

**PART**

**9-430. CONSTRUCTION CONTRACTORS.**

**9-431. PURPOSE.** The purpose of this part is to establish a system of imposing license fees upon persons engaging in business within the limits of the municipality as contractors. The licenses are designed to be determined upon the basis of each contract or job being performed. It is the opinion of the governing body that this method of determining the amount of fee will result in fair taxation and will not discriminate against the contractor who performs only a few jobs within the municipal limits as distinguished from the contractor who performs many.

**9-432. DEFINITIONS.**

- A. "Contractor" means any person, firm, copartnership, corporation, association, or other organization, or any combination thereof, who for a fixed sum, price, fee, percentage, or other compensation other than wages, undertakes any building, highway, road, railroad, excavation or other structure, project, development, or improvement, other than to personality, or any part thereof; provided, that the term contractor, as used in this part, shall include anyone who builds more than one structure on his own property during any one year for the purpose of sale and shall include subcontractors, but shall not include anyone who merely furnishes materials or supplies without fabricating the same into, or consuming the same in the performance of the work of the contractors as herein defined.
- B. Types of Contractors: As an illustrative list of contractors subject to the provisions of this part, but not in limitation thereof, the following occupations are subject to this part: general contractors, specialty contractors of all kinds, such as, but not limited to those engaged in the business of installing, repairing or otherwise performing services in connection with: acoustical tile and roof decking; awnings, storm doors, and windows; air conditioning, dry-heating, sheet metal; boilers, steamfitting; carpentry; cement and concrete; ceramic tile; cabinet and millwork; composition floor, countertops, tile; carpet; drywall; elevator installation; electrical; excavating and grading; fencing; floor coverings; fire prevention (structural); furnaces and burners; glazing; industrial piping; iron and bronze (ornamental); insulation; landscaping; lathing; lawn sprinklers; masonry; mosaic tile and terazzo; overhead doors; painting and paper hanging; pest control (structural); plastering; plumbing and wet heating; roofing and siding; swimming pool; signs, stone masonry; sewer installation; steel reinforcing and erection; tanks (structural); waterproofing; weatherstripping; welding; wrecking and demolition; wood floor laying and finishing.

**9-433. DOING BUSINESS WITHOUT REGISTRATION AND A LICENSE UNLAWFUL.** Any person desiring to engage in business as a contractor within the corporate limits of this municipality must comply with the two following requirements:

- A. Prior to engaging in any subject business activity during any calendar year, he must register for the calendar year as a contractor by completing and filing a registration form in the office of the recorder/clerk.
- B. Prior to the performance of any services in connection with any specific contract or job, the person shall secure a license to engage in the performance of service connected with said specific job or contract from the office of the recorder/clerk.

**9-434. REGISTRATION**

- A. Any person desiring to engage in business as a contractor shall complete and file in the office of the recorder/clerk a registration form provided to him by the municipality which shall show:
  - 1. The name of the contractor.
  - 2. The address and telephone number of the contractor.
  - 3. The type of organization, e.g., corporation, partnership, or sole proprietor.
  - 4. If a partnership or a corporation or other artificial person, the name, address, and telephone number of the person responsible for the functions of the organization:
    - (a) Whether or not licensed under the contractor's license law of the state of Utah; if so, the license number of the contractor.
    - (b) Type of business in which registrant seeks to engage, e.g., general contractor or one of the specialty contractors.
    - (c) Such other information as the governing body may by regulation require.
- B. Any person seeking to register for the privilege of doing business as a contractor within the limits of this municipality for any calendar year, or any part thereof, shall pay an annual registration fee of \$\_\_\_\_\_

**9-435. JOB LICENSE FOR EACH CONTRACT.**

- A. Any person desiring to perform services as a contractor shall, in addition to registering, as above required, secure a job license granting to him the privilege of performing the services required of him for each contract or job which he proposes to complete.
- B. Any person seeking said job license for a contract or job shall complete an application therefor, on forms provided him by the municipality. The application shall set forth:

1. The name and address of the contractor.
2. His municipal registration number.
3. The number of his state contractor's license.
4. The person by whom he is engaged to perform services as a contractor.
5. The address of said person.
6. The location at which the said contractor's services are to be performed.
7. The type of services that are to be performed, e.g., as a general contractor, as one of the specialty contractors.
8. The contract amount.

**9-436. JOB LICENSE FEE.** Every contractor, for the privilege of engaging in the business of performing said services, shall pay the following job license fees based upon the contract amount as follows:

<i>CONTRACT AMOUNT</i>	<i>FEE</i>
Less than \$20	No fee
\$20 to and including \$100	\$ _____
More than \$100 - to and including \$400	\$ _____
More than \$400 - to and including \$700	\$ _____
More than \$700 - to and including \$1000	\$ _____
Each additional \$1,000 or fraction, to and including \$25,000	\$ _____
Each additional \$1,000 or fraction, to and including \$50,000	\$ _____
Each additional \$1,000 or fraction, to and including \$100,000	\$ _____
Each additional \$1,000 or fraction, more than \$100,000	\$ _____

**9-437. RECORDS - INSPECTION.** All persons registered pursuant to this part for the privilege of doing business as contractors and all persons who engage in doing business as contractors, shall maintain records of all services performed by them as contractors within the corporate limits of this municipality. The records shall disclose the person for whom the services are performed and the contract price or charge made for the services and such other information as the governing body may, by regulation, require. The persons shall maintain such records at their office or principal place of business and shall permit officials or agents of the municipality to inspect said records for the purpose of determining whether or not said persons have complied with the requirements of this license part.

**9-438. REGULATIONS.** The governing body may adopt such regulations as in its opinion are necessary to implement this part and the objectives thereof.