

A Local Law Authorizing The Establishment Of License Fees By Resolution  
Adopted: 06/24/85

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF  
WELLSVILLE, NEW YORK AS FOLLOWS:

ARTICLE I

The purpose of this Local Law is to authorize by resolution the Board of Trustees of the Village of Wellsville to determine and establish fees for licenses and to change and amend by resolution such license fees as it deems appropriate. The licenses referred to are those which are issued by the Village of Wellsville and its designated officers under authority of any statute, ordinance or Local Law now existing or hereafter enacted. Currently, the amount of the fee for given licenses is contained in particular ordinances and Local Law provisions which provide for such licenses. This Local Law shall permit the Board of Trustees to supersede by resolution all such provisions.

ARTICLE II SECTION I

Notwithstanding the provisions of any existing ordinance or Local Law, all fees for any licenses issued by the Village of Wellsville or its designated officers shall be determined, established, changed or amended by resolution of the Board of Trustees.

SECTION II

All established fees for any licenses issued by the Village of Wellsville or its designated officers in effect at the time this Local Law shall become effective, shall continue until such time as they are amended or changed as provided herein.

SECTION III

Prior to the passage of any resolution establishing, determining, changing or modifying license fees, the Village Board of Trustees shall conduct a public hearing.

SECTION IV

A schedule of any license fees established as provided in this Local Law shall be promptly filed and maintained in the office of the Clerk of the Village of Wellsville, and shall be made available to any interested party.

SECTION V

Any fees established by resolution of the Board of Trustees as provided in this Local Law, shall become effective upon the passage of such resolution.

ARTICLE III

This Local Law shall become effective immediately.

VILLAGE OF WELLSVILLE, NY  
Licenses fees effective June 1, 1985

Juke Boxes . . . . .	\$.25.00/year, each
Bowling Machines . . . . .	\$.25.00/year, each
Pin Ball Machines. . . . .	\$.25.00/year, each
Shuffleboards. . . . .	\$.25.00/year, each
Coin Operated Pool Tables. . . . .	\$.25.00/year, each
Other Amusement Machines . . . . .	\$.25.00/year, each
Pool Halls . . . . .	\$.6.00/year/table
Junk Dealers . . . . .	\$.350.00/year
Transporting persons for hire. . . . .	\$.25.00/year, 1st vehicle, \$2.50/year for each additional vehicle
Bowling Alleys . . . . .	\$.6.00/year/alley
Commercial Rubbish Haulers . . . . .	\$.250.00/year
Padding . . .(must submit application). . . . .	\$.25.00/year
Soliciting . .(must submit application). . . . .	\$.25.00/year
Sell produce from truck. . . . .	\$.25.00/year

\$100.            \$50.            \$100.            \$100.  
Dance licenses, theatre licenses, circuses and carnivals and any  
other licenses not listed above MUST have application made to the  
Village Clerk or the Village Board of Trustees, Wellsville, NY.

(coin operated machines which dispense food, beverages, candy, gum,  
merchandise, etc. are not subject to license fees)

# A LOCAL LAW REGARDING LICENSES

adopted: 05/25/36

BE IT HEREBY ENACTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WELLSVILLE, AS FOLLOWS:

## Section 16.1 LICENSES REQUIRED

No person shall carry on any of the trades, occupations, or business hereinafter named or specified or solicit orders, sell or attempt to sell within the Village of Wellsville, without first procuring a license from the Mayor of the Village or Village Clerk and paying the required fee.

## Section 16.2 PROCURING OF LICENSE

All licenses required by any village ordinance of this village to be procured, shall be procured in the manner following: Application for license shall be made to the Clerk of the village, who may issue a license, specifying the fee to be paid therefor. Every license shall be countersigned by the Treasurer of the village, who shall keep a record thereof and of the amount of the fee to be paid therefor; and upon presentation of such license to the Treasurer of the village so signed and countersigned and the payment to the Treasurer of such fee, the Treasurer shall endorse thereon his receipt of the license fee. The license shall not take effect until the receipt of the Treasurer shall have been endorsed thereon. Any applicant who shall have been refused such license by the Clerk, may apply to the Board of Trustees therefor, at a meeting thereof, and the same may be granted or refused by the Board. The Mayor may suspend any such license until the next meeting of the Board of Trustees, and thereupon said license may be revoked or continued by the Board.

