

Title 5
LICENSES AND BUSINESS REGULATIONS*

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* Statutory authority—See RCW 35.22.280.

Chapter 5.01 GENERAL PROVISIONS

Sections:

- 5.01.010 Violation—Penalties.
- 5.01.020 Civil and criminal prosecution of violators.
- 5.01.030 Enforcement duties of code administration manager and the manager and the director of community and economic development.
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5.01.010 Violation—Penalties.

A. For all provisions of Title 5 except the provisions of Chapter 5.90; it is unlawful for any person, firm or corporation to violate any such provision or fail to comply with any requirement in any such provision. Unless otherwise stated in this title, any person convicted of violating any provision or of failing to comply with any requirement of such provision shall be punished by a fine not to exceed five hundred dollars. Upon the second or subsequent convictions of the same offense for which a person, firm or corporation, within the preceding year, has been convicted of or forfeited bail on, the punishment shall be a fine of not more than one thousand dollars or imprisonment in the city jail facility for not less than ten days nor more than ninety days or both such fine and imprisonment for each such conviction. If the violation of or failure to comply with the provisions is of a continuing nature, then each day shall constitute a separate criminal offense.

B. Civil Offense. As an additional and concurrent remedy for the violation of a provision of Title 5 other than provisions of Chapter 5.90, the city may bring a civil action against any person for violation or failure to comply with any such requirement. The penalty shall be five hundred dollars. If the violation or failure to comply with such provisions and requirements of this title is of a continuing nature, then each day shall constitute a separate civil offense. The city shall not bring a civil penalty action as provided by this subsection for violation or failure to comply with the terms of YMC 5.49.050.

C. This section is not applicable to provisions of Chapter 5.90. Violations of Chapter 5.90 are governed by YMC 5.90.070(c) and (d).

(Ord. 93-29 § 1, 1993; Ord. 3083 § 1, 1988; Ord. 1533 § 1, 1973).

5.01.020 Civil and criminal prosecution of violators.

For the purpose of civil and criminal prosecution under this title, “person” means and includes natural persons, firms, copartnerships and corporations, and other associations of natural persons, whether acting by themselves or by servants, agents or employees. Every person concerned in the commission of a criminal violation of this title, whether he directly commits the act or effects the commission constituting the offense, or aids and abets the same, and whether present or absent, and every person who directly or indirectly counsels, encourages, hires, commands, induces or otherwise procures another to commit such criminal violation, is and shall be a principal under the terms of this title, and shall be proceeded against and prosecuted as such.

(Ord. 3083 § 2, 1988).

**5.01.030 Enforcement duties of code administration manager and the director of community ~~and-~~
economic development.**

It is the duty of the code administration manager to enforce this title with the exception of Chapter 5.90. It is the duty of the director of community ~~and-economic~~ development to enforce Chapter 5.90.

(Ord. 93-29 § 2, 1993; Ord. 3083 § 3, 1988).

5.01.040 False information.

It shall be unlawful for any person to make a false statement on any application provided for under this title or otherwise provide false information under the provisions of this title.

(Ord. 3083 § 4, 1988).

5.01.050 Violations as nuisances.

Conducting any business or activity contrary to the provisions of this title is a public nuisance, subject to prevention or abatement by injunction or other appropriate remedy in the Superior Court of the state of Washington for Yakima County.

(Ord. 3083 § 5, 1988).

5.01.060 Business license—Denial, revocation, or refusal to renew—Grounds—Appeals.

A. The code administration manager, or his or her designee, has the power and authority to deny, revoke or refuse to renew any business license issued under the provisions of this title in order to further the public interest in public health, safety and welfare. The code administration manager, or his or her designee, shall provide notice to said licensee in writing by certified mail of the denial or revocation of, or refusal to renew, his or her license and on what grounds such a decision was based. The code administration manager may deny, revoke or refuse to renew any license issued under this title upon a finding that any applicant, licensee, owner, or any officer or agent thereof:

1. Has omitted to disclose any material fact necessary to make a statement not misleading in any application for the license; or
2. Has charges pending against her/him or has been convicted of a crime or offense that directly relates to the activity for which the license is required, and the time elapsed since the date of conviction or release from jail or prison, whichever is more recent, is less than ten years; or has been convicted of several crimes including at least one within the last ten years; provided, however, that any licensee whose license is revoked because of charges pending against her/him may engage in the activity for which the license is required, pending a final decision on the charges; or
3. Has been subject to an adverse finding in any judgment or order which directly relates to the activity for which the license is required in any judicial or administrative proceeding in which fraud, deceit, coercion, breach of trust, unfair method of competition, unfair or deceptive trade act or practice, or assertion of unconscionable contractual provisions, or other similar act, practice, or conduct, on the part of the licensee-applicant is proven, and the time elapsed since the judgment or order is less than ten years; or
4. Has violated or failed to comply with any applicable provisions of this code or rule or regulation prescribed under this title; provided, that failure to obtain a license shall not be grounds for license denial; or

5. Is in default in any payment of any fee or tax required under Title 3 or 5, or required under any parking business improvement area established pursuant to Chapter 35.87A RCW; or
6. Has been subject to an adverse finding in any judgment or order in any judicial or administrative proceeding for violation of any provision of a city ordinance or rule or regulation prescribed thereunder pertaining to fire, building, health, sanitation, zoning, weights and measures, consumer protection, environmental protection, or any other ordinance or law and that is applicable to the licensed activity or licensed premises; or
7. Has been determined to have discriminated against any person because of race, color, age, sex, marital status, sexual orientation, gender identity, political ideology, creed, religion, ancestry, national origin, or the presence of any sensory, mental, or physical handicap in the course of licensed activity, in violation of a city ordinance, law, rule or regulation prescribed thereunder; or
8. Has violated or failed to comply with any final order of the code administration manager or hearing examiner; or
9. Has failed to complete the application for a license as required by this code; or
10. Has failed to obtain a license or permit required by state or other law necessary to engage in the licensed activity; or
11. Has failed to comply with RCW Chapters 49.12 and 28A.28, and rules and regulations promulgated pursuant thereto, regarding employment of minors; or
12. Any licensee has permitted or authorized his/her agent to violate or fail to comply with any provision of this code; or
13. The property at which the business is located has been determined by a court to be a chronic nuisance property as provided in YMC Chapter 11.45.

B. No license issued under YMC Title 5 shall be revoked, denied or refused renewal by the code administration manager except in accordance with the procedure and on the grounds provided in this title. Parties aggrieved by the code administration manager's decision to revoke, deny or refuse renewal of a license issued under this title shall have the same opportunity for appeal, under the same procedure as is described in YMC 5.52.120.

The period of denial, revocation or nonrenewal shall be at least one year, and the licensee or any person (as defined in YMC 5.52.020) in which the licensee is a principal shall not again be licensed during such period.

C. Appeals. The applicant may appeal the decision of the code administration manager to deny, revoke or refuse to renew a business license. An appeal of the administrative official's decision shall be to the legislative body in accord with the process and procedure set forth in YMC 15.16.040 and 15.16.050. Decisions of the legislative body may similarly be appealed to the Yakima County superior court in accord with the process and procedure set forth in YMC 15.16.060.

The filing of an appeal shall not stay any actions of the administrative official denying, revoking or refusing to issue a business license associated with the business license decision being appealed.

