

C-LINE #620389
CLEAR TOPPER

AND TO BE EFFECTIVE, AS FOLLOWS:

ORDINANCE NO. 308

AN ORDINANCE LICENSING PHOTOGRAPHERS, PROVIDING PENALTIES FOR THE VIOLATION HEREOF, AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ENACTED BY THE COUNCIL OF THE CITY OF LAS ANIMAS, COLORADO:

Section 1. That it shall be unlawful for any person, firm or corporation to engage in the business of a transient, itinerant or resident studio photographer within the City of Las Animas, without first having procured from the City Clerk of the City of Las Animas, a license therefor as hereinafter provided.

Section 2. Photographers shall be defined as follows, to-wit:

(a) A transient photographer, as referred to herein, is defined to be a person, firm or corporation who engages in the business of, or solicits the taking, coloring, enlarging or selling of finished photographs for profit in the City of Las Animas, and (1) maintains a studio or place of business for the solicitation, taking, finishing, coloring, enlarging or selling of photographs in the City of Las Animas for less than six successive months in any one calendar year or (2) maintains a studio or other place of business in the City of Las Animas for the solicitation, coloring, enlarging or selling of photographs which is not equipped to finish same and who does not, in fact, himself or through others, cause said photographs taken by and for him to be finished, enlarged, colored or duplicated in the City of Las Animas.

(b) An itinerant photographer, as referred to herein, is defined to be a person, firm or corporation, who solicits the taking, finishing, enlarging, coloring and sale of photographs for profit in the City of Las Animas and who has no studio or other place of business in the City of Las Animas for finishing, coloring or enlarging of photographs and equipment therefore.

(c) All persons, firms or corporations engaged in the business of taking, finishing and selling photographs, who maintain a studio or other place of business equipped for the enlarging, coloring or finishing of photographs within the City of Las Animas for six months or more in any one calendar year, and who, in fact, carry on the business of taking, finishing or coloring, enlarging, or selling within the City of Las Animas for profit shall be known as and classified as resident studio photographers.

Section 3. The license fee for itinerant and transient photographers as hereinabove defined, shall be Ten Dollars (\$10.00) per day, or fraction thereof, for each person peddling, delivering or soliciting as aforesaid; the license fee for resident studio photographer, as hereinabove defined, shall be Fifteen Dollars (\$15.00) per annum, and an additional license fee of Five Dollars (\$5.00) per annum shall be charged for each solicitor or salesman employed by said resident studio photographer; said license to expire December 31st following issuance thereof, and shall not be transferable, or issued on a prorata basis for the portion of any one calendar year.

Section 4. That any itinerant or transient photographer, as herein defined, or any other person, firm or corporation, who may desire to qualify and be classified as a resident studio photographer, as hereinabove defined, shall upon making application for such a resident studio photographer license, deposit with the City Clerk of the City of Las Animas, the sum of Two Hundred Dollars (\$200.00), in cash, as a bond to guarantee his, her or its full and complete compliance with the provisions hereof;

that, after having fully qualified as such a resident studio photographer, as herein defined and set forth, said deposit shall be returned to said applicant less the license fee of Fifteen Dollars (\$15.00) representing the fee due for one annual license for a resident studio photographer to be dated from the date of the original application therefor. Provided, that in the event said applicant shall fail to qualify and be classed as a resident photographer, as defined herein, the total amount deposited as a bond shall thereupon be forfeited.

Section 5. That any person, firm or corporation violating any of the terms of this ordinance shall, upon conviction, be fined in a sum not less than Twenty-Five Dollars (\$25.00), nor more than Two Hundred and Fifty Dollars (\$250.00) for each offense, and each day such person, firm or corporation engages in said business in violation of this ordinance shall be deemed a separate offense, and each person engaged in such business, although employed by one person, firm or corporation, shall be subject to this ordinance together with his employer.

Section 6. That all ordinances or part of ordinances in conflict herewith are hereby repealed.

Section 7. In the opinion of the City Council, this ordinance is necessary for the immediate protection and preservation of the public health, safety, convenience and general welfare, and it is enacted for that purpose, and shall be in full force and effect from and after its passage and the date of its final publication.

The above proposed ordinance was introduced, read and ordered published at a regular meeting of the City Council on the City of Las Animas, held on Monday, June 6, 1949, and will be considered for final adoption at a regular meeting of said Council to be held at the Municipal Light and Power Office, the regular meeting place of said Council, at 8 p.m., _____, July 11, 1949.

/s/ *[Signature]*
Mayor

ATTEST:

/s/ D.A. McAfee
City Clerk.

Ordinance 308 adopted