## Section 16.3 ISSUANCE OF LICENSE

A. All of said licenses and permits shall be issued by the Clerk of the village. The license or permit must be shown to any qualified authority or person interested on demand and no person holding such license or permit shall be permitted to engage in any work or occupation thereunder, and no such work or occupation

shall be engaged in within the Village of Wellsville on Sundays or before 8:00 o'clock in the morning or after 8:00 o'clock in the evening on other days, with the exception of theatres, vehicles for transportation of persons for hire, bowling alleys, circuses and such other amusements and/or services which by their nature have and do operate earlier and later than such hours.

B. No license or permit issued under the provisions of this ordinance shall include more than one (1) person, nor shall more than one (1) license or permit of any one (1) kind be issued to any one (1) person and no license or permit hereunder shall be transferable. Except that if the holder of any license or permit is engaged in work as the agent or representative of some other person, firm or corporation, then and in that event, with the consent of the Mayor of the village and in his discretion, the said license or permit may be surrendered and a new license or permit issued to some other person for the unexpired term thereof without payment of any license fee. Any person assigning or transferring or attempting to assign or transfer any license or permit issued thereunder, except as herein provided, shall be guilty of violating this ordinance.

Section 16.4 PERSONS EXCEPTED

A. The provisions of the foregoing subdivisions of this ordinance shall not be construed to require a person to procure the license or permit hereinbefore, provided, if such person has or occupies a store, shop, warehouse, factory or other place within the Village of Wellsville for the sale, distribution, storage or manufacture of any of said goods, wares and merchandise or other personal property or where such work, labor or services can be or are intended to be performed, or where said newspapers, magazines, books, pamphlets or other publications are produced or published, except as hereafter provided.

B. The peddling of meats, fish, fruit, and farm produce by farmers and persons who produce such commodities, and the peddling by a discharged soldier, sailor or marine who is crippled as a result of injuries received while in the navel or military service of the United States or who is holder of a license granted under Section 32 of the General Business Law, are excepted from any of the provisions of this ordinance.

Section 16.5 POWER OF BOARD OF TRUSTEES TO REMIT FEES

It is hereby ordained and enacted that the Board of Trustees shall at all times have the authority and power to remit in whole or in part the payment of any fee for any license issued pursuant to the provisions of this ordinance, in order to prevent an undue or unnecessary hardship or when in the judgement of a majority of the Board of Trustees the public interests of the village will be promoted thereby. In such case, the Village Clerk shall file with the Treasurer a statement signed by him stating to the extent to which the fee for said license is remitted and the said license shall then take effect only after a Certificate of Compliance has been endorsed by the Treasurer thereon.

Section 16.1 THEATRES, SHOWS, ETC.

A. The use of any theatre, opera house, public building, public hall, or place for giving any show, drama, theatre, opera, dance or entertainment or for a moving picture show or miniature golf course for money or hire, within the Village of Wellsville, New York, is hereby prohibited, except as permitted by licenses duly issued as provided by the General Village Law, and further excepting school functions and functions held under the auspices of schools for charitable and nonprofit purposes.