(Ord. 2010-18 § 2, 2010).

Chapter 5.11 PANORAM LICENSES

Sections:

5.11.010 Definitions.

5.11.020 Panoram location license—Required.

5.11.030 Panoram location license—Nontransferability—Fee.

5.11.040 Panoram operator's license.

5.11.050 Panoram device license.

5.11.060 Panoram premises regulations.

5.11.070 Use by minors prohibited.

5.11.080 Premises prohibited within three hundred feet of a school.

5.11.090 Separate violations.

5.11.100 Severability.

5.11.020 Panoram location license—Required.

It is unlawful for any person who owns or occupies any premises for business purposes to display, exhibit, expose or maintain upon those premises any peepshow or panoram without having obtained a license to do so according to the provisions of this chapter, which license shall be designated a panoram location license. The license required under this chapter is separate from and in addition to the business license issued under Chapter 5.52 YMC, which may also be required when applicable.

(Ord. 2080 § 1 (part), 1977).

Chapter 5.12

BILLIARD AND POOL HALLS—AMUSEMENT DEVICES

Sections:

5.12.010 Definitions.

5.12.020 Licenses.

5.12.030 Information required on license.

5.12.040 Prohibited refunds.

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5.12.060 Confiscation and padlocking of machines.

5.12.070 Minors.

5.12.080 Operation of jukeboxes.

5.12.090 Revocation of licenses—Procedures.

5.12.100 Severability.

5.12.020 Licenses.

A. Licenses Required. Commencing March 1, 1987, it is unlawful for any person to install, maintain or operate in any business establishment or for the purposes of profit within the city of Yakima any amusement device, pool table or billiard table without first obtaining from the city the applicable license and paying to the city of Yakima the appropriate license fee as required by this section. [The licenses required under this chapter are separate from and in addition to the business license issued under Chapter 5.52 YMC, which may also be required when applicable.](#)

B. Business Operator's License—Fee. Each business operator who installs, maintains or operates an amusement device owned by the business operator at the business operator's location shall pay an annual license fee of fifteen dollars and seventy-five cents per amusement device. This license shall be for each amusement device and, at the time of obtaining the license, the business operator shall furnish the city with all appropriate information as may be required, including a description and serial number of each amusement device being licensed.

The license fee for each billiard table or pool table shall be the amount of fifty-three dollars and forty-eight cents per year, payable annually in advance to the city at the time application is made for such license.

C. Location Licenses for Amusement Device Operators. Each amusement device operator shall, before doing business within the city limits of the city of Yakima, obtain a license from the city by paying an annual license fee of fifteen dollars and seventy-five cents per amusement device. The amusement device operator shall furnish the city with all information as may be required including, but not limited to, a list of locations where the amusement operator has installed, maintains, or operates amusement devices, pool tables and billiard tables, and the number and location of the same.

(Ord. 3143 § 4, 1988: Ord. 3002 § 4, 1987: Ord. 2926 § 4, 1985: Ord. 2863 § 2 (part), 1985).

Chapter 5.26 CLOSING OUT SALES

Sections:

5.26.010 Definitions.

5.26.020 License required.

5.26.030 Use of certain words without license prohibited.

5.26.040 Application for license.

5.26.050 Bond.

5.26.060 Term of license.

5.26.070 Renewal.

5.26.080 Requisites to issuance of license.

5.26.090 Commingling of goods.

5.26.100 Purchase with intent to commingle.

5.26.110 Additional goods.

5.26.120 License fee.

5.26.130 Revocation of license.

5.26.140 Inspection of premises.

5.26.150 Severability.

5.26.020 License required.

Except as to sales under judicial process, it shall be unlawful for any person to hold any sale defined in Section 5.26.010 hereof, or to advertise, represent or hold out that any sale of goods, wares or merchandise is a sale of distress goods, wares or merchandise or is a removal or closing out sale in the city of Yakima unless such person shall have first obtained a license to conduct such sale pursuant to the provisions of this chapter. The license required under this chapter is separate from and in addition to the business license issued under Chapter 5.52 YMC, which may also be required when applicable.

(Ord. 114 § 2, 1960).

Chapter 5.28 DANCEHALLS AND CABARETS*

Sections:

5.28.010 License required.

5.28.020 Permit required.

- 5.28.030 Public dancehall defined.
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- 5.28.050 Public dance defined.
- 5.28.060 License fee.
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- 5.28.080 Permit fee for cabaret.
- 5.28.090 Application for license.
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- 5.28.110 Investigation.
- 5.28.120 Revocation of licenses and permits.
- 5.28.140 General rules and regulations.
- 5.28.150 Severability.

* Statutory provisions—See RCW Ch. 67.12.
For provisions regarding liquor sales, see Ch. 5.46 of this code.

5.28.010 License required.

It is unlawful for any person, firm, association, society or corporation owning or controlling any hall or floor space in the city of Yakima to allow the same to be used as a public dancehall or cabaret without first obtaining a license so to do as hereinafter provided. [The license required under this chapter is separate from and in addition to the business license issued under Chapter 5.52 YMC, which may also be required when applicable.](#)

(Ord. B-65 § 1, 1934).

5.28.020 Permit required.

It is unlawful for any person, firm, association, society or corporation to engage in, sponsor or conduct public dances or cabarets in any unlicensed hall or floor space in the city of Yakima; and provided further, it is unlawful for any person, firm, association, society or corporation to engage in, conduct or sponsor public dances or cabarets in the city of Yakima without first obtaining a permit so to do as hereinafter provided. [The permits required under this chapter are separate from and in addition to the business license issued under Chapter 5.52 YMC, which may also be required when applicable.](#)

(Ord. B-65 § 2, 1934).

Chapter 5.30 ADULT ENTERTAINMENT

Sections:

5.30.005 Intent.

- 5.30.010 Definitions.
- 5.30.012 License prohibited to certain classes.
- 5.30.020 Licenses—Application.
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- 5.30.030 License—Issuance.
- 5.30.040 Standards of conduct and operation.
- 5.30.045 Allowing minor in adult entertainment establishment.
- 5.30.050 Inspection.
- 5.30.060 Denial or revocation of license.
- 5.30.070 Appeal of license suspension or revocation.
- 5.30.080 Stay of license suspension or revocation.
- 5.30.090 Penalties.
- 5.30.100 Severability.

5.30.005 Intent.

This chapter is intended to protect the general public health, safety and welfare of the citizenry of the city through the regulation of the operations of adult entertainment establishments. The regulations set forth in this chapter are intended to prevent health and safety problems in and around entertainment establishments and to prevent dangerous and unlawful conduct in and around adult entertainment establishments. [The licenses required under this chapter are separate from and in addition to the business license issued under Chapter 5.52 YMC, which may also be required when applicable.](#)

(Ord. 2012-58 § 2 (Exh. A) (part), 2012: Ord. 94-24 § 1, 1994).

Chapter 5.42 JUNK DEALERS*

Sections:

5.42.010 Junk defined.

5.42.020 License required—Fees.

5.42.030 Transfer of license.

5.42.040 Location of business—Posting of license.

5.42.050 Signs on wagons.

5.42.060 Register of purchasers.

5.42.070 Daily report.

5.42.080 Purchase from minors.

5.42.090 Hours of purchasing.

5.42.100 No sale for three days.

5.42.110 Access by police.

5.42.120 Employer liable for servant's acts.

5.42.130 Bond.

5.42.150 Revocation of license.

* Statutory authority—See RCW Ch. 19.60.

