

## Chapter 59 - Licenses

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### 1. Licenses Required.

No person shall engage, or be engaged, in the operation, conduct or carrying on of any trade, profession, business or privilege for which any license is required by any provision of this Code without first obtaining a license from the City in the manner provided for in this Chapter.

(Rev. 09-30-1974)

### 7.2. Multiple Businesses.

The granting of a license or permit to any person operating, conducting or carrying on any trade, profession, business or privilege which contains within itself, or is composed of, trades, professions, businesses or privileges which are required by this Code to be licensed, shall not relieve the person to whom such license or permit is granted from the necessity of securing individual licenses or permits for each such trade, profession, business or privilege.

### 7.3. Licensed Businesses.

The fact that a license or permit has been granted to any person by Oakland County or the State of Michigan to engage in the operation, conduct or carrying on of any trade, profession, business or privilege shall not exempt such person from the necessity of securing a license or permit from the City if such license or permit is required by this Code.

(Rev. 09-30-1974)

### 7.4. License Application.

Unless otherwise provided in this Code, every person required to obtain a license from the City to engage in the operation, conduct or carrying on of any trade, profession, business or privilege, shall make application for said license to the City Clerk upon forms provided by the City Clerk and shall state under oath or affirmation such facts, as may be required for, or applicable to, the granting of such license.

### 7.5. License Year.

Except as otherwise herein provided as to certain licenses, the license year shall begin January 1st of each year and shall terminate at midnight on December 31st of that year. Original licenses shall be issued for the balance of the license year at the full license fee. License applications for license renewals shall be accepted and licenses issued at least fifteen (15) days prior to the annual expiration date.

(Rev. 08-30-1976)

### 7.6. Conditions for Issuance.

No license or permit required by this Code shall be issued to any person who is required to have a license or permit from Oakland County or the State of Michigan, until such person shall submit evidence of such state license or permit and proof that all fees pertaining thereto have been paid. No license shall be granted to any applicant therefor until such applicant has complied with all of the provisions of this Code applicable to the trade, profession, business or privilege for which application for license is made.

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(Rev. 09-30-1974)

### 7.7. Where Certification Required.

No license shall be granted where the certification of any officer of the City is required prior to the issuance thereof until such certification is made.

### 7.8. Health Officer's Certificate.

In all cases where the certification of the Health Officer is required prior to the issuance of any license by the City Clerk, such certification shall be based upon an actual inspection and a finding that the person making application and the premises in which he proposes to conduct or is conducting the trade, profession, business or privilege comply with all the sanitary requirements of the State of Michigan and of the City.

### 7.9. Fire Chief's Certificate.

In all cases where the certification of the Fire Chief is required prior to the issuance of any license by the City Clerk, such certification shall be based upon an actual inspection and a finding that the premises in which the person making application for such licenses proposes to conduct or is conducting the trade, profession, business or privilege comply with all the fire regulations of the State of Michigan and of the City.

### 7.11 Building Inspector's Certificate.

In all cases where the carrying on of the trade, profession, business or privilege involves the use of any structure or land, a license therefor shall not be issued until the Building Inspector shall certify that the proposed use is not prohibited by Chapter 39 of this Code.

(Rev. 09-30-1974)

### 7.12 Bonds.

Where the provisions of this Code require that the applicant for any license or permit furnish a bond, such bond shall be furnished in an amount deemed adequate by the proper City officer, or, where the amount thereof is specified in this Code, in the amount so required; the form of such bond shall be acceptable to the City Attorney. In lieu of a bond, an applicant for a license or permit may furnish one or more policies of insurance in the same amounts providing the same protection as called for in any such bond; and such policies of insurance shall be approved as to substance by the City official issuing said license or permit and as to form by the City Attorney.

(Rev. 09-30-1974)

### 7.13 Late Renewals.

All fees for the renewal of any license which are not paid at the time said fees shall be due, shall be paid as "late fees" with an additional twenty-five (25%) percent of the license fee required for such licenses under the provisions of Chapter 60 for the first fifteen (15) days that such license fee remains unpaid and thereafter the license fee shall be that stipulated for such licenses under Chapter 60, plus fifty (50%) percent of such fee.

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### 7.14 Right to Issuance.

If the application for any license is approved by the proper officers of the City, as provided in this Code, said license shall be granted and shall serve as a receipt for payment of the fee prescribed for such license.

### 7.15 Fees - When Paid.

The fee required by this Code for any license or permit shall be paid at the office of the City Clerk before the granting of said license or permit. License Fees shall be in accordance with Chapter 60, Fees and Bonds of the City of Troy Code of Ordinances.

(Rev. 03-17-2003)

### 7.17 Suspension or Revocation.

Any license issued by the City may be suspended by the City Manager for cause, and any permit issued by the City may be suspended or revoked by the issuing authority for cause. The licensee shall have the right to a hearing before the Council on any such action of the City Manager, provided a written request therefor is filed with the City Clerk within five (5) days after receipt of said notice of such suspension. The Council may confirm such suspension or revoke or reinstate any such license. The action taken by the Council shall be final. The same procedure shall apply where a license application is denied. Upon suspension or revocation of any license or permit, the fee therefor shall not be refunded. Except as otherwise specifically provided in this Code, any licensee whose license has been revoked shall not be eligible to apply for a new license for the trade, profession, business or privilege for a period of one (1) year after such revocation.

(Rev. 09-30-1974)

### 7.18 "Cause" Defined.

The term "cause" as used in this Chapter, shall include the doing or omitting of any act, or permitting any condition to exist in connection with any trade, profession, business or privilege for which a license or permit is granted under the provisions of this Code, or upon any premises or facilities used in connection therewith, which act, omission or condition is:

- (1) Contrary to the health, morals, safety or welfare of the public;
- (2) Unlawful, irregular or fraudulent in nature;
- (3) Unauthorized or beyond the scope of the license or permit granted; or
- (4) Forbidden by the provisions of this Code or any duly established rule or regulation of the City applicable to the trade, profession, business or privilege for which the license or permit has been granted.

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### 7.19 License Renewal.

Unless otherwise provided in this Code, an application for renewal of a license shall be considered in the same manner as an original application.

### 7.20 Exhibition of License.

No licensee shall fail to carry any license issued in accordance with the provisions of this Chapter upon his person at all times when engaged in the operation, conduct or carrying on of any trade, profession, business or privilege for which the license was granted; except that where such trade, profession, business or privilege is operated, conducted or carried on at a fixed place or establishment, said license shall be exhibited at all times in some conspicuous place in his place of business. Every licensee shall produce his license for examination when applying for a renewal thereof or when requested to do so by any City police officer or by any person representing the issuing authority.

### 7.21 Exhibition on Vehicle and Machine.

No licensee shall fail to display conspicuously on each vehicle or mechanical device or machine required to be licensed by this Code such tags or stickers as are furnished by the City Clerk.

### 7.22 Displaying Invalid License.

No person shall display any expired license or any license for which a duplicate has been issued.

### 7.23 Transferability; Misuse.

No license or permit issued under the provisions of this Code shall be transferable unless specifically authorized by the provisions of this Code. No licensee or permittee shall, unless specifically authorized by the provisions of this Code, transfer or attempt to transfer his license or permit to another nor shall he make any improper use of the same.

### 7.24 Misuse-Automatic Revocation.

In addition to the general penalty provision for violation thereof, any attempt by a licensee or permittee to transfer his license or permit to another, unless specifically authorized by the provisions of this Code, or to use the same improperly shall be void and result in the automatic revocation of such license or permit.