

ORDINANCE NO. 520

AN ORDINANCE AMENDING CHAPTER 7 OF THE LAS ANIMAS CITY CODE AND CONCERNING AUCTIONS AND AUCTIONEERS.

WHEREAS, the City Council of the City of Las Animas, Colorado, has been advised of certain inequities in Chapter 7 of the Las Animas City Code concerning auctions and auctioneers, and

WHEREAS, the Las Animas City Council has reviewed said Chapter 7 and determined that it is in the best interest of the citizens of the City of Las Animas to remove the inequities from said Chapter 7 by amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAS ANIMAS, COLORADO, that Sections 7-1 and 7-2 of the Las Animas City are hereby repealed and reenacted as follows:

Section 7-1 PERMIT REQUIRED; EXCEPTIONS.

It shall be unlawful for any person, acting either as principal or agent, to engage in or pursue the occupation of selling or offering for sale at auction within the city, or on its streets or alleys or lots abutting thereon, merchandise and finished goods, including by way of explanation and not by limitation, the sale of clothing, furniture, jewelry, medicines, electrical appliances, tools, implements, fuel, lubricants, goods or wares of any sort or description without first having obtained a permit therefor as provided in this article. The sale of every separate item sold at auction, without having

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(C) Written proof of Liability Insurance in an amount required by the City's Insuror.

fully complied with the provisions of this article, shall constitute a separate offense. There are excepted from the provisions of this article benefit sales for charities, sales of real estate sales by the Personal Representative or heirs of an estate, sales by a householder of his own used household furniture and quitting business sales held by a merchant who has maintained an inventory at a fixed base for retail sales and has been assessed and had paid a general ad valorem tax on an inventory for the previous year.

Section 7-2 PERMITS.

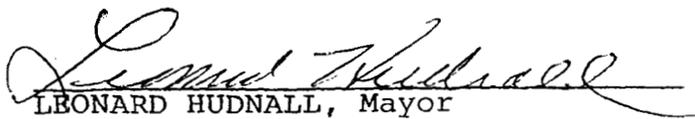
Permits shall be issued by the city clerk upon authorization of the city council or a subcommittee established for that purpose only upon application and for one auction. Each application shall be accompanied by:

(a) An instrument appointing irrevocably the City Clerk as agent to accept service of process in connection with any lawsuit based upon a claim arising in any way from the holding, or proposed holding of, an auction or goods sold, and

(b) A fee of One Hundred Dollars (\$100.00)

→ (c) Introduced, read, passed on first reading, and ordered published this 17<sup>th</sup> day of Feb., 1987.

Adopted on second reading, and ordered published by title only this 3<sup>rd</sup> day of March, 1987.

  
LEONARD HUDNALL, Mayor

ATTEST:

  
LILA M. MAUPIN, City Clerk

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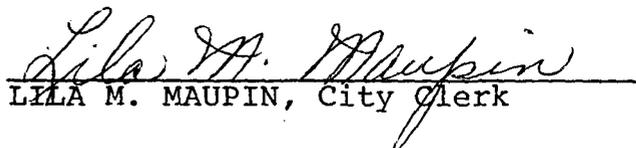
AN ORDINANCE AMENDING CHAPTER 7 OF THE LAS ANIMAS CITY CODE AND CONCERNING AUCTIONS AND AUCTIONEERS.

WHEREAS, the following amendment was made and this ordinance adopted on second reading and ordered published by title only by the Las Animas City council on March 3, 1987:

Section 7-2(c). The City Council of the City of Las Animas, Colorado, hereby finds, determines and declares that an emergency exists and that this Ordinance is necessary for the immediate preservation of the public health or safety and the same shall be in full force and effect after publication and final passage as provided by law.

  
LEONARD HUDNALL, Mayor

ATTEST:

  
LILA M. MAUPIN, City Clerk