5.42.020 Licenses required—Fees.

It is unlawful for any person, firm or corporation to engage in the business of buying, selling or collecting junk in the city of Yakima without first obtaining from the city a license so to do, which shall be known as a junk dealer's license. The fee for issuing such license shall be one hundred fifty-three dollars and fifteen cents per year, and no license shall be issued for a period of more or less than one year. [The license required under this chapter is separate from and in addition to the business license issued under Chapter 5.52 YMC, which may also be required when applicable.](#)

(Ord. 3143 § 7, 1988; Ord. 3002 § 7, 1987; Ord. 2926 § 8, 1985; Ord. 2838 § 8, 1985; Ord. 2736 § 8, 1983; Ord. 1880 § 16, 1975; Ord. A-455 (part), 1920; Ord. A-260 §§ 2, 3, 1917).

Chapter 5.46 LIQUOR—ENTERTAINMENT LICENSE

Sections:

5.46.010 License required.

- 5.46.020 Application for license.
- 5.46.030 Fee—Designation of floor space—Term.
- 5.46.040 Conduct of persons on premises.

5.46.010 License required.

No premises holding a state license for the sale of beer, wine, whiskey, or other intoxicating liquor for consumption upon the premises shall provide or allow music, dancing or entertainment to be conducted on such premises unless the owner or operator thereof has first secured a city license so to do; provided that the words “music” and “entertainment” as herein used shall not apply to radios, television sets or mechanical musical devices, where dancing is not permitted. The license required under this chapter is separate from and in addition to the business license issued under Chapter 5.52 YMC, which may also be required when applicable.

(Ord. B-1576 § 1, 1954).

Chapter 5.50 OCCUPATION TAXES—UTILITIES

Sections:

5.50.010 Exercise of revenue power.

5.50.020 Definitions.

5.50.030 License required.

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5.50.050 Electric, telephone, and gas businesses.

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5.50.080 Application for license.

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5.50.100 Commencement of business during tax year.

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5.50.120 Sale or transfer of business.

5.50.130 Taxpayer to keep record—Returns to be kept confidential.

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5.50.150 Over or under payment.

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5.50.190 Posting of license—Unlawful use.

5.50.200 Unlawful acts.

5.50.205 Referendum procedure.

5.50.210 Severability.

5.50.030 License required.

No person shall engage in or carry on any business, occupation, pursuit or privilege for which a license fee or tax is imposed by this chapter without having first obtained, and being the holder of, a valid and subsisting license to do so, to be known as an occupation license.

Any person engaging in, or carrying on, more than one such business, occupation, pursuit or privilege shall pay the license tax so imposed upon each of the same.

Any taxpayer who engages in, or carries on, any business subject to tax hereunder without having his or her occupation license to do so shall be guilty of a violation of this chapter for each day during which the business is so engaged in or carried on, and any taxpayer who fails or refuses to pay the license fee or tax or a part thereof on or before the due dates shall be deemed to be operating without having his or her license to do so.

The license or licenses and respective fees or taxes required under this chapter are separate from, and in addition to the business license required under Chapter 5.52 YMC, which may also be required when applicable.

(Ord. 2005-56 § 1 (part), 2005: Ord. B-95 § 3, 1935).

Chapter 5.52

OCCUPATION TAXES—GENERAL

Sections:

- 5.52.010 Exercise of revenue license power.
- 5.52.020 Definitions.
- 5.52.025 Financial institutions—License fee imposed.
- 5.52.030 Persons subject to license—Fees.
- 5.52.040 Business located outside city.
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- 5.52.060 Business license required.
- 5.52.070 Business license regulations and procedures.
- 5.52.080 Employment records.
- 5.52.090 Payment of license fees—Penalty.
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- 5.52.110 Failure to make application.
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- 5.52.140 Mailing of notices—Failure to receive.
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- 5.52.160 License fee additional to others.
- 5.52.170 Tax constitutes debt.
- 5.52.180 Severability.
- 5.52.190 Time limit on action to collect.

5.52.010 Exercise of revenue license power.

The provisions of this chapter shall be deemed an exercise of the power of the city of Yakima to license for revenue.

(Ord. B-2014 § 1, 1957).

5.52.020 Definitions.

In construing the provisions of this chapter, save when otherwise declared or clearly apparent from the context, the following definitions shall be applied:

- (a) “Year” means calendar year.
- (b) “Person” means any individual, firm, copartnership, company, corporation, association, receiver, assignee, trustee in bankruptcy, trust, estate, joint venture, club, joint-stock company, business trust, society, or any group of individuals acting as a unit.
- (c) “Business” includes all activities, occupations, trades, pursuits or professions located and/or engaged in within the city of Yakima, with the object of gain, benefit or advantage to the taxpayer, or to another person or class, directly or indirectly. Each business location shall be deemed a separate business.
- (d) Engaging in Business.

- (1) The term “engaging in business” means commencing, conducting, or continuing in any business, and also the exercise of corporate or franchise powers, as well as liquidating a business when the liquidators hold themselves out to the public as conducting such business.
- (2) This section sets forth examples of activities that constitute engaging in business in the city, and establishes safe harbors for certain of those activities so that a person who meets the criteria may engage in de minimis business activities in the city without having to pay a business license fee. The activities listed in this section are illustrative only and are not intended to narrow the definition of “engaging in business” in subsection (d)(1) of this section. If an activity is not listed, whether it constitutes engaging in business in the city shall be determined by considering all the facts and circumstances and applicable law.
- (3) Without being all-inclusive, any one of the following activities conducted within the city by a person, or its employees, agent, representative, independent contractor, broker or another acting on its behalf, constitutes engaging in business and requires a person to register and obtain a business license:
- (i) Owning, renting, leasing, maintaining, or having the right to use, or using, tangible personal property, intangible personal property, or real property permanently or temporarily located in the city.
 - (ii) Owning, renting, leasing, using, or maintaining an office, place of business, or other establishment in the city.
 - (iii) Soliciting sales.
 - (iv) Making repairs or providing maintenance or service to real or tangible personal property, including warranty work and property maintenance.
 - (v) Providing technical assistance or service, including quality control, product inspections, warranty work, or similar services on or in connection with tangible personal property sold by the person or on its behalf.
 - (vi) Installing, constructing, or supervising installation or construction of real or tangible personal property.
 - (vii) Soliciting, negotiating, or approving franchise, license or other similar agreements.
 - (viii) Collecting current or delinquent accounts.
 - (ix) Picking up and transporting tangible personal property, solid waste, construction debris, or excavated materials.
 - (x) Providing disinfecting and pest control services, employment and labor pool services, home nursing care, janitorial services, appraising, landscape architectural services, security system services, surveying, and real estate services, including the listing of homes and managing real property.
 - (xi) Rendering professional services such as those provided by accountants, architects, attorneys, auctioneers, consultants, engineers, professional athletes, barbers, baseball clubs and other sports organizations, chemists, psychologists, court reporters, dentists, doctors, detectives, laboratory operators, teachers, veterinarians.
 - (xii) Meeting with customers or potential customers, even when no sales or orders are solicited at the meetings.
 - (xiii) Training or recruiting agents, representatives, independent contractors, brokers or others, domiciled or operating on a job in the city, acting on behalf, or for customers or potential customers.
 - (xiv) Investigating, resolving, or otherwise assisting in resolving customer complaints.
 - (xv) In-store stocking or manipulating products or goods, sold to and owned by a customer, regardless of where sale and delivery of the goods took place.

