

ORDINANCE NO. 195.

AN ORDINANCE OF THE CITY OF MIAMI BEACH  
FLORIDA, IMPOSING LICENSES AND OTHER TAXES  
ON PRIVILEGES, BUSINESSES, OCCUPATIONS AND  
PROFESSIONS CARRIED ON AND ENGAGED IN WITHIN  
SAID CITY, AND PRESCRIBING PENALTIES FOR THE  
EXERCISING OF SUCH PRIVILEGES OR CARRYING ON  
SUCH BUSINESSES, OCCUPATIONS, OR PROFESSIONS,  
WITHOUT A LICENSE OR OTHER FAILURE TO COMPLY  
WITH THE PROVISIONS THEREOF.

BE IT ORDAINED BY THE CITY OF MIAMI BEACH, FLORIDA:

Section 1: No person, firm corporation or association shall engage in or manage any business, privilege or occupation mentioned in this Ordinance in the City of Miami Beach, Florida, unless a City License shall have been procured from the City Clerk of said City as is provided by this Ordinance, which license shall be issued to each person, firm, corporation, or association upon the receipt of the amount herein provided for or as may be otherwise provided by law.

Section 2: That in every case not otherwise provided in this act, a City License tax of 50% of the State License Tax imposed by the State of Florida, enacted at its session in the year A. D. 1913, be and the same is hereby levied and imposed upon such businesses, professions, or occupations not otherwise specifically named in this Ordinance, and all of the penalties prescribed by this Ordinance for the non-payment of license tax or for doing business without a license, shall extend and apply to such other cases not specifically mention herein.

Section 3: No license shall be issued for more than one year and all licenses shall expire on the last day of October of each year unless otherwise provided in this act. All business licenses may be transferrred with the approval of the City Clerk, with the business for which they are taken out, when there is a bona fide sale and transfer of the property used and embraced in the business so sold or transferred, but such transfer of license shall not be held good for any longer than, or at any other place than that for which it was originally issued, provided the original license shall be submitted to the said City Clerk who shall make note thereon of the transfer thereof.



Section 4: All licenses shall be payable on or before the first day of November of each year and no licenses shall be issued for any fractional portion of a year, except as otherwise provided in this act and except that any license not otherwise provided in this act may be issued after the first day of May to expire on October thirty-first, upon payment of one-half the amount fixed as the price for such licenses for one year

Section 5: Each individual who acts as Agent, and each individual who acts as business or sales agent for a corporation engaged in any business mentioned in this section, when his principal has not paid a license in accordance with this Ordinance, shall be required to take out a license as Agent in his own name. This section shall apply to every person who seeks, negotiates or transacts, for himself or for any other person or corporation mentioned in this section, but not to inactive stockholders in corporations or members of Agencies who do not attempt to transact any business for such agency. A license tax in the sum set opposite each of the following businesses, occupations or professions, is hereby levied and imposed upon the business, occupation or profession opposite which such sum is set:

AMUSEMENT AND RECREATION

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|---|--------|
| Billiard, pool or bagatelle tables, person maintaining same for profit, directly or indirectly, or the proprietor thereof, for each table   | 10.00  |
| Bowling Alleys, or Box Ball Alleys, per alley   | 10.00  |
| Cyclorama   | 10.00  |
| Circus, any performance or show given under canvas or tent (except dogs or trained animal exhibition) for profit, each performance,   | 25.00  |
| Circus, for each parade through the streets, when performance is given outside city,  | 50.00  |
| Dance Halls and ball rooms, public, each dance hall or ball room,   | 25.00  |
| Dog, or other trained animal exhibition, each performance,  | 10.00  |
| Dog, or other trained animal exhibition, each parade, where performance is given outside city limits,   | 25.00  |
| Games and devices, such as ball throwing at figures, ball rolling, cane racks, corn game, doll racks, hoop throwing, knife racks, and shuffle boards, or other games or devices, operated for profit, each game or device,                                      | 25.00  |
| Moving Picture shows, without other attractions,  | 50.00  |
| Moving Picture shows, with vaudeville or other attractions  | 100.00 |
| Natatorium,   | 25.00  |
| Organ grinder, per week   | 5.00   |
| Rink, skating or bicycle, or others, owners or persons maintaining same,  | 20.00  |
| Shooting gallery, (to close at 11 o'clock, P.M.)  | 15.00  |
| Theatres,   | 100.00 |
| Theatrical or dramatic troupes or companies for profit, where performance is not given in a local licensed theatre, each performance  | 15.00  |
| Theatrical performance, wholly for benevolent or charitable purposes, no license required,  | EXEMPT |
| Vending machines, automatic, such as candy and chewing gum, music playing, picture displaying, penny - in - the - slot, weighing or other similar vending machines, operated for profit (except machines vending drinking cups or postage stamps) each machine, | 5.00   |
| PROVIDING, an operator of more than five (5) machines shall not pay exceeding-  | 25.00  |



