

ORDINANCE NO. 210 by GORHAM.

AN ORDINANCE LICENSING AND REGULATING AUCTIONEERS IN THE CITY OF PAYETTE, IDAHO, PROVIDING A PENALTY FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

Be it ordained by the Mayor and Council of the City of Payette:

Section 1.

Every person desiring to act as an auctioneer in the City of Payette, Idaho, shall before engaging in such business obtain a license from the City Clerk of the said City, and no person shall conduct an auction or act as an auctioneer in said city of Payette without first obtaining said license. And to adjust the same, auctioneers shall be divided into three classes, designated as first, second and third class respectively, and defined as follows:

(A) An auctioneer of the first class shall be one who carries on such auction as principal or employee, on salary or commission, for any person or persons, firm, company or corporation engaged in any mercantile business in the said City of Payette, and which person or persons, firm, company or corporation shall have been engaged in such mercantile business for more than one year previous to the time of holding or carrying on such auction.

(B) An auctioneer of the second class shall be one who carries on or engages in such auction at a designated place known and advertised as an auction house, or who imports or ships in goods wares and merchandise, or stock or commodity of any kind whatsoever for the purpose of selling the same at auction.

(C) An auctioneer of the third class shall be one who carries on or engages in such auction for the purpose of selling private, personal or real property, belonging to persons not engaged in any mercantile business.

Section 2. (A)

An auctioneer of the first class shall pay to the City Clerk for the license fee above required the sum of Five (\$5.00) Dollars for each and every day or part of day that such auction is carried on.

(B) An auctioneer of the second class shall pay to the City Clerk for the license fee above required the sum of _____ Dollars for each and every day or part of day that such auction is carried on.

(C) An auctioneer of the third class shall pay to the City Clerk for the license fee above required the sum of _____ Dollars for each and every day or part of day that such auction is carried on.

Section 3.

No auctioneer shall ring a bell or permit the same to be rung, in, about, or in front of the premises where he is conducting a sale, before, after or during such sale, nor at any other time. Neither shall he permit music, singing, or loud noises or soliciting to be made or done, for the purpose of attracting attention before, after or during said sale, or any other time, unless he shall obtain a permit for the same from the City Clerk of the City of Payette, for which permit he shall pay a fee of _____ Dollars per day to the City Clerk of the said City for each person so ringing a bell, singing, soliciting, performing or playing music.

Section 4.

Any person who shall at public outcry offer for sale as principal or agent, any article of merchandise or property,

shall be deemed an auctioneer within the purview of this Ordinance.
Section 5.

If any person or persons, firm, company or corporation shall violate any of the provisions of this Ordinance, he or they shall, upon conviction, be punished by a fine of not less than _____ Dollars nor more than _____ Dollars, or by imprisonment in the City jail for not less than _____ days nor more than _____ days; and in all such cases of violation of this ordinance the Clerk may at his discretion, revoke and annul any license previously issued to any person so convicted, and any such person whose license has been revoked for cause shall not again be entitled to an Auctioneers license in the City of Payette.
Section 6.

All parts of ordinances in conflict with this ordinance are hereby repealed.

Passed and approved this _____ day of _____ 1911.

Attest

Mayor

City Clerk