



City of Dinuba
1088 E. Kamm Avenue
Dinuba, CA 93618
(559) 591-5906 FAX (559) 591-5923

Business License Application

Important notice on the other side of this form

Business Name: _____ Date: _____

Business Address: _____

Business Mailing Address: _____

Business Phone: _____

Email Address: _____

Business Description: _____

Business Type: Wholesale () Retail () Manufacturing () Service ()

Federal I.D. or Social Security Number: _____

State Identification Number: _____ Sales Tax No. _____

Will alcohol beverages be sold or served on premises: _____ YES _____ NO

Will there be a burglary and/or robbery alarm system: _____ YES _____ NO

Ownership Type: Individual () Partnership () Corporation () LLC ()

Managers Name: _____ Phone No.: _____

Owner Name: _____ Owner Name: _____

Home Address: _____ Home Address: _____

City/State/Zip: _____ City/State/Zip: _____

Home Phone: _____ Home Phone: _____

Date of Birth: _____ Date of Birth: _____

Drivers License: _____ Drivers License: _____

The City of Dinuba requires a certificate of Workers Compensation, naming the City of Dinuba as certificate holder on all businesses operating within the City. If you don't have worker's compensation insurance, or you do not have employees, please sign the waiver on the other side of form.

Worker's Compensation Carrier: _____

Policy Number: _____ Expiration: _____

I HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE ABOVE INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Signature: _____ Date: _____

OFFICE USE ONLY

Category Code	Description	Amount
Downtown Improvement District () Yes () No		
ZONE 1 () ZONE 2 ()		
Inspection Approval License # _____	Inspection Fees	_____
Planning Authorization: _____	Fire Dept. Fee	_____
Building Inspection: _____ CH _____	Business License	_____
Fire Inspection: _____	Downtown Fees	_____
Police Services: _____ AF _____	SB 1186	_____
Public Works Serv.: _____	Total Fees	_____
Public Works Director: _____		

IMPORTANT NOTICE TO APPLICANT

This application must be completed in full and returned to Public Works at least ten (10) days PRIOR to conducting any business activity. Section 5.12.100 b states, "....failure to make application for a license for a newly established business on or before the first day any business is carried on transacted, a penalty of twenty-five percent of the license tax or ten dollars, whichever is more, shall be added; and if not applied for within thirty days from the first day any business is carried on transacted, a penalty of twenty percent of the license tax or twenty dollars, whichever is more shall be added." _____ (initials)

The information requested is mandatory. This application will not be processed if the information required is incomplete. This information will be reported to the Franchise Tax Board, State Board of Equalization and/or Internal Revenue Service. _____ (initials)

FEES

- ✓ Upon receipt of your application, you will be a charged \$89.00 Building Inspection Fee.
- ✓ Upon receipt of your application, you will be charged a \$63.00 Fire Inspection Fee.
- ✓ If you rent or lease, you will be charged a \$204.00 Utility Deposit when you start utility services.
- ✓ If you are conducting business out of your home, you will be charged for a HOME Occupation Permit
- ✓ Business License Fee is based on gross receipts.
- ✓ If you are located in the Downtown Redevelopment District, you will be charged downtown fees.

I certify that I have read and understand the fees to the best of my ability. _____ (initials)

ACKNOWLEDGMENTS

This business license is conditioned upon the business owner's compliance with all Federal, State and Local statutes pertaining to the business at all times. I understand and acknowledge that a business license will not be issued until authorized by the Public Works Department and all fees have been paid and all inspections have been cleared, which include Building, Fire, and Police Departments in accordance with the City of Dinuba Municipal Code, Chapter 5.04 and Chapter 1.12. I further acknowledge that a new application MUST be submitted whenever there is a change in ownership or location. I will notify this office immediately if there is any change in the mailing address or operating status of my business.

Signature

Date

**WORKER'S COMPENSATION WAIVER
CERTIFICATE PURSUANT TO CALIFORNIA LABOR CODE SECTION 3711**

NO EMPLOYEES SUBJECT TO LAW

I, the undersigned, shall not employ any person in any manner so as to become subject to the Worker's Compensation Law of California

I, declare under penalty of perjury under the laws of the State of California that the foregoing is true, and correct and that this declaration was executed on this _____ day of _____, 20____, in _____, California.

Signature

Business Name

FOR FURTHER INFORMATION REGARDING:

Sales Tax Permit (Resale License)	State Board of Equalization	800-400-7115
State Employer's ID Number	Employment Development Department	888-745-3886
Federal Employer's ID Number	Internal revenue Service	559-443-7741
Fictitious Business Name Filing	Tulare County Clerk	(559) 636-5051
Tulare County Environmental Health	Tulare County Environmental Health	(559) 624-7400
Alcoholic Beverage Control Department	State of California Alcoholic Beverage Dept.	(559) 225-6334

California Government Code Section 4469

On September 19, 2012 Governor Brown signed into law SB-1186 which adds a state fee of \$1.00 on any applicant for a local business license or similar instrument or permit, or renewal thereof. The purpose is to increase disability access and compliance with construction-related accessibility requirements and to develop educational resources for business in order to facilitate compliance with federal and state disability laws, as specified.