## LIVING ACCOMMODATIONS

Apartments, Apartment Houses, Boarding Houses, Hotels, and Rooming Houses, containing over five (5) bed rooms:

For each room which can be leased, not including bathrooms or kitchens,

.25

Any Apartment House, Boarding House, Hotel or Rooming House, or any other place serving meals or food, requires Restaurant License, as follows:

Restaurant, (permitting the operation of cafe, cafeteria, public dining room, tearoom or restaurant) with chairs or stools, each to count as one seat:

Thirty (30) seats, or under, per seat,

.50

Over thirty seats, per additional seat,

.15

## MANUFACTURERS

The following businesses are classed as manufacturing, and each person, firm or corporation engaged in the operation of any of such businesses are required to take out a factory license, as follows:

Awnings, pennants, sails, tents and tarpaulins.

Bakery,  
Book bindery,  
Brick makers,

Cabinet makers shop,  
Candy and confectionery makers,  
Canning factories, canning fruits, fish, molasses, syrup or vegetables, etc.,  
Carpenter shops,  
Concrete or cement manufacturers of artificial stone, brick, cement blocks, posts, ornaments, vases, or other articles of similar nature.

Doors, sash and blinds,

Foundries,  
Furniture makers,

Gold, silver, or nickel plating,

Harness and saddlery,

Ice Cream,  
Ice,

Jelly & Preserves,

Laboratories, chemical, dental, optical or X-Ray,  
Lumber and planing mills, or millwork,

Musical instruments,  
Mattress, pillows or springs,  
Mirrors,  
Mosaic, terrazzo and tile,  
Multigraphing,

Newspapers or periodicals,  
Novelty work,

Paint works,  
Picture framing,  
Printing - all kinds.

Rubber stamps,

Septic tanks,  
Sheet metal works and tin shops,  
Stone cutters,  
Sign painters' shop.



Tailor, customs or merchant,  
Tank builders,

Also all other manufacturers of products not heretofore mentioned.

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| Factories employing five hands or less,                            | 10.00 |
| Factories employing more than five and not over twenty-five hands, | 20.00 |
| Factories employing over twenty-five hands,                        | 35.00 |

MERCHANTS, STORE KEEPERS AND DEALERS

All persons, firms or corporations engaged in the business of selling merchandise or goods of any kind, sort or description, are required to cover their operations by taking out a merchant's license as follows:

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|---|--------|
| Cold Drink Stands,  | 10.00  |
| Gum or merchandise vending machines, per machine  | 5.00   |
| Ice Cream, each person selling on streets,  | 25.00  |
| Ice Cream Saloon,   | 5.00   |
| Ice Delivery, retailing ice, each vehicle,  | 5.00   |
| Itinerant vendor of proprietary or patent articles, from house to house,                      | 100.00 |
| Itinerant vendor of patent or proprietary medicines or other solicitors from out of the city, | 250.00 |
| News Depot, not in connection with other business,  | 10.00  |
| Oil Peddlers, each vehicle,   | 15.00  |
| Pawn Brokers,   |        |