(xvi) Delivering goods in vehicles owned, rented, leased, used, or maintained by the person or another acting on its behalf.

(4) If a person, or its employee, agent, representative, independent contractor, broker or another acting on the person's behalf, engages in no other activities in or with the city but for the following, it need not register and obtain a business license:

(i) Meeting with suppliers of goods and services as a customer.

(ii) Meeting with government representatives in their official capacity, other than those performing contracting or purchasing functions.

(iii) Attending meetings, such as board meetings, retreats, seminars, and conferences, or other meetings wherein the person does not provide training in connection with tangible personal property sold by the person or on its behalf. This provision does not apply to any board of director member or attendee engaging in business such as a member of a board of directors who attends a board meeting.

(iv) Renting tangible or intangible property as a customer when the property is not used in the city.

(v) Attending, but not participating in, a trade show or multiple vendor events. Persons participating at a trade show shall review the city's trade show or multiple vendor event ordinances, where applicable.

(vi) Conducting advertising through the mail.

(vii) Soliciting sales by phone from a location outside the city.

(5) A seller located outside the city merely delivering goods into the city by means of common carrier is not required to register and obtain a business license; provided, that it engages in no other business activities in the city. Such activities do not include those in subsection (d)(4) of this section. The city expressly intends that engaging in business include any activity sufficient to establish nexus for purposes of applying the license fee under the law and the Constitutions of the United States and the state of Washington. Nexus is presumed to continue as long as the taxpayer benefits from the activity that constituted the original nexus generating contact or subsequent contacts.

(e) "Employee" means any person employed at any business location within the city and/or any person furnishing or performing services within the city, and in addition includes all persons who are self-employed.

(f) "Taxpayer" includes any person who engages in business or who is required to have a business license hereunder, or who is liable for any license fee or tax hereunder, or who performs any act, for which a license fee or tax is imposed by this chapter.

(g) "Business Licensing Service" or "BLS" mean the office within the Washington State Department of Revenue providing business licensing services to the City of Yakima.

(Ord. 2018-035 § 1, 2018: Ord. 2837 § 1, 1985: Ord. B-2014 § 2, 1947).

5.52.025 Financial institutions—License fee imposed.

Commencing July 1, 1974, there is levied upon and shall be collected from every national bank, state bank, trust company, mutual savings and loan association and every other financial institution engaged in business in the city, an annual license and license fee or tax for the act or privilege of engaging in business, as provided for in this chapter. The license fee ~~shall be~~ measured by the number of employees of each such business employed during the ~~twelve-month~~ period immediately preceding the year-period for which the license fee is payable according to the schedule and provisions of YMC 5.52.030.

(Ord. 1627 § 1, 1974).

5.52.030 Persons subject to license—Fees.

Commencing January 1, 1988, there is levied upon and shall be collected from every person engaging in business in the city a business license and annual license fee or tax amount for the privilege of engaging in business activities. Such license fee ~~shall be~~ measured by the number of employees of each business employed during the ~~twelve-month~~ period immediately preceding the year-period for which the license fee is payable, as follows:

- (a) For every person employing one or two employees, forty-two dollars and ninety cents per year;
- (b) For every person employing three to and including five employees, eighty-five dollars and eighty cents per year;
- (c) For every person employing six to and including nine employees, one hundred fifty dollars per year;
- (d) For every person employing ten to and including fourteen employees, two hundred fourteen dollars and twenty cents per year;
- (e) For every person employing fifteen to and including twenty employees, three hundred twenty-one dollars and fifteen cents per year;
- (f) For every person employing twenty-one to and including thirty employees, four hundred twenty-eight dollars and forty cents per year;
- (g) For every person employing thirty-one to and including forty-five employees, six hundred forty-two dollars and sixty cents per year;
- (h) For every person employing forty-six to and including sixty employees, eight hundred fifty-six dollars and eighty cents per year;
- (i) For every person employing sixty-one to and including eighty employees, one thousand seventy-one dollars per year;
- (j) For every person employing over eighty employees, one thousand two hundred eighty-five dollars and twenty cents per year.

Employees working more than ~~sixteen~~ hundred (1,600) hours, including legal holidays and vacation time, during the twelve-month period immediately preceding the year-period for which the license fee is payable ~~shall be~~ considered permanent-full-time employees; employees working sixteen hundred (1,600) hours or less, including legal holidays and vacation time, ~~shall be~~ considered temporary-part-time employees.

In determining the license fee to be paid hereunder by each business the total number of employees ~~shall~~ must be computed by adding together the number of permanent-full-time employees and the number of temporary-part-time employees. ~~The latter figure of part-time employees is~~ to be computed by dividing total man hours, including legal holidays and vacation time, worked by all temporary-part-time employees, by sixteen hundred (1,600). When computing the number of part-time employees, fractions of less than one-half (0.5) should be rounded down to the next lower whole number, and fractions of one-half (0.5) and greater should be rounded up to the next higher whole number.

(Ord. 3060 § 1, 1987: Ord. 2836 § 1, 1985: Ord. 2565 § 1, 1981: Ord. 2473 § 1, 1980: Ord. 1877 § 1, 1975: Ord. 1269 § 1, 1970: Ord. 1194 § 1, 1979: Ord. B-2014 § 3, 1957).

5.52.040 Business located outside city.

- (1) Threshold Exemption. For purposes of the license by this chapter, any person or business whose annual value of products, gross proceeds of sales, or gross income of the business in the city is equal to or less than twelve thousand dollars and who does not maintain a place of business within the city shall submit a business

license registration to the director or designee but shall not pay a [city](#) business license fee. The threshold does not apply to regulatory license requirements or activities that require a specialized permit.

(2) As to businesses located outside the city of Yakima and furnishing or performing services within the city that are not exempt under subsection (1) of this section, the license fee or tax herein shall be measured by the number of employees of such business who perform any part of their duties within the city [according to the schedule and provisions of YMC 5.52.030](#).

(Ord. 2018-035 § 2, 2018: Ord. B-2014 § 4, 1957).

