

ORDINANCE NO. 363

AN ORDINANCE OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING ORDINANCES NOS. 311, 322 and 331 BEING ORDINANCES 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 COUNCIL OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1: That Section 5 of Ordinance No. 311, be and the same is hereby amended, under the title "AMUSEMENT AND RECREATION", by eliminating certain items therefrom and inserting certain items in lieu thereof as follows:

Eliminating:

"CIRCUS, any performance or show given under canvas or tent (except dogs or trained animal exhibition) for profit, each performance . . . . . \$ 100.00"

Inserting in lieu thereof:

"CIRCUS, any performance or show given under canvas or tent (except dogs or trained animal exhibition) for profit, each performance . . . . . \$ 500.00"

Eliminating:

"CIRCUS, for each parade through the streets when performance is given outside City . . . . . \$ 50.00"

Inserting in lieu thereof:

"CIRCUS, for each parade through the streets when performance is given outside City . . . . . \$ 100.00"

Eliminating:

"CORN GAMES (See Games and Devices)"

Inserting in lieu thereof:

"CORN GAMES or similar games . . . . . \$ 100.00"

Eliminating:

"DANCE HALLS and ball rooms, public, each dance hall or ball room . . . . . \$ 50.00"

Inserting in lieu thereof:

"DANCE HALLS and ball rooms, public, each dance hall or ball room . . . . . \$ 100.00"

Eliminating:

"GAMES and DEVICES, such as BALL THROWING at figures, BALL ROLLING, CANE RACKS, CORN GAMES, DOLL RACKS, HOOP THROWING, KNIFE RACKS, or other games or devices, operated for profit, each game or device . . . . . \$ 50.00"



Inserting in lieu thereof:

"GAMES AND DEVICES, such as BALL THROWING at figures, BALL ROLLING, CANE RACKS, DOLL RACKS, HOOP THROWING, KNIFE RACKS, or other games or devices, operated for profit, each game or device . . . . . \$ 50.00"

Eliminating:

"MOVING PICTURE SHOWS, with or without other attractions . . . . . \$ 100.00"

Inserting in lieu thereof:

"MOVING PICTURE SHOWS, with or without other attractions (charging an admission price of 50¢ or less) (including tax) . . . . . \$ 100.00"

"MOVING PICTURE SHOWS, with or without other attractions (charging an admission price over 50¢ including tax) . . . . . \$ 200.00"

SECTION 2: That Section 5 of Ordinance No. 311, as revised by Ordinance No. 331, be and the same is hereby amended under the title "AMUSEMENT AND RECREATION", by eliminating certain items therefrom and inserting certain items in lieu thereof as follows:

Eliminating:

"VENDING MACHINES, AUTOMATIC, such as candy and chewing gum, music playing, picture displaying, penny-in-the-slot, automatic coin game or device of skill or other similar vending machines operated for profit (except machines vending drinking cups or postage stamps) each machine . . . . . \$ 5.00"

Inserting in lieu thereof:

"OPERATORS OF VENDING MACHINES, AUTOMATIC, such as candy and chewing gum, music playing, picture displaying, penny-in-the-slot, automatic coin game or device of skill or other similar vending machines operated for profit (except machines vending drinking cups or postage stamps) each machine . . . . . \$ 10.00"

Eliminating:

"NIGHT CLUBS OR SUPPER CLUBS - Restaurants, Dining Rooms or other establishments where floor show or other form of entertainment, exclusive of orchestra, is provided for guests, shall pay a license fee of \$100.00, in addition to their regular RESTAURANT LICENSE."

Inserting in lieu thereof:

"NIGHT CLUBS OR SUPPER CLUBS - Restaurants, Dining Rooms or other establishments where floor show or other form of entertainment, exclusive of orchestra, is provided for guests after 11:00 P. M., shall pay a license fee of \$250.00, in addition to their regular RESTAURANT LICENSE".

Eliminating:

"AUTOMATIC COIN GAMES OR DEVICES OF SKILL . . . . ."

Every person, firm or corporation selling, leasing or renting one or more automatic coin games or devices of skill, alone or in connection with any other business shall, as a pre-requisite be required to pay a license fee as follows:



Said applicant desiring to sell, lease or rent one or more coin games or devices of skill, alone or in connection with any other business, shall file with the License Department, in person if a natural person, or by the duly authorized agent or officer of the firm or corporation, a written application for a license to do business in the City of Miami Beach, Florida. Such license shall issue to the applicant and shall entitle the applicant to engage in the selling, leasing or renting of one or more automatic coin games or devices of skill, alone or in connection with any other business, upon the payment of a license fee of One Hundred (\$100.00) Dollars.

It is hereby understood that the foregoing provisions shall not apply to or cover automatic coin devices vending merchandise only.

It is further understood that this shall not be construed to license or permit the operation of gambling devices.