Pawnbrokers selling other than articles taken on pledge, must take out a regular merchant's license. Each person or firm engaged in the business of a pawnbroker or conducting a pawn broking shop in the city, shall keep a record and upon demand shall make a report to the Chief of Police or his representative of every article or thing pawned to or purchased by him or them. Said record and report to specify the article or thing, such as number, mark, and all other such details as will make identification of such article, or such articles, or thing, clear and positive; and such person or persons aforesaid shall hold their shop open to visitation or inspection by the police, and upon refusal of any pawnbroker at any time to submit to such visitation or inspection, his or their shop shall be immediately closed by order of the Mayor. All licenses issued to pawnbrokers are subject to these provisions; any violation of which will be punished by a revocation of their license; and no license issued to pawnbrokers shall be transferred from the person or firm to whom it was issued.

Pawnbrokers selling other than articles taken on pledge,-  
License for such pawnbroker \$500. in addition to his regular merchant's license.

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| Peddlers or hawkers or street vendor of medicines, drugs, patent medicines or other proprietary preparations purporting to have medical virtues, | 250.00 |
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| Peddlers or dealers in dry goods, notions, jewelry, clothing, groceries, or other merchandise, other than milk or water in bottles, on foot, selling at retail or by sample | 600.00 |
|---|--------|

|  |        |
|--|--------|
| Peddlers or dealers in dry goods, notions, jewelry, clothing, groceries, or other merchandise, other than milk or water in bottles, from wagons or motor vehicles, per wagon or motor vehicle, selling at retail or by sample, | 600.00 |
|--|--------|



|   |       |
|---|-------|
| Provided that peddlers of fruit, vegetables, and produce raised by themselves shall not be required to pay a license; where not raised, per vehicle,  | 5.00  |
| Popcorn or peanut vendors or peddlers, vending popcorn or peanuts on streets or sidewalk, on foot   | 25.00 |
| Popcorn or peanut wagon on street,  | 25.00 |
| Popcorn or peanut wagon on sidewalk   | 5.00  |
| Postcard stand, when not in connection with another business,   | 5.00  |
| Rubber Balloon peddlers,  | 5.00  |
| Soda founts; whether in connection with other business, or not, capital invested \$1,000. or more,  | 10.00 |
| Soda founts; whether in connection with other business, or not, capital over \$500. and less than \$1,000,  | 5.00  |
| Soda founts; whether in connection with other business or not, capital over \$50. and less than \$500.<br>Provided that Soda fount operated in connection with regularly licensed drug store, restaurant, or confectionery store is not required to take out a license. | 2.50  |

All persons, firms or corporations engaged in the business of selling merchandise or goods of any kind, sort or description, except those mentioned above under the title "Merchants, Storekeepers and Dealers", are required to pay a merchant's license tax determined as follows:

When the maximum value of stock of goods carried is as follows:

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|--|------|
| Not exceeding \$500,   | 2.50 |
| \$500. to \$1,000,   | 5.00 |
| More than \$1,000. for each additional \$1,000 or fractional part thereof, | 1.00 |

#### PROFESSIONAL

The following professional practitioners are classed as professional, and each person, firm or corporation engaged in the practice of any such profession are required to cover their practice by taking out a professional license as follows:

|   |       |
|---|-------|
| Professional License; to apply to each person, firm or corporation engaged in the practice of any profession herein licensed as a profession, permitting the operation of but one person, | 15.00 |
| For each additional partner or person operating with the person, firm, or corporation licensed in the preceding clause,   | 10.00 |

#### PROFESSIONAL LICENSE

Accountants and Auditors,  
 Analytical Chemists,  
 Architects,  
 Artists, including retouching, sketching, cartooning, crayon ferrotyping, or other similar line,  
 Attorneys at Law.  
 Chiropodists,  
 Chiropractors,  
 Christian Science Healers or Practitioners,  
 Civil Engineers,  
 Dentists,  
 Detectives, including civil, commercial, corporation, criminal, industrial, insurance, railroad, and other similar investigations.



