



VILLAGE OF CORRALES

ORDINANCE NO. 17-002

AN ORDINANCE RELATING TO BUSINESS REGISTRATIONS; AMENDING ORDINANCE NO. 246, ADOPTED MAY 12, 1992 AND AS PREVIOUSLY AMENDED; PROVIDING THAT BUSINESS REGISTRATIONS SHALL BE VALID FOR A PERIOD OF ONE YEAR FROM THE DATE OF ISSUANCE OR THE RENEWAL DATE; AUTHORIZING ELECTRONIC APPLICATION FOR AND ISSUANCE OF BUSINESS REGISTRATIONS.

WHEREAS, pursuant to Ordinance No. 246, adopted May 12, 1992 and as subsequently amended, business registrations are issued on a calendar year basis, all of them expiring on December 31 of the calendar year in which issued; and

WHEREAS, the Village Council, the governing body of the Village (“Governing Body”) finds that as a matter of convenience and equity business registrations should be valid for a period of one year from the issue date, regardless of the time when they are issued, as permitted under Section 3-38-4(B), NMSA 1978; and

WHEREAS, the Village Clerk has requested that the Governing Body also authorize application for and issuance of business registrations electronically through e-mail, and the Governing Body finds that electronic application for and issuance of business registrations will enhance convenience and ease of application for those businesses choosing to use such a system.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Village of Corrales, New Mexico, as follows:

Section 1. **Section 10-28. Application to do business** of the Code of Ordinances of the Village of Corrales (the “Code”), being Sections 5 and 8 of Ordinance No. 246 (as amended), is amended by insertion of the following subsection 10-28(b) and redesignation of former subsection 10-28(b) as 10-28(c):

(b) An application for business registration may be made in person at the office of the Village Clerk or may be submitted electronically to the Village Clerk’s office pursuant to procedures established by the Village Clerk and published on the Village’s web site. If the application is submitted electronically, the applicant shall include a valid email address at which the applicant may be contacted, and electronic application shall be deemed consent for the business registration to be delivered electronically to the applicant at that email address.

Section 2. **Section 10-29. Imposition of fee** of the Code, being Section 3 of Ordinance No. 246 (as amended), is amended to read as follows:

There is imposed on each business outlet, branch or location within the Village an annual business registration fee of thirty-five dollars (\$35.00) per year. The fee is imposed pursuant to NMSA 1978, § 3-38-3, and shall be known as the “business registration fee.” A business registration shall be effective for a period of one (1) year from the date issued, and the expiration date shall be clearly shown on the certificate of registration. The business registration fee shall not be prorated for business conducted for a portion of the year.

Section 3. **Section 10-31. Late fee** of the Code, being Section 7 of Ordinance No. 246 (as amended), is amended to read as follows:

There shall be imposed upon each delinquent registration fee a late fee in the amount of \$10.00 if a new business does not pay the registration fee before it commences business, or the annual renewal fee for a continuing business is not paid prior to the date which is ninety (90) days after the date when the business registration expires.

Section 4. **Section 10-32. Renewal** of the Code, being Section 6 of Ordinance No. 246 (as amended), is amended to read as follows:

No later than seventy-five (75) days after the expiration date of a business registration, as shown on the certificate thereof, any person with a place of business in the Village, and subject to this article shall apply for renewal of business registration with the Village Clerk’s office as provided in Section 10-28. A renewed business registration shall be valid for a period of one (1) year, commencing on the next day following expiration of the previous registration. Business owners whose businesses are still in operation and who have not renewed their business registration within ninety (90) days after the expiration date shall upon renewal be subject to the late fee provided in Section 10-31, and may be cited into municipal court and, upon conviction, may be penalized as provided in Section 10-27. If a person or entity ceases to engage in business within the Village for a period of more than one (1) year after the business registration has expired, a subsequent application for business registration by that person or entity will be treated as a new application, and not as a renewal.

Section 5. Except as specifically amended by the foregoing provisions of this Ordinance, all parts and sections of Ordinance No. 246 (as amended) in effect on the date of adoption of this Ordinance are unchanged by this Ordinance, and remain in full force and effect.

SEVERABILITY CLAUSE: Should any section, paragraph, clause or provision of this Ordinance be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance. The Governing Body of the Village of Corrales hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, word or phrase thereof irrespective of any one or more sections, subsections, sentences, clauses, words or phrases being declared unconstitutional or otherwise invalid.

COMPILING CLAUSE: The amended subsections of the Village Code adopted pursuant to this Ordinance shall be compiled as a part of the Code of Ordinances of the Village of Corrales, as provided herein.

EFFECTIVE DATE AND PUBLICATION: This Ordinance shall become effective and be in full force and effect from and after its passage, publication and posting, according to law.

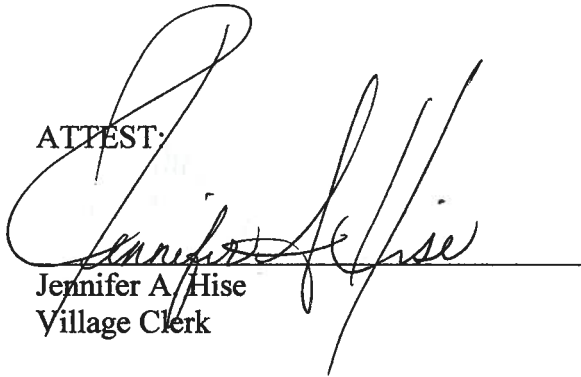
PASSED, APPROVED AND ADOPTED by the Governing Body of the Village of Corrales, New Mexico, this 28th day of March, 2017.

APPROVED:



The Honorable Scott Kominiak
Mayor

ATTEST:



Jennifer A. Hise
Village Clerk