5.52.050 Exemptions.

In addition to the exemptions outlined in YMC 5.52.020(d)(4), the provisions of this chapter shall not apply to:

(a) Any person ~~in respect to engaging in any of the following enumerated business activities: franchised electric power, telephone, gas and passenger transportation companies~~ [providing a franchised utility service subject to the license, fee, or tax imposed under Chapter Sections 5.50.050, 5.50.055-YMC or franchised passenger transportation companies, unless stated otherwise in the franchise agreement](#);

(b) Fraternal benefit societies as defined by Section 48.36.010 of the Revised Code of Washington; fraternal mutual property insurers as defined by Section 48.36.410 of the Revised Code of Washington; and nonprofit corporations organized under or existing by virtue of Chapter 24.03 of the Revised Code of Washington if such nonprofit corporations provide in their bylaws for the assessment of each member of a fixed sum to be held by the corporation to be paid as death benefits on the death of a member for the purpose of assisting widows, orphans or other persons dependent on a deceased member;

(c) Any religious society, association or corporation, through the operation of any hospital, clinic, resort or other institution devoted exclusively to the care or healing of human beings; provided, that no exemption is granted where the income therefrom inures to the benefit of any physician, surgeon, stockholder or individual by virtue of ownership or control of such hospital, clinic, resort or other institution;

~~(d) Auctioneers licensed under Chapter 5.14;~~

~~(e) Merry go rounds licensed under Chapter 5.02;~~

~~(f)~~ Any instrumentality of the United States, state of Washington, or political subdivision thereof;

~~(g)~~ Any farmer, gardener, or other person who sells, delivers or peddles any fruits, vegetables, berries, butter, eggs, fish, milk, poultry, meats, or any farm product or edibles [\(but not edibles that include cannabis\)](#) raised, caught, produced or manufactured by such person within the state of Washington;

~~(h)~~ Any person, who is the holder of a valid permit under Section 8.52.070 of the city of Yakima Municipal Code, engaged in the business of curb number painting and who devotes no more than six hundred hours per year to said business;

~~(i)~~ Newsboys engaged in the sale or delivery of newspapers and magazines or periodicals to the reading public;

~~(j)~~ Any blind person engaged in business activities in the city;

~~(k)~~ Any person, firm or corporation which the city is prohibited from taxing under the laws of the United States or of the state of Washington;

~~(l)~~ Any person meeting the following threshold exemption:

For purposes of the license by this chapter, any sole proprietorship without full- or part-time employees whose annual value of products, gross proceeds of sales, or gross income of the business in the city is equal to or less than twelve thousand dollars ~~shall~~ [must](#) submit a business license registration to the director or designee but ~~shall~~

is not be required to pay the license fee. The threshold does not apply to regulatory license requirements or activities that require a specialized permit.

Notwithstanding the provisions of subsections (b) and (c) of this section, businesses granted an exemption from federal taxes under 26 USC § 501(c), other than religious, educational, or charitable organizations engaged solely in their respective religious, educational or charitable activities, must obtain a city business license as provided for under this chapter, but are exempt from paying the city business license fee therefor, provided the business includes proof of such federal tax exemption along with the business license application.

(Ord. 2018-035 § 3, 2018: Ord. 93-72 § 1, 1993: Ord. 3272 § 2, 1990: Ord. 1627 § 2, 1974: Ord. B-2055, 1957: Ord. B-2014 § 5, 1957).

5.52.060 Business license required.

No person ~~shall~~may engage in any business or activity in the city of Yakima for which a ~~license~~license fee or tax is imposed by this chapter without first having obtained and being the holder of such a valid and subsisting license so to do, to be known as a business license, issued under the provisions of this chapter, ~~as hereinafter provided,~~ and without paying the license fee or tax imposed therefor by this chapter, ~~which license fee or tax shall accompany the application for the license.~~

(Ord. B-2014 § 6, 1957).

5.52.070 Business license regulations and procedures.

A. Whenever there is a change in ownership of a business, the business license previously issued to the withdrawing owner, or owners, ~~must be surrendered to the city clerk for cancellation is considered cancelled.~~ The new owner or owners ~~shall~~must apply and obtain ~~a new~~their own business license as provided for in this chapter ~~upon the payment of a fee of ten dollars prior to commencing activities in the city through the acquired business.~~

B. ~~Such~~The business license required by this chapter shall expire at the end of the year in which it is issued, and a new license shall be required for each year ~~expires on the date established by the Business Licensing Service (BLS), and must be renewed on or before that date to continue engaging in business in the city.~~ The application for a license ~~shall be~~is made ~~to the city clerk, on forms provided by said officer, which application shall set forth the name of the applicant, his residence, place of business, the nature of the business, the number of employees, and the amount of the license fee prescribed by this chapter, and shall be accompanied by the certificate of the city treasurer that the amount of the fee has been deposited with him by the applicant through the BLS, and must include all information required for all licenses requested, as well as all fees due for all licenses, including the application handling fee required by RCW 19.02.075.~~

C. Every license granted under this chapter ~~shall~~must be posted in a conspicuous place ~~in the place of at the business of the licensee for which it was issued.~~ Any license issued under ~~and by virtue of~~ the provisions of this chapter ~~shall be~~is personal and nontransferable. In case business is transacted at two or more separate places by one taxpayer, a separate license for each place at which business is transacted with the public ~~shall be~~is required. If two or more persons each conduct a separate business at the same physical location, each such person must obtain their own license for their respective business, as provided for under this chapter. Each license ~~shall will~~ be numbered, ~~shall and~~ show the name, place, and ~~character of business~~ expiration of the license, ~~e, and such other information as the city clerk shall deem necessary.~~

D. ~~All license fees and penalties herein provided for shall be paid by bank draft, certified check, cashier's check, personal check, or money order, or in cash. If payment be made by draft or check, the tax or fee shall not be deemed paid unless the check or draft is honored in the usual course of business, nor shall acceptance of any such check or draft by the Treasurer be an acquittance or discharge of the tax or fee unless and until said check or draft is honored.~~

E. The ~~clerk~~code administration division is authorized, but not required, to cause to be mailed to taxpayers forms for applications or renewals for licenses, but in any case failure of the taxpayer to receive any such forms ~~shall~~does not excuse the taxpayer from making application for and securing the license required and payment of the license fee or tax when and as due hereunder.

FE. If any person required by the terms and provisions of this chapter to pay a license fee for any period shall fail or refuse to do so, he shall not be granted a license for the current period until such delinquent license fee, together with penalties, has been paid in full.

F. Renewal of the license is made through the Business Licensing Service on or before the license expiration. The renewal application must include all information required to renew all license subject for renewal, as well as all fees due for all licenses, including the renewal handling fee required by RCW 19.02.075.

G. The term of the city license and the respective city fee amount due may be prorated as necessary to accommodate synchronizing the license expiration with the expiration of the business account established by the Business Licensing Service.

H. Failure to complete the renewal by the license expiration will incur the late renewal penalty required by RCW 19.02.085 in addition to all other fees due.

I. Failure to complete the license renewal within 120 days after the license expiration will result in the cancellation of the license and will require submitting a new application for license as provided for in this chapter in order to continue to conduct business in the city.

(Ord. 1201 § 1, 1970; Ord. B-2055, 1957; Ord. B-2014 § 6A, 1957).

5.52.080 Employment records.

It shall be the duty of every person liable for any license fee provided for by this chapter, to keep and preserve for a period of five years such suitable employment records as may be necessary to determine the amount of any license fee for which he may be liable under the provisions of this chapter; and such records shall be open for examination at any time by the city manager, or his duly authorized agent. In the case of an out of state person or concern which does not keep the necessary books or records within the city of Yakima, it shall be sufficient if it produces within the city such books and records as shall be required by the city manager, or bears the cost of examination by an agent authorized or designated by the city manager at the place where such books and records are kept,

(Ord. B-2014 § 7, 1957).