It is further hereby understood that the payment of the One Hundred (\$100.00) Dollars license fee for the selling, leasing or renting of one or more automatic coin games or devices of skill, shall be in addition to the individual license charged by the City of Miami Beach for each machine as provided elsewhere in this ordinance."

Inserting in lieu thereof:

"AUTOMATIC COIN GAMES OR DEVICES OF SKILL

Every person, firm or corporation, selling, leasing or renting one or more automatic coin games or devices of skill, alone or in connection with any other business shall, as a prerequisite be required to pay a license fee as follows:

Said applicant desiring to sell, lease or rent one or more coin games or devices of skill, alone or in connection with any other business, shall file with the License Department, in person if a natural person, or by the duly authorized agent or officer of the firm or corporation, a written application for a license to do business in the City of Miami Beach, Florida. Such license shall issue to the applicant and shall entitle the applicant to engage in the selling, leasing or renting of one or more automatic coin games or devices of skill, alone or in connection with any other business, upon the payment of a license fee of Two Hundred (\$200.00) Dollars.

It is hereby understood that the foregoing provisions shall not apply to or cover automatic coin devices vending merchandise only.

It is further understood that this shall not be construed to license or permit the operation of gambling devices.

It is further hereby understood that the payment of the Two Hundred (\$200.00) Dollars license fee for the selling, leasing or renting of one or more automatic coin games or devices of skill, shall be in addition to the individual license charged by the City of Miami Beach for each machine as provided elsewhere in this ordinance."

SECTION 3: That Section 5 of Ordinance No. 311, be and the same is hereby amended, under the title "MERCHANTS, STORE-KEEPERS AND DEALERS", by eliminating certain items therefrom and inserting certain items in lieu thereof as follows:

Eliminating:

"COLD DRINK STAND . . . . . \$ 10.00"

Inserting in lieu thereof:

"COLD DRINK STAND (whether operated in connection



with any other business or not, such as cold drink stands  
in filling stations, grocery stores, etc. . . . . \$ 10.00

SECTION 4: That Section 5 of Ordinance No. 311, as revised by  
Ordinance No. 322, be and the same is hereby amended  
under the title "MERCHANTS, STORE-KEEPERS AND DEALERS", by  
eliminating certain items therefrom and inserting certain items  
in lieu thereof as follows:

Eliminating:

"LUMBER and/or Building Material dealers . . . . . \$ 50.00"

Inserting in lieu thereof:

"LUMBER and/or Building Material dealers . . . . . \$ 25.00"

SECTION 5: That Section 5 of Ordinance No. 311, be and the same is  
hereby amended, under the title "SERVICE ESTABLISHMENTS  
AND STATIONS", by eliminating certain items therefrom and inserting  
certain items in lieu thereof as follows:

Eliminating:

"AUTOMOBILES-FOR HIRE (After complying with FOR HIRE ORDINANCE  
NO. 286) per auto . . . . . \$ 10.00"

Inserting in lieu thereof:

"AUTOMOBILES-FOR HIRE (After complying with FOREHIRE  
ORDINANCE NO. 356) PER auto . . . . . \$ 10.00"

Eliminating:

"AUTOMOBILE RENTING BUSINESS (Provided that automobile  
rented with drivers shall be subject to same regulations  
specified in FOR-HIRE ORDINANCE NO. 286). . . . . \$ 50.00"

Inserting in lieu thereof:

"AUTOMOBILE RENTING BUSINESS (Provided that automobiles  
rented with drivers shall be subject to same regulations  
specified in FOR-HIRE ORDINANCE NO. 356). . . . . \$ 100.00"

Eliminating:

"ELECTRIC LIGHT COMPANIES (Provided there is no tax by  
the City of Miami Beach upon the earnings of the Company 100.00"

Inserting in lieu thereof:

"ELECTRIC LIGHT COMPANIES (Provided there is no tax by  
the City of Miami Beach upon the earnings of the Company) 300.00"

Eliminating:

"GAS COMPANIES (Public Utility) . . . . . \$ 100.00"

Inserting in lieu thereof:

"GAS COMPANIES (Public Utility) . . . . . \$ 150.00"

Eliminating:

"GASOLINE AND/OR WHOLESALE DEALERS, and/or storage  
of same . . . . . \$ 200.00"

Inserting in lieu thereof:

"GASOLINE AND/OR WHOLESALE DEALERS, and/or storage  
of same . . . . . \$ 300.00"



Eliminating:

"TELEGRAPH COMPANIES . . . . . \$ 100.00"

Inserting in lieu thereof:

"TELEGRAPH COMPANIES . . . . . \$ 150.00"

SECTION 6: That Section 5 of Ordinance No. 311, as revised by Ordinance No. 331, be and the same is hereby amended under the title "SERVICE ESTABLISHMENTS AND STATIONS", by eliminating certain items therefrom and inserting certain items in lieu thereof as follows:

Eliminating:

"BEAUTY OPERATORS (Without an established place of business in Miami Beach) . . . . . \$ 250.00"

Inserting in lieu thereof:

"BEAUTY OPERATORS (Itinerant) . . . . . \$ 250.00"

SECTION 7: That Section 5 of Ordinance No. 311, be and the same is hereby amended, under the title "MISCELLANEOUS", by eliminating certain items therefrom and inserting certain items in lieu thereof as follows:

Eliminating:

"AGENT, Bureau, Broker, Operator or Dealers of all kinds including commercial, insurance, real estate, stock sales, loans, claims, transportation, manufacturer, or any other kind of business or occupation, except Pawnbrokers, for each class of business handled, each firm . . \$ 25.00"

For each individual connected therewith as salesman . . . . . \$ 10.00"

Inserting in lieu thereof:

"AGENT, Bureau, Broker, Operator or Dealers of all kinds including commercial, insurance, real estate, loans, claims, transportation, manufacturer, or any other kind of business or occupation, except Pawnbrokers, for each class of business handled, each firm . . . . . \$ 15.00"

For each individual connected therewith as salesman . . . . . \$ 7.50"

Eliminating:

"ADVERTISING of all kinds (See Sign Writer) . . . \$ 15.00"

Inserting in lieu thereof:

"ADVERTISING of all kinds (See Sign Writer) . . . \$ 15.00"

ADVERTISING (Commercial, on Theatre Screens) . . \$ 100.00"

Eliminating:

"ELECTRIC LIGHT COMPANIES - Provided there is no tax by the City of Miami Beach upon the earnings of the Company . . . . . \$ 100.00"



Inserting in lieu thereof:

"ELECTRIC LIGHT COMPANIES (See Electric Light Companies under title "Service Establishments and Stations")

Eliminating:

- "1. Casualty and Liability Insurance Companies, each company . . . . . \$ 25.00
- 2. Fire Insurance Companies, each company . . . . . 25.00
- 3. Industrial Insurance Companies and Funeral Benefit Associations or Company, each company . . . . . 25.00
- 4. Life Insurance Companies, each company . . . . . 25.00"

Inserting in lieu thereof:

- "1. Casualty and Liability Insurance Companies, each company . . . . . \$ 50.00
- 2. Fire Insurance Companies, each company . . . . . 50.00
- 3. Industrial Insurance Companies and Funeral Benefit Associations or Company, each Company . . . . . 50.00
- 4. Life Insurance Companies, each company . . . . . 50.00"

SECTION 8: That Section 5 of Ordinance No. 311, be and the same is hereby amended under the title "MISCELLANEOUS" by inserting after the item "Solicitors", the following:

"STOCK BROKERS . . . . . 50.00"

SECTION 9: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 10: This ordinance will become effective November 1st, 1934.

PASSED AND ADOPTED this 22nd day of October, A. D., 1934.

*John H. Leri*  
President of City Council

ATTEST:

*G. W. Tomblin*  
City Clerk



APPROVED BY ME this 26th day of October, A. D., 1934.

*A. Frank Katz*  
Mayor

1st Reading, Oct. 8th, 1934.  
2nd Reading, Oct. 8th, 1934.  
3rd Reading, Oct. 22nd, 1934.  
Posted Oct. 26th, 1934.

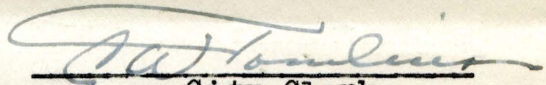


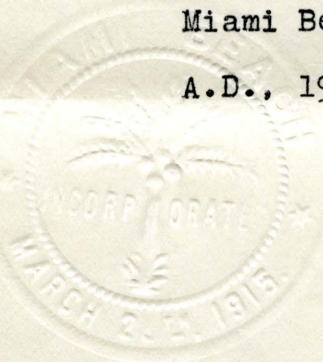
STATE OF FLORIDA)

COUNTY OF DADE )

I, C.W. TOMLINSON, City Clerk in and for the City of Miami Beach, Florida, do hereby certify that Ordinance No. 363 entitled " AN ORDINANCE OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING ORDINANCES NOS. 311, 322, and 331 BEING ORDINANCES 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." having been duly passed and adopted by the City Council of the City of Miami Beach, Florida, has been posted by me in three conspicuous places in the City of Miami Beach, one of which was at the door of the City Hall in said City on the 26th day of October, A.D., 1934, and that said ordinance remained posted for a period of at least thirty days in accordance with the requirements of the City Charter of the said City of Miami Beach.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Miami Beach, Florida, on this the 4th day of December, A.D., 1934.

  
City Clerk





(ORIGINAL)

ORDINANCE NO. 363

AMENDING ORDINANCE  
No. 311 (LICENSE  
ORDINANCE)