

ORDINANCE NO. 5531

AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE TITLE 5.10 TO ADD LANGUAGE FOR SURETY BOND FOR TRANSIENT AND ITINERANT MERCHANTS AND VENDORS.

WHEREAS, the City of Albany is complying with the provisions of ORS 624.025; and

WHEREAS, the City of Albany does not find it necessary to require the applicant to file with the City Recorder a \$1,000 surety bond for vendors selling food items that are already regulated by Linn County;

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Title 5.10 of the Albany Municipal Code is hereby amended to incorporate the changes noted herein:

5.10.060 Bond.

Before any license, as provided by this chapter, is issued for the engaging in a transient or itinerant business, as defined by Section 5.10.010, such applicant shall file with the City recorder a surety bond running to the City in the sum of \$1,000 executed by the applicant, as principal, and a corporate surety or two individual sureties upon which service of process may be made in the State, **excluding vendors selling food items that are regulated by Linn County**; said bond to be conditioned that the applicant shall comply fully with all of the provisions of the ordinances of the City, the statutes of the State, regulating and concerning the sale of goods, wares, and merchandise, and will pay all judgements rendered against the applicant for any violation of said ordinances or statues, or any of the, together with a all judgments and costs that may be recovered against him/her by any person or persons for damage growing out of any misrepresentation or deception practiced on any person transactions such business with such applicant. (Ord. 5013 & 1, 1992; Ord. 4559 & 1, 1983; Ord. 4313 & 5, 1979).

Passed by Council: June 26, 2002

Approved by the Mayor: June 26, 2002

Effective Date: July 26, 2002



Mayor

ATTEST:



City Recorder