5.52.090 Payment of license fees—Penalty.

A. ~~Each annual~~ The city license fee herein provided for ~~shall become~~is due and payable ~~on the first day of each year as to any business taxable hereunder and in existence on said date~~ with the application for the license, which is required to be submitted prior to commencing business in the city, or with renewal of the license, which is required to be submitted on or before the expiration date of the license. As to any business commenced during any year, the license fee for the balance of that year shall be the full annual fee specified in Section 5.52.030 if the business is commenced during the period commencing January 1st through June 30th of any year, and one-half the annual fee specified by Section 5.52.030 if the business is commenced during the period commencing July 1st through December 31st of any year, which fee shall be due and payable on the first day that business is transacted or carried on.

B. Failure to pay the initial city license application fee within thirty days after ~~the day on which it is due and payable shall render~~ commencing business in the city makes the taxpayer subject to a city-imposed penalty of five percent of the amount of the city license fee for the first month of delinquency; and an additional penalty of

five percent for each succeeding month of delinquency, but not exceeding a total penalty of twenty-five percent of the amount of such license fee in any event. Such delinquent application penalty is assessed by and payable directly to the city.

(Ord. 2473 § 2, 1980: Ord 1201 § 2, 1970: Ord. B-2014 § 8, 1957).

5.52.100 Over or under payment of license fee.

If the city clerk upon investigation or upon checking applications finds that the fee or tax paid on any of them is more than the amount required of the taxpayer, he shall return the amount overpaid by a check issued by the city treasurer upon the current expense fund. If the clerk finds that the fee or tax paid is less than required, he shall mail a statement to the taxpayer showing the balance due, who shall within three days pay the amount shown thereon.

(Ord. B-2014 § 9, 1957).

5.52.110 Failure to make application.

If any taxpayer fails, neglects or refuses to file his application and to pay any license fee or tax as and when required herein, the clerk is authorized to determine the amount of the license fee or tax payable, and by mail to notify such taxpayer of the amount so determined. The amount so fixed shall thereupon become the license fee or tax and be immediately due and payable.

(Ord. B-2014 § 10, 1957).

5.52.120 Appeals—Notice—Subpoena power.

Any taxpayer aggrieved by the amount of the fee or tax found by the ~~clerk~~code administration manager or his or her designee to be required under the provisions of this chapter, may appeal to the city council from such findings by filing a written notice of appeal with the city clerk within five days from the time such taxpayer was given notice of such amount. The council shall, as soon as practicable, fix a time and place for the hearing of such appeal, which time ~~shall~~should be not more than twenty days after the filing of the notice of appeal, and shall cause a notice of the time and place thereof to be mailed to the appellant. At such hearing the taxpayer shall be entitled to be heard and to introduce evidence ~~in on his~~their own behalf. The city council ~~shall~~will thereupon ascertain the correct amount of the fee or tax by resolution and the city clerk ~~shall~~will immediately notify the appellant thereof by mail, which amount, together with costs of the appeal, if appellant is unsuccessful therein, must be paid within three days after such notice is given.

The ~~city~~code administration manager may, by subpoena, require the attendance thereat of any person, and may also require him or her to produce any pertinent books and records. Any person served with such subpoena shall appear at the time and place therein stated and produce the books and records required, if any, and shall testify truthfully under oath administered by the city manager or chairman appointed by him or her in charge of the hearing on appeal as to any matter required of him pertinent to the appeal, and it shall be unlawful for him or her to fail or refuse so to do.

(Ord. B-2014 § 11, 1957).

5.52.130 ~~Clerk~~Code Administration Manager to make additional rules.

The ~~city~~code administration manager shall have the power, and it shall be his or her duty, from time to time, to adopt, publish and ~~create~~enforce policies and rules~~enforce rules and regulations~~ not inconsistent with this

chapter or with the law for the purpose of carrying out the provisions hereof, and it shall be unlawful to violate or fail to comply with any such rule or ~~policy~~regulation.

(Ord. B-2014 § 12, 1957).

5.52.140 Mailing of notices—Failure to receive.

Any notice required by this chapter to be mailed to any taxpayer shall be sent by ordinary mail, addressed to the address of the taxpayer as shown by the records of the city, or, if the city has no records, the records of the ~~city-clerk~~county assessor's office, or if no such address is shown, to such address as the ~~city-clerk~~administrative official is able to ascertain by reasonable effort. Failure of the taxpayer to receive any such mailed notice shall not release the taxpayer from any tax, fee or any penalties thereon, nor shall such failure operate to extend any time limit set by the provisions of this chapter.

(Ord. B-2014 § 13, 1957).

5.52.150 False applications, testimony, etc.

It shall be unlawful for any person liable to license fee or tax hereunder to fail or refuse to secure the license or to pay the fee or tax when due, or for any person to make any false or fraudulent application or any false statement or representation, in or in connection with any such application, or to aid or abet another in any attempt to evade payment of the fee or tax, or any part thereof, or for any person to fail to appear and/or testify in response to subpoena issued pursuant thereto, or to testify falsely upon any investigation of the correctness of any fee or tax, or upon the hearing of any fee or tax, or upon hearing of any appeal, or in any manner to hinder or delay the city or any of its officers in carrying out the provisions of this chapter.

(Ord. B-2014 § 14, 1957).

5.52.160 License fee additional to others.

The license fee and tax herein levied shall be additional to any license fee or tax imposed or levied under the law or any other ordinance of the city of Yakima except as herein otherwise expressly provided.

(Ord. B-2014 § 15, 1957).

5.52.170 Tax constitutes debt.

Any license fee or tax due and unpaid under this chapter, and all penalties thereon, shall constitute a debt to the city of Yakima and may be collected by court proceeding in the same manner as any other debt in like amount, which remedy shall be in addition to all other existing remedies.

(Ord. B-2014 § 16, 1957).

5.52.180 Severability.

If any provision or section of this chapter shall be held void or unconstitutional, all other parts, provisions and sections of this ordinance not expressly so held to be void or unconstitutional shall continue in full force and effect.

(Ord. B-2014 § 18, 1957).

5.52.190 Time limit on action to collect.

The collection of any license fee and penalty and the corrections of any tax may be made by the ~~clerk~~administrative official at any time within four years after the close of the year-period for which required.

(Ord. B-2014 § 19, 1957).

Chapter 5.54 PAWNBROKERS

Sections:

5.54.010 Defined.

5.54.020 License required—Application—Bond—Fee—Transfer.

5.54.030 Term—Revocation.

5.54.040 Register.

5.54.050 Daily report.

5.54.060 Property kept thirty days after receipt.

5.54.100 Violation and penalty.

5.54.020 License required—Application—Bond—Fee—Transfer.

No person shall engage in the business of a pawnbroker in the city of Yakima without first procuring a license therefor, and in order to procure a license he or she shall present to the city an application which shall contain the name of the applicant, the place where he or she proposes to conduct his business, the name under which the same shall be conducted, the names of persons interested in the business, if a copartnership or corporation, and in addition thereto shall supply the city with such other and further information as may be required to administer the provisions of this chapter. If such application is approved the city shall issue a license to the applicant upon his or her executing and delivering to the city of Yakima a bond to be approved by the city attorney in the sum of one thousand dollars conditioned that he or she will conduct such business in compliance with all of the ordinances of the city of Yakima and the laws of the state of Washington. The license fee shall be the sum of one hundred fourteen dollars and twenty-six cents per year. Said license shall not be assignable or transferable. The license and fee required under this chapter are separate from and in addition to the business license required under Chapter 5.52 YMC, which may also be required when applicable.