B. All licenses under Section 16.6 shall be for the term of one (1) year from the date of issue or for the duration of the particular function involved, and may be suspended, for good cause, at any time by order of the Mayor of the Village, until the next regular or special meeting of the Board of Trustees, and may then be either revoked or continued in the discretion of the Board of Trustees. The fee for such license shall not be less than twenty-five dollars (\$25), nor more than one hundred dollars (\$100) to be fixed each year by a resolution of the Board of Trustees, but no such license shall be issued until the building or hall for which the same is issued shall have been inspected by the Chief or Acting Chief of the Fire Department of the village, and their certificate filed in writing, stating that the said hall or building is properly provided with fire escapes and has suitable and safe means of egress and ingress in case of panic or fire, and is in all ways reasonably safe from danger from fire.\*

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\* See Ch. 12 Fire Prevention Bureau

No show, exhibition or performance which shall be given in a theatre, opera house, public building or public hall, so licensed, shall be required to procure a separate license under any provisions of this ordinance.

C. Nothing contained herein shall be deemed to prohibit the Board of Trustees of the village from granting a permit, in its discretion, without charge, and no license shall be required in the case of home talent shows or exhibitions.

Section 16.7            CIRCUSES, CARNIVALS, ETC.

The owner, agent, manager, or person or persons in charge of any circus, carnival, exhibition or caravan shall procure a license before he or they shall have any right to erect any show tent or other building for the purpose of a circus, carnival, exhibition or caravan. Said license fee shall be one hundred dollars. (\$100.)

Section 16.8            TRANSPORTING PERSONS FOR HIRE

A. The running of cabs, hacks, automobiles, motor vehicles and all other vehicles for the transportation of persons for hire within the Village of Wellsville, is hereby prohibited except as permitted by licenses duly issued as provided by the General Village Law.

B. The fee for such license or licenses therefor shall be as follows:

For each person so operating, a license may be issued good for one (1) year from its date, for which the fee shall be ten dollars (\$10); and the holder thereof shall be permitted to operate one (1) such vehicle under such license; and for each such additional carriage or vehicle, such person so holding an annual license shall be required to pay one dollar (\$1) per year.

C. With each license herein provided for, the Village Clerk shall deliver a tag which shall be attached to such vehicle in a conspicuous part thereof, as designated or required by the officers signing or issuing the same.

Section 16.9            JUNK DEALERS

All persons who shall engage in soliciting for the purchase of articles of junk shall procure a license therefor, whose fee shall be twenty-five (\$25.) dollars per year.

Section 16.10            BOWLING ALLEYS

All owners, managers, or person or persons in charges of public bowling alleys shall procure a license for the operation of same, which license fee shall not be less than three dollars (\$3.) per alley per year.

Section 16.11            POOLROOMS

All owners, managers or person or persons in charge of public poolrooms shall procure a license for the operation of same, which license fee shall be not less than three dollars (\$3.) per table per year.

Section 16.12            AMUSEMENT MACHINES

A. All amusement machines, whether known as pin machines, or any other name, are hereby prohibited in the Village of Wellsville unless the same are duly licensed, and a license fee therefor is paid to the Treasurer of said village. The license fee for each such machine shall be ten dollars (\$10.) per year payable in advance.

B. The license shall be conspicuously displayed for each machine licensed and operated under this ordinance. The failure to have such a license so displayed shall be presumptive evidence that such machine is being operated in violation of this ordinance.

Section 16.13            COMMERCIAL RUBBISH HAULERS

Commercial haulers of garbage, rubbish and refuse, who operate within the Village and/or the Town of Wellsville, and who regularly haul garbage, rubbish and refuse to the Snyder Road landfill, shall obtain an annual license from the Village Clerk for which a fee of one hundred twenty dollars (\$120.) payable semi-annually in advance, shall be paid.

COMMERCIAL HAULER - Is defined as any person or persons who service at least ten (10) customers on a regularly established route.

Section 16.14            HAWKING AND PEDDLING

The hawking or peddling in the streets, in public places, or from house-to-house, of goods, wares, merchandise, books or magazines, or the soliciting of orders therefor, is hereby prohibited

unless a license is obtained pursuant to this chapter. The fee for such license shall not exceed ten dollars (\$10.).

Section 16.15

VIOLATIONS CONSTITUTE DISORDERLY CONDUCT

Any violation of this ordinance shall constitute disorderly conduct and the person violating the same shall be a disorderly person.