Doctors, Physicians and Surgeons,  
 Electrical Engineers,  
 Engravers,  
 Healers, Magnetic,  
 Homeopathic Physicians,  
 Landscape Architects or Gardeners,  
 Mechanical Engineers,  
 Naprapaths,  
 Naturopaths,  
 Opticians,  
 Osteopaths,  
 Veterinarian or Veterinary Surgeon  
 Photographer,  
 Taxidermist/

SERVICE ESTABLISHMENTS AND STATIONS

|   |        |
|---|--------|
| Boat Yards and Ways doing repair works  | 15.00  |
| Boat Towing and Lightering,   | 25.00  |
| Boat Livery,  | 10.00  |
| Boat and Ship Storage Basins, or Sheds,   | 25.00  |
| Barber Shop, each chair,  | 2.00   |
| Baths, turkish or similar,  | 15.00  |
| Bicycles, for rent and repair,  | 10.00  |
| Blacksmiths,  | 10.00  |
| Boot and Shoe Repair  | 5.00   |
| Boot-black stand, each chair  | 1.00   |
| Beauty Parlors, hairdressing and manicuring, alone or<br>in connection with any other business,   | 10.00  |
| Baggage Transfer, and Drays, using Drays, trucks, or<br>wagons for hauling, each vehicle,   | 5.00   |
| Garage, (public) for storage, washing or repairing of<br>automobiles or trucks, and sale of gasoline and<br>oil, supplied to cars at the garage,  | 20.00  |
| Filling stations (automobile) gas and oil, each gasoline<br>pump,   | 7.50   |
| Note: Garages or filling Stations selling acces-<br>sories require also a Merchant's License. Gar-<br>ages must pay Agent's license for each make of<br>car for which they are authorized agents.   |        |
| Laundries, Steam,   | 25.00  |
| Laundries, Hand   | 10.00  |
| Livery Stables, or Riding Academies,<br>Having 1 to 10 horses or mules,   | 25.00  |
| Having 11 to 20 horses or mules,  | 35.00  |
| Having 21 to 30 horses or mules   | 50.00  |
| Having 31 to 40 horses or mules,  | 60.00  |
| Having 41 to 50 horses or mules,  | 75.00  |
| Having 51 to 60 horses or mules,  | 85.00  |
| Having 61 to 70 horses or mules,  | 100.00 |
| Provided that they shall pay an additional hack or<br>carriage license.   |        |
| Cleaning and Pressing Clothes,<br>(Telegraph Company)   | 10.00  |
| Telephone Company) Provided there is no tax by the City<br>of Miami Beach on the earnings of these Companies,   | 100.00 |
| Tailor, merchant, each shop   | 10.00  |
| Tailor, merchang, where no other city license is paid,<br>who is dealer in or agent for any person or firm,<br>or any other person acting as agent for firm out-<br>side of the city and taking orders for clothing,<br>shirts, or other wearing apparel, to be made out-<br>side of the city, shall be classed as an agent<br>and shall pay a license of | 25.00  |



MISCELLANEOUS

A.

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| Agent, Bureau, Broker, Operator or Dealers of all kinds, including commercial, insurance, real estate, stock sales, loans, claims, transportation, manufacturer, or any other business or occupation, except pawnbroker, for each class of business handled, each individual | 25.00  |
| Abstract, Land Title, Warranty or Security Companies,  | 25.00  |
| Advertising of all kinds,  | 15.00  |
| Auctioneer, where goods, ware and merchandise are sold at auction by the owner, agent, auctioneer or other person within the limits of the City of Miami Beach, there shall be a license tax per day for each day that the sale may continue of                              | 50.00  |
| Auctioneers, real estate, who sell real estate within or without the city limits, at auction, and who advertise such sale in newspapers, placards posters or otherwise in the City of Miami Beach,   | 250.00 |
| Arms, including ammunition and pistols, bowie-knives, dirk-knives, sling shots, brass-knuckles, Springfield and repeating rifles, and guns, dealers in alone, or in connection with any other business,  | 25.00  |

B.