(Ord. 3143 § 11, 1988; Ord. 3002 § 11, 1987; Ord. 2926 § 12, 1985; Ord. 2838 § 12, 1985; Ord. 2736 § 12, 1984; Ord. 1880 § 18, 1975; Ord. 1195 § 23, 1969; Ord. A-581 § 2, 1921).

Chapter 5.56 PEDDLERS

Sections:

- 5.56.010 Definitions.
- 5.56.020 Permit requirements and exemptions.
- 5.56.022 Permit for charitable and public or private educational organizations.

5.56.024 Permit application.

- 5.56.026 Fees.
- 5.56.030 Bond.
- 5.56.040 Application review and permit issuance.
- 5.56.042 Denial of permit.
- 5.56.044 Permit expiration.
- 5.56.046 Permit exhibition.
- 5.56.048 Transfer prohibited.
- 5.56.050 Entry upon signed premises unlawful.
- 5.56.051 Limits wherein street selling prohibited.
- 5.56.052 Hours of solicitation.
- 5.56.053 Unlawful to blockade streets.
- 5.56.054 Limits wherein street selling from vehicles prohibited.
- 5.56.055 Noise makers regulated.
- 5.56.060 Permit revocation.
- 5.56.062 Notice and hearing.
- 5.56.064 Appeals.
- 5.56.068 Claims of exemption.
- 5.56.070 Severability.
- 5.56.080 Violations and penalty.

5.56.024 Permit application.

- (a) Every person subject to the provisions of this chapter shall file with the ~~director~~code administration manager or his or her designee an application in writing on a form to be furnished by the department, which shall provide the following information:
- (1) Proof of age, address and identification of the applicant, to be provided through the applicant's driver's license, articles of incorporation (for sponsors), or other legally recognized form of identification;
 - (2) A brief description of the business or activity to be conducted;
 - (3) The hours and location for which the right to peddle, solicit, or engage in street sales is desired;
 - (4) If employed, the name, address and telephone number of the employer; or if acting as an agent, the name, address and telephone number of the principal who is being represented, with credentials in written form establishing the relationship and the authority of the employee or agent to act for the employer or principal, as the case may be;
 - (5) A statement as to whether or not the applicant has been convicted of a felony, misdemeanor or ordinance violation (other than traffic ~~citations~~violations), the nature of the offense or violation, the penalty or punishment imposed, the date when and place where such offense occurred, and other pertinent details thereof. The ~~director~~administrative official shall confirm this information through the Yakima police department;
 - (6) Proof of possession of any license or permit which, under federal, state or local laws or regulations, the applicant is required to have in order to conduct the proposed business, or which, under any such law or regulation, would exempt the applicant from the licensing requirements of this chapter; and
 - (7) If the applicant is an individual not covered by Section 5.56.022, two photographs of the applicant which shall have been taken within sixty days immediately prior to the date of filing of the application. The photographs shall measure three inches by five inches and show the head and shoulders of the applicant in a clear and distinguishing manner.
- (b) Any person issued a permit under this section may request a renewal of the permit by mailing a request for renewal, including any updates of information required by this section, to the ~~director~~administrative official at least thirty days prior to the expiration of the current permit.
- (c) The permit and fee required under this chapter are separate from and in addition to the business license required under Chapter 5.52 YMC, which may also be required when applicable.

(Ord. 96-26 § 4, 1996).

Chapter 5.57 MOBILE FOOD VENDORS

Sections:

5.57.010 Definitions.

5.57.020 Mobile and street vendor—License required.

5.57.030 License requirements.

5.57.040 Geographical restrictions.

5.57.050 Exemptions.

5.57.060 Time limitations.

5.57.010 Definitions

“Commissary” means an established commercial kitchen where mobile vendors go to prepare and store food.

“Level 1 vendor” means a Level 1 mobile vendor as permitted by the Yakima ~~H~~health ~~D~~istrict.

“Level 2 vendor” means a Level 2 mobile vendor as permitted by the Yakima ~~H~~health ~~D~~istrict.

“Level 3 vendor” means a Level 3 mobile vendor as permitted by the Yakima ~~H~~health ~~D~~istrict.

“Mobile” means capable of being moved easily and quickly; movable without significant alteration.

“Mobile food unit” is the motorized or non-motorized conveyance used by a mobile vendor to sell goods, merchandise or food.

“Mobile vendor” means a vendor or seller of goods, merchandise or food from a ~~motorized vehicle~~mobile food preparation vehicle or other motorized conveyance upon the public streets, alleys, public property of the city, or upon private property.

“Motorized food preparation vehicle” means a commercially manufactured motorized vehicle or trailer vending unit in which ready-to-eat food is cooked, wrapped, packaged, processed or portioned for service, sale or distribution.
Motorized food preparation vehicles include, but are not limited to, food trucks.

“Special event” means any event for which a special event permit has been issued pursuant to Chapter 9.70 of this code.

“Street vendor” means a vendor selling food or nonalcoholic beverages within a public or private parking lot, pedestrian plaza, sidewalk, or public property using a non-motorized cart or temporary structure. (Ord. 2015-029 § 1 (part), 2015).

5.57.020 Mobile and street vendor—License required.

No person, firm or corporation shall engage in the business of a mobile or street vendor without having first obtained a ~~mobile vendor~~ business license for their mobile vendor business pursuant to ~~Title Chapter 5.52~~ of the Yakima Municipal Code. All mobile or street vendors must fulfill the requirements of this chapter prior to a license issuing. All business licenses for mobile and street vendors ~~shall~~must be prominently displayed upon all vehicles, conveyances, or temporary structures from which a mobile or street vendor conducts business.

(Ord. 2015-029 § 1 (part), 2015).

5.57.030 License requirements.

Any person desiring to operate as a mobile or street vendor ~~shall~~must submit ~~an application which includes directly to the city~~ the following requirements in addition to the business license application that is submitted pursuant to the procedures stated in Chapter 5.52 YMC. The business license application cannot be approved by the city without these additional materials:

1. The applicant ~~shall~~must obtain approval from all applicable regulating agencies including the Department of Labor and Industries, Department of Health, and the Yakima ~~County~~ health district and provide to the city copies of those approvals ~~at the time of application~~.
2. Applicant ~~shall~~must submit a written narrative providing answers to the following questions: ~~at the time of application:~~

a. When not in operation, a mobile food unit must be stored at an approved servicing area or other approved location. Where do you plan to park the mobile food unit when you are not open for business? Reference WAC 246-215-09100(3).

