



ORDINANCE NO. 1375-2024

AN ORDINANCE OF THE CITY OF TAHLEQUAH, OKLAHOMA, AMENDING THE TAHLEQUAH CITY CODE, PART 9, LICENSING AND BUSINESS REGULATION; CHAPTER 9-4, RESIDENTIAL SALES; BY AMENDED SECTION 9-402, LICENSE REQUIRED; AND SECTION 9-406, INTERVALS BETWEEN SALES; PROVIDING FOR CODIFICATION, SEVERABILITY, REPEALER, AND DECLARING AN EMERGENCY.

NOW THEREFORE, BE IT ORDAINED BY the City Council of the City of Tahlequah, Oklahoma:

SECTION 1. AMENDATORY. Chapter 4 of Part 9 of the Tahlequah City Code is hereby added and shall read as follows:

Section 9-402 License Required.

A. No person shall hold, conduct, engage in or participate in any manner in a residential sale at any place within the limits of the City without first having obtained a license therefor. The fee for such license shall be one dollar (\$1.00). The issuance of a license under the provisions of this chapter shall not exempt such person from the terms and provisions of any other ordinance of the City, and for the issuance of the license the City Clerk shall collect a fee as set by the Council, ~~provided, for any residential sale to be conduct on the first Friday or first Saturday in June of each year, the license shall be issued without fee.~~

B. A separate license shall be required for each location at which a residential sale is to be held, and no location shall be eligible for more than one license in any ~~six-month~~ ninety (90) day period, and if more than one family group is participating in the sale, each family or group participating therein shall obtain such a license.

Section 9-406 Intervals Between Sales.

No person shall hold, conduct, engage in or participate in any manner in a residential sale or allow a residential sale to be held or conducted on premises under his control or ownership more than one time in any ~~six-month~~ ninety (90) period, except as provided in Section 9-404 of this chapter.

SECTION 2. CODIFICATION. The City Clerk is hereby directed to enter the added section into the appropriate place in the Tahlequah City Code of Tahlequah, Oklahoma, as authorized and approved by this Ordinance.

SECTION 3. SEVERABILITY. If any provision, paragraph, word, section of article of this Ordinance is invalidated by a court of competent jurisdiction, the remaining provisions, paragraphs, words, sections, and chapters shall not be affected and shall continue in full force and effect.

SECTION 4. REPEALER. All other Ordinances and parts of other Ordinances Inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 5. EMERGENCY. An immediate necessity existing for the preservation of the public peace, health, and safety, an emergency is hereby declared to exist by reason of which this Ordinance shall be in full force and effect from and after passage, approval and publication or posting.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF TAHLEQUAH, OKLAHOMA, THIS 4th DAY OF March, 2024.



THE CITY OF TAHLEQUAH, OKLAHOMA

Suzanne Myers
Suzanne Myers, Mayor

ATTEST:
Amber Payton
City Clerk - Deputy

APPROVED AS TO FORM AND LEGALITY this 4 day of March, 2024.



John Tyler Hammons, City Attorney

I-2024-001370 Book 1406 Pg 147
03/05/2024 2:20pm Pg 0146-0147
Fee: \$20.00 Doc: \$0.00
Cheryl Trammel - Cherokee County Clerk
State of OK