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|---|--------|
| Building and Loan Associations,                                     | 25.00  |
| Banks, having a capital stock of \$25,000. or less,                 | 50.00  |
| Banks, having a capital stock of \$25,000. and less than \$100,000, | 75.00  |
| Banks, having a capital stock of \$100,000. or over,                | 100.00 |

C.

|   |        |
|---|--------|
| Canvassers, Solicitors or other persons who solicit orders, or sell, by sample or otherwise, for furniture, household goods, musical instruments or other goods, wares and merchandise at retail, representing business houses out of the city, | 100.00 |
| Card-writing, cutting or engraving,   | 5.00   |
| Commission merchants or person doing business on commission not otherwise provided for,   | 25.00  |
| Contractors, persons or firms, defined as persons taking contracts to perform work by the job, where party or firm does the work with assistants, shall be as follows:  |        |
| Taking contracts, any one of which does not exceed \$5,000,   | 10.00  |
| Taking contracts, exceeding \$5,000, but not exceeding \$15,000,  | 15.00  |
| Taking contracts exceeding \$15,000 but not exceeding \$50,000  | 25.00  |
| Taking contracts exceeding \$50,000,  | 50.00  |

D.

|   |        |
|---|--------|
| Dealers in second hand goods, other than wearing apparel, | 25.00  |
| Dealers in second hand goods-wearing apparel,             | 250.00 |

E.

|   |       |
|---|-------|
| Electric Light Companies - provided there is no tax by the City of Miami Beach upon the earnings of the Company | 50.00 |
| Express Companies,  | 50.00 |



F.

Fortune tellers, Palmists, Hipnotists, Clairvoyants, Ast-  
rologers, Phrenologists, per week, 150.00  
Funeral Director and Undertaker, 25.00

G.

Guns (See Arms)

H.

Hall for hire, 15.00

I.

Ice cream selling on streets, per person, 25.00

M.

Money lender, person, firm or corporation ledning money,  
other than doing a legal banking business, 25.00

P.

Photographer, 15.00  
Plumber, 15.00

S.

Sanitarium or institution of like character, 10.00  
Street Car Companies, 50.00

Section 6: Persons, firms or corporations operating perman-  
ently located amusement parks, within which are located  
and operated merry-go-rounds, roller coasters and other  
exhibition shows and performances, or other forms of  
diversion and amusement permanently carried on in such  
parks, shall pay a license tax of \$100.00, - provided,  
that this shall not be construed to apply to persons  
operating bathing casinos or pavillions where guests  
are permitted to use swings and other devices without  
charge. And provided further, that this shall not  
apply to any person or association holding a city or  
county fair where no charge is made to persons visiting  
such places, and where no privileges are sold to others  
for the operation of shops or forms of amusement there-  
in.

Section 7: Any person, firm or corporation operating, or who  
shall operate, a merry-go-round, roller-coaster, ferris-  
wheel, whip, dodger, or other like or similar forms of  
amusement, shall pay a license in the sum of \$25.00 for  
each of such forms of amusement where not located in  
a regularly licensed amusement park.

Section 8: All confirmed cripples or invalids, physically incap-  
able of manual labor and all veterans of the Civil War,  
Spanish-American and World Wars, and widows, all of who  
are dependent upon their own exertions, shall be allow-  
ed a license for any of the above mentioned occupations  
without charge so long as they use their own capital and  
their profits are not divided with someone else, and when,  
in the opinion of the City Manager or Collector of Taxes,  
such applicants are worthy.



Section 9: It shall be the duty of the City Clerk, before issuing a license based upon property valuation or capital stock or any other condition, to require the parties applying for such license to file under oath, duly authenticated, a statement of the value of the property, amount of the capital stock or other contingency, which statement shall be kept permanently on the file. A failure on the part of the Tax Collector to require their said written oath, shall be cause for suspension from office. Any person who shall make a false statement, application or oath under this section shall be deemed guilty of a misdemeanor and punished as is hereafter set forth.