~~b. The owner of a mobile food unit must submit a plan of operation. Any changes to the plan of operation including but not limited to changes in the menu must be approved by the regulatory authority. The plan of operation should include the following per WAC 246-215-09115:~~

~~a. Menu (may attach supply a copy).~~

~~b. What is the location of the site(s) from which you plan to operate the mobile food unit? (Include a site plan and the hours of operation for each site.)~~

~~c. How and where do you dispose of your wastewater?~~

~~d. What is the method you will use for disposing of cooking grease?~~

~~e. The person in charge must ensure that the water system on the mobile food unit is supplied from an approved source of water. Where do you plan to fill your water tanks? Reference WAC 246-215-09135.~~

~~f. Where are the restrooms for your employees? Reference WAC 246-215-09150.~~

~~g. What is your cleaning schedule?~~

~~b.e. The person in charge of a mobile food unit must ensure all foods, including ice, are from an approved commissary. What is the current business name and address of the approved commissary you plan to use? Reference WAC 246-215-09120(3).~~

~~c.d. The permit holder must designate a name for the business and provide it to the regulatory authority and ensure that the name is posted on the mobile food unit in a manner easily visible to customers during the hours of operation. Where do you intend to post the permit? ~~Is your business name posted and easily visible to customers?~~ Reference WAC 246-215-09160.~~

d. Do you agree to remove from the premises at the end of each work day any and all accessory items (i.e. waste receptacles, step stools, picnic tables, propane tanks, etc.) associated with the mobile food unit? Do you acknowledge and agree that you will not use freestanding awnings, canopies, umbrellas, signs, etc. and that all such items are required to be permanently attached to the unit and fully supported thereon if you use them?

e. Do you agree that as the person in charge of the mobile food unit you are required to ensure that only employees and other persons authorized by the regulatory authority are present inside the mobile food unit at any time?

~~d.e. Any accessory items (i.e., waste receptacles, step stools, picnic tables, propane tanks, etc.) associated with the mobile food unit must be removed from the premises at the end of each work day. Mobile food units~~

~~shall not use freestanding awnings, canopies, umbrellas, signs, etc.; all such devices shall be permanently attached to the unit and fully supported thereon.~~

~~Please describe any accessory items you will use.~~

~~e.f.—The person in charge of a mobile food unit must ensure that only employees and other persons authorized by the regulatory authority are present inside the mobile food unit at any time.~~

(Ord. 2015-029 § 1 (part), 2015).

Chapter 5.64 SECONDHAND DEALERS¹

Sections:

5.64.010 Secondhand dealer defined.

5.64.020 Junk handling.

5.64.030 License required—Application—Fee.

5.64.040 Term—Revocation—Hearing.

5.64.050 Register.

5.64.060 Daily report.

5.64.070 Property to be kept thirty days.

5.64.080 Purchases from certain persons prohibited.

5.64.100 Violation and penalty.

5.64.030 License required—Application—Fee.

No person shall engage in the business of a secondhand dealer in the city of Yakima without first procuring a license therefor, and in order to procure a license he or she shall present to the city an application which shall contain the name of the applicant, the place where he or she proposes to conduct ~~his~~ business, the name under which the same shall be conducted; if a copartnership, the names of the members of the firm; if a corporation, the names of its officers; and in addition thereto shall supply the city with such other and further information as may be required to administer the provisions of this chapter. If such application is approved, the city ~~clerk~~ shall issue a license to the applicant upon his or her paying a license fee of thirty-seven dollars and sixty-seven cents. Said license shall not be assignable or transferable. The license and fee required under this chapter are separate from and in addition to the business license required under Chapter 5.52 YMC, which may also be required when applicable.

(Ord. 3143 § 13, 1988; Ord. 3002 § 13, 1987; Ord. 2926 § 14, 1985; Ord. 2838 § 14, 1985; Ord. 2736 § 14, 1983; Ord. 1880 § 20, 1975; Ord. 1470 § 2, 1972; Ord. 1195 § 27, 1969; Ord. A-620 § 3, 1921).

Chapter 5.78 TAXICABS AND VEHICLES FOR HIRE

Sections:

5.78.010 License required.

- 5.78.020 Definitions.
- 5.78.030 Vehicle license required—Certain vehicles excepted.
- 5.78.040 Number of taxicab licenses.
- 5.78.050 Application for license—Information required.
- 5.78.060 Fees.
- 5.78.070 Interchange and replacement.
- 5.78.080 Renewal—Forfeiture.
- 5.78.085 Vehicle markings.
- 5.78.090 Color scheme.
- 5.78.100 Taxicab rates and zones.
- 5.78.110 Taximeters.
- 5.78.120 Taxicab stands.
- 5.78.130 Meeting trains, buses or airlines.
- 5.78.140 Sightseeing cars.
- 5.78.160 Prohibited practices.
- 5.78.170 City driver's license—Application and renewal fee.
- 5.78.180 City for-hire driver's license—Application—Information required.
- 5.78.190 City for-hire driver's license—Qualifications.
- 5.78.200 City driver's license—Investigation—Temporary license.
- 5.78.220 City driver's license—Renewal.
- 5.78.230 City driver's license—Other offenses.
- 5.78.240 Revocation.
- 5.78.245 Review of license denial or revocation.
- 5.78.250 Term.
- 5.78.260 Severability.

5.78.010 License required.

It is unlawful for any person, firm or corporation to hold out, advertise, solicit, operate, drive or use any vehicle as a for-hire vehicle in the city of Yakima without having first obtained the licenses required by the provisions of this chapter. [The licenses required under this chapter are separate from and in addition to the business license required under Chapter 5.52 YMC, which may also be required when applicable.](#)

(Ord. 147 § 1, 1960).

Chapter 5.79 TRANSPORTATION NETWORK COMPANY

Sections:

5.79.010 License required.

- 5.79.020 Definitions.
- 5.79.030 TNC license required.
- 5.79.040 TNC driver requirements.
- 5.79.050 TNC requirements.
- 5.79.060 Vehicle inspection and maintenance.
- 5.79.070 Insurance requirements.
- 5.79.080 Registered agent requirement.
- 5.79.090 Audit.
- 5.79.100 Operational requirements.
- 5.79.110 Revocation, suspension, or denial of TNC license.
- 5.79.120 TNC driver reporting requirements.
- 5.79.130 Enforcement.
- 5.79.150 Severability.

5.79.010 License required.

- A. It is a violation of this chapter for any TNC to operate in the city of Yakima without a current and valid Yakima business license issued pursuant to Chapter 5.52 YMC.
- B. It is a violation of this chapter for any TNC driver, who is an independent contractor affiliated with a TNC, to operate in the city of Yakima without a current and valid Yakima business registration license issued pursuant to Chapter 5.52 YMC.
- C. The business license requirements of this section ~~is~~are separate from other licensing requirements stated in other sections of this chapter.

(Ord. 2016-020 § 1 (part), 2016).

Chapter 5.80 SIDEWALK CAFES AND STREET BEAUTIFICATION PROJECTS

Sections:

5.80.010 Permit required.

- 5.80.020 Permit—Application—Fee.
- 5.80.030 Permit issuance.
- 5.80.040 Annual renewal—Nontransferable.
- 5.80.050 Indemnity.
- 5.80.060 Liability insurance required.
- 5.80.070 Revocation of permits—Appeal.
- 5.80.080 Unlawful actions.
- 5.80.090 Nuisance.

5.80.010 Permit required.

It is unlawful to a.) operate a sidewalk cafe or b.) erect or maintain any shrub, plant, structure or container of any type or nature within public right-of-way in any commercial or industrial zoning district without a written permit to do so from the code administration manager or his/her designee. [The permit required under this chapter is separate from and in addition to the business license issued under Chapter 5.52 YMC, which may also be required when applicable.](#)

(Ord. 97-34 § 2, 1997: Ord. 96-46 § 1, 1996: Ord. 3028 § 1 (part), 1987).

