

Council Meeting
August 8, 2006

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: SECOND AND FINAL READING OF ORDINANCE 3684

RECOMMENDATION:

Second and Final Reading of **ORDINANCE NO. 3684** amending sections of the Torrance Municipal Code relating to the issuance of business licenses.

BACKGROUND:

At the regular meeting of the City Council held on the 1st day of August, 2006, this Ordinance was introduced and approved for its first reading by the following roll call vote:

AYES:	COUNCILMEMBERS:	Brewer, McIntyre, Nowatka, Sutherland, Witkowsky, and Mayor Scotto.
NOES:	COUNCILMEMBERS:	None.
ABSTAIN:	COUNCILMEMBERS:	None.
ABSENT:	COUNCILMEMBERS:	None.

Respectfully submitted,



Sue Herbers
Sue Herbers, City Clerk

NOTED:

for



Mary Giordano
LeRoy J. Jackson, City Manager

Attachment	A:	Ordinance 3684
	B:	Ordinance Summary

ORDINANCE NO. 3684**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTIONS OF THE TORRANCE MUNICIPAL CODE RELATING TO THE ISSUANCE OF BUSINESS LICENSES**

The City Council of the City of Torrance does ordain as follows:

SECTION 1

That Section 31.3.6 of the Torrance Municipal Code be amended to read in its entirety as follows:

“SECTION 31.3.6 UNLAWFUL BUSINESS.

No license issued under the provisions of this Division shall be construed as authorizing the conduct of or continuance of any illegal or unlawful business or practice, or the furnishing, sale, or provisioning of any service, good, or product that is illegal under this Code, the Laws of the State of California, or the Laws of the United States of America.”

SECTION 2

A new section 31.4.1(a)(9) shall be added to the existing Section of 31.4.1 to read in its entirety as follows.

“SECTION 31.4.1. APPLICATIONS.

- a) Every person required to have a business license shall make application to the License Supervisor. The applicant shall furnish all information required to enable the License Supervisor to properly classify the business of the applicant and determine the proper license tax to be paid by such applicant. This information shall include, but not be limited to:
 - 1) Name of firm;
 - 2) Address and phone number;
 - 3) Mailing address;
 - 4) Nature of business;
 - 5) Name of applicant;
 - 6) Address and phone number of applicant;
 - 7) Driver’s license number of applicant;
 - 8) Social Security number of applicant;
 - 9) An affirmation by the applicant that the business does not furnish or provide any service, good, or product that is illegal under this Code, the Laws of the State of California or the Laws of the United States of America.”

SECTION 3

Any inconsistent provisions of the Torrance Municipal Code or any other inconsistent ordinances of the City are repealed to the extent of the inconsistencies.

SECTION 4

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then the decision will not affect the validity of the remaining portion of the ordinance. The City Council declares that it would have passed this ordinance and each of its sections, subsections, sentences, clauses and phrases, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases might be declared invalid or unconstitutional.

SECTION 5

This ordinance will take affect thirty days after the date of its adoption. Within fifteen days following adoption, this ordinance or a summary of this ordinance, if authorized by the City Council, will be published at least once in the Daily Breeze, a newspaper of general circulation, published and circulated in the City of Torrance.

INTRODUCED AND APPROVED this 1st day of August, 2006.

ADOPTED and PASSED this ___ day of _____, 2006.

APPROVED AS TO FORM:
JOHN FELLOWS III, City Attorney

Mayor Frank Scotto
ATTEST:

by _____
Ronald T. Pohl, Assistant City Attorney

Sue Herbers, CMC
City Clerk

Ordinance Summary

TORRANCE CITY COUNCIL ORDINANCE NO. 3684

On _____, 2006, the City Council of the City of Torrance adopted Ordinance number 3684 amending Sections 31.3.6 and 31.4.1(a) of the Torrance Municipal Code relating to the issuance of business licenses.

The Ordinance clarifies existing language in Section 31.3.6 emphasizing that the issuance of a business license does not authorize conduct of business that violates Torrance, State, or Federal Law.

Section 31.4.1(a) was amended to require that an applicant for a business license affirm that the business will not furnish or provide goods, services, or products that are illegal under Torrance, State, or Federal Law.

*****City Clerk to add a paragraph stating that copies of the ordinance are available at the City Clerk's office and stating the names of the City Council members that voted in favor and those that voted against.*****