Section 10: Any person, firm corporation or association that shall carry on or conduct any privilege, business, occupation or profession, for which a license is required by this ordinance, without first obtaining such license, and any person who shall make a false statement, application, or oath, pursuant to the foregoing section, shall, upon conviction, be punished by a fine of not less than \$25.00 nor more than \$200.00, or by imprisonment not exceeding 90 days, or by both such fine and imprisonment.

Section 11: Each day that a privilege is exercised, or business, occupation, or profession conducted or followed without having first procured a license therefor, shall be an individual offence punishable as is hereinbefore set forth, provided however, that if a person, however defined, is punished for one such offence, and pays the penalty, and procures a license before further conduction or carrying on such privilege, business, occupation or profession, then he shall be fined for each day's failure or omission to have a license for the conduct of such privilege, business, occupation or profession.

Section 12: It shall be the duty of all officers and agents of any corporation to see that such corporation complies with the provisions of this Ordinance; and all officers or agents of any corporation required by this Ordinance to be licensed which shall do business without having paid the license tax imposed and procured such license, shall be subject to the penalties imposed by the foregoing sections upon persons and members of firms and corporations violating this Ordinance.

Section 13: It is hereby made the duty of the City Marshall to appoint a license Officer from amongst the policemen, said License Officer to investigate all the aforesaid businesses, occupations or professions, and to make such inquiry as shall be necessary to determine whether they have procured a license or licenses as is herein provided for, and shall report thereon every week to the City Marshall who must make a report every week to the Tax Collector of each week's investigations, and when such license or licenses shall not have been procured, to make arrest of the person or persons violating this Ordinance, and any person refusing said license officer permission to investigate and inquire for the purposes of determining whether such person has such license, shall, upon conviction, be fined or imprisoned, or both fined or imprisoned, as is herein provided, for failure to procure such license.

Section 14: It is hereby made the duty of any person exercising the privilege or conducting a business, occupation or profession for which a license is herein required, to post his license in a conspicuous place in or about his place of business where it may be seen upon inspection by any official of said city and for his failure to do so, he shall, upon conviction, be fined or imprisoned, or both, as if he had never procured such license.

Section 15: The payment of a license hereunder shall not authorize or legalize in any manner whatsoever the commission of any offence or crime against said city, the County of Dade, the State of Florida, or the United States of America.

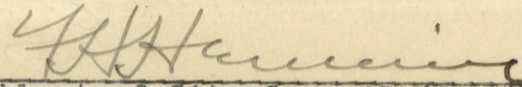
Section 16: All of the provisions of this act shall be construed liberally in behalf of said City.

Section 17: All Ordinances or Resolutions and parts thereof in conflict with the provisions of this Ordinance are hereby repealed, except that all licenses heretofore issued under Ordinance No. 146 are hereby extended without additional fee to October 31st, 1923, and shall be in full force until that date.

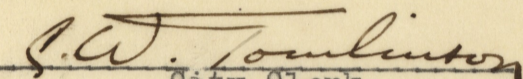


Section 18: This ordinance shall become effective upon its passage, approval, and posting in accordance with law.

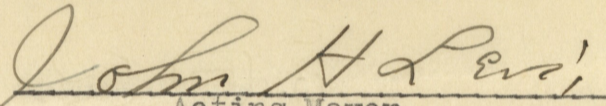
PASSED AND ADOPTED this 17th day of October, A. D., 1923.

  
\_\_\_\_\_  
President of City Council (Pro-tem)

ATTEST:

  
\_\_\_\_\_  
City Clerk.

APPROVED this 17th day of October, A. D., 1923.

  
\_\_\_\_\_  
Acting Mayor

1st reading - Oct. 3rd, 1923.  
2nd reading - Oct. 3rd, 1923.  
3rd reading - Oct. 17th, 1923.  
Posted, October 17th, 1923.



(Original)  
Belinances Nov. 1955  
Lecenes Belinances