

**ORDINANCE  
NO. 2018-11-02  
AMENDING ORDINANCE NO. 2017-02-03**

**ESTABLISHING BUSINESS REGISTRATION IN THE CITY OF PEARSALL;  
REQUIRING A BUSINESS LICENSE; AMENDING THE CODE OF  
ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING  
A PENALTY CLAUSE.**

**WHEREAS**, the City Council desires to register all businesses operating in the City of Pearsall and believes that such registration would further protect the public health, safety, and welfare;

**WHEREAS**, the City Council desires to require all businesses operating in the City of Pearsall to apply for and display a business license at all times;

**NOW THEREFORE: BE IT ORDAINED BY THE CITY COUNCIL OF THE  
CITY OF PEARSALL:**

**Sec. 1. - Definitions.**

As used in this article, the following definitions shall apply:

*Business* shall mean the purchase or sale of goods and/or services for a profit per State Comptroller definitions and guidelines.

**Sec. 2 - Registration requirements.**

Every business operating in the City of Pearsall is required to apply for and display a business license issued by the City of Pearsall and annually complete an application that shall contain the following information:

- (1) The name of the business and the business owner;
- (2) The address of the business and the address of the owner;
- (3) The business telephone number and the cell phone number of the owner or manager;
- (4) Type of business and/or primary business operation;
- (5) Legal description of the business site;
- (6) State of Texas and Federal Tax Identification numbers;
- (7) Signature of applicant indicating all information submitted is correct;
- (8) The email address of the business owner and/or operator;
- (9) The number of individuals employed;
- (10) Any other information deemed necessary by the licensing official.

**Sec. 3. – Certificate of Occupancy.**

In order to operate a business in the City of Pearsall, every business must have a valid certificate of occupancy in addition to a valid business license.

**Sec. 4. - Application fee.**

Every business operating in the City of Pearsall shall pay an annual business license fee of fifty dollars (\$50.00) that expires on December 31st of each year. The fee for a change of name on an existing business will be fifty dollars (\$50.00).

**Sec. 5. - Issuance of license.**

The Business Development Director or another designee of the City Manager will issue an applicant a business license after complying with all the requirements in this ordinance.

**Sec. 6. - Enforcement.**

The duly constituted authorities of the city, including the Pearsall Police Department, the Planning and Zoning Director, the Business Development Director and others having the duty of enforcing the ordinances of the city.

**Sec. 7. - Penalty.**

Any person who shall violate any provision of this ordinance shall, upon conviction, be punished by a fine or not more than five hundred dollars (\$500.00).

**Sec. 8. – Code of Ordinances.**

The City Code of Pearsall, Texas, as amended, will remain in full force and effect, save and except as amended by this ordinance. The publishers of the City Code of Pearsall, Texas are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to format and number paragraphs to conform to the existing Code.


**Sec. 9. - Severability.**

Should any article, section, part, paragraph, sentence, phrase, clause, or word of this ordinance, for any reason, be held illegal, inoperative, or invalid, or if any exception to or limitation upon any general provision herein contained be held to be unconstitutional or invalid or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid or ineffective.

**Sec. 10. - Publication.**

The City Clerk of the City of Pearsall is hereby directed to publish notice of this Ordinance as required by the Charter of the City of Pearsall and the laws of the state of Texas.

**PASSED AND APPROVED this 13<sup>th</sup> day of November 2018.**

  
\_\_\_\_\_  
Mary Moore, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Krystal Garcia, City Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
City Attorney



# CITY OF PEARSALL

215 South Ash Street  
PEARSALL, TEXAS 78061

Phone: (830) 334-3676  
Fax: (830) 334-4750



## APPLICATION FOR BUSINESS LICENSE

*(Please Print)*

Application Date: \_\_\_\_\_

Business Name: \_\_\_\_\_

Business Address: \_\_\_\_\_

Owner(s) Name: \_\_\_\_\_

Owner(s) Address: \_\_\_\_\_

Business Type: \_\_\_\_\_

Federal Tax ID# \_\_\_\_\_

State Tax ID# \_\_\_\_\_

Billing Address: \_\_\_\_\_

Email Address: \_\_\_\_\_

Website: \_\_\_\_\_

Phone Number: \_\_\_\_\_

Owner Cell Phone Number (required): \_\_\_\_\_

**(A copy of a current and valid state issued identification is required for license to be issued.)**

- Are you the property owner or renter/tenant?     Property Owner         Renter/Tenant
- If you are you the renter/tenant, you must provide a copy of your renter's/lease agreement; agreement must provide the property owner's name, mailing address and contact phone numbers.
- Co-owner(s)/co-lessee(s) must be a co-applicant and provide the same required information.

**APPLICATION AGREEMENT:** In consideration thereof, I hereby make application for a Business License to be issued by the City of Pearsall, and agree to abide by all rules and regulations of the State of Texas and the City of Pearsall established and adopted related to the operation of a business within the State of Texas and the City of Pearsall.

**I have read and understand the above terms, and that this application becomes a binding contract.**

\_\_\_\_\_  
Applicant (Owner) Signature Date

\_\_\_\_\_  
Co-Applicant (Co-Owner) Signature Date

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**FOR OFFICE USE ONLY**

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Date Filed: \_\_\_\_\_

Amount of Payment: \_\_\_\_\_

Tender: \_\_\_\_\_

Receipt Number: \_\_\_\_\_

Accepted by: \_\_\_\_\_

License Number: \_\_\_\_\_

Expiration Date: \_\_\_\_\_

Additional Notes if necessary: