and as such the provisions hereof shall be exempt from referendum.

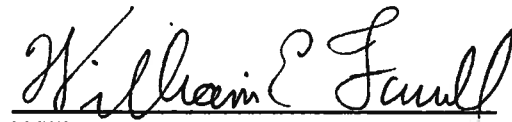
PASSED AND ADOPTED this 17th day of March, 1994.


Mark Schnepf, Mayor

ATTEST TO:


Claudia Dittenbach, Town Clerk

APPROVED AS TO FORM:


William E. Farrell, Town Attorney

REVIEWED BY:


Cynthia Seelhammer, Town Administrator