Under federal and state law, compliance with disability access laws is a serious and significant responsibility that applies to all California building owners and tenants with building open to the public. You may obtain information about your legal obligations and how to comply with disability access laws at the following agencies:

- [The division of the State Architect at www.dgs.ca.gov/dsa/Home.aspx](http://www.dgs.ca.gov/dsa/Home.aspx)
- [The Department of Rehabilitation at www.rehab.cahwnet.gov](http://www.rehab.cahwnet.gov)
- [The California Commission on Disability Access at www.cdda.ca.gov](http://www.cdda.ca.gov)

DINUBA FIRE DEPARTMENT
NEW BUSINESS LICENSE PRE-INSPECTION CHECKLIST

You cannot open or operate your business without Fire Department Clearance!

*Make an appointment when you are **READY 591-5931***

If you fail your inspection, you may be billed \$57 for each additional inspection.

This list is a general guideline only for common violations that can be readily determined by the occupant. These items **must** be in compliance prior to your first business license fire inspection. Non-compliant items on this list will not only delay your opening, but could also result in more inspection fees being assessed. Obviously, if your business doesn't have a commercial hood system, fire alarm system or sprinkler system, these items can be ignored. Our goal is to streamline the fire inspection process so you may operate your business as soon as possible. If you are having difficulty complying with any of these items please contact the Dinuba Fire Department.

A. EXITS

- | | |
|--|--|
| <input type="checkbox"/> Door/Aisle is not obstructed | <input type="checkbox"/> Illuminated exit signs maintained in working order |
| <input type="checkbox"/> Proper lock/hardware on exit door(s)
(No surface flush bolts/hasps, etc.) | <input type="checkbox"/> Clear access around building maintained |
| <input type="checkbox"/> Exit door opens easily | <input type="checkbox"/> Emergency egress lighting maintained in working order |
| <input type="checkbox"/> Sign over door "This door to remain unlocked during
business hours." if main entrance door is equipped with
A double-keyed deadbolt | <input type="checkbox"/> Doors with panic hardware shall have no other
locking devices. |

B. EXTINGUISHERS/FIRE PROTECTION EQUIPMENT

- | | |
|---|--|
| <input type="checkbox"/> Extinguisher(s) installed as required (one minimum 2A: 10BC) | <input type="checkbox"/> Hood extinguishing system 6 month Service completed |
| <input type="checkbox"/> Extinguisher(s) has/have been serviced within the last year
and a new tag has been attached | <input type="checkbox"/> Class K extinguisher mounted for hood and duct
extinguishing |
| <input type="checkbox"/> Extinguisher not obstructed and is easily identified | <input type="checkbox"/> Fire alarm system in proper working order |
| <input type="checkbox"/> Top of mounted fire extinguisher does not exceed 5'
nor any lower than 3' from floor | <input type="checkbox"/> 18" clearance between storage and sprinkler heads |

C. ELECTRICAL

- | | |
|---|---|
| <input type="checkbox"/> No extension cords in use in place of permanent wiring | <input type="checkbox"/> Electrical panel is not overloaded/obstructed |
| <input type="checkbox"/> There are no spliced or frayed cords/wires | <input type="checkbox"/> No multi-plug adaptors in use other than approved
power taps with over-current protection |
| <input type="checkbox"/> Spacer(s) in electrical panel gap(s) provided | <input type="checkbox"/> Circuit breakers are labeled |
| <input type="checkbox"/> No broken or faulty switches/outlets | <input type="checkbox"/> Electrical cords do not extend through walls, ceilings,
floors, under floors or floor coverings |
| <input type="checkbox"/> No exposed electrical wiring, must be in conduit | <input type="checkbox"/> No missing/broken electrical cover plate(s) |

D. APPLIANCES/MECHANICAL DEVICES

- | | |
|--|---|
| <input type="checkbox"/> No Propane cylinders used or stored in building | <input type="checkbox"/> All appliances are properly vented |
|--|---|

E. STORAGE/COMBUSTIBLE MATERIAL/HOUSEKEEPING

- | | |
|--|--|
| <input type="checkbox"/> No combustible material stored near ignition source | <input type="checkbox"/> No accumulation of combustible material |
| <input type="checkbox"/> Storage of oily rags in non-combustible container w/lid | <input type="checkbox"/> Compressed gas cylinders secured |
| <input type="checkbox"/> Flammable liquid properly stored | <input type="checkbox"/> Area around building free of combustible material |
| <input type="checkbox"/> "No Smoking" signs installed as required | |

F. MISCELLANEOUS

- Street address posted with minimum 4" numbers with contrasting background, visible from street.

**CITY OF DINUBA
YEARLY FEE SCHEDULE**

Adjusted Gross Receipts
For the Year

Yearly Tax Rates
According to Classifications

Dollars	"A"	"B"	"C"	"D"
\$ 0 to 12,000	\$39.00	\$32.00	\$32.00	\$32.00
12,001 to 30,000	57.00	48.00	32.00	32.00
30,001 to 60,000	79.00	64.00	51.00	32.00
60,001 to 90,000	95.00	79.00	64.00	41.00
90,001 to 120,000	111.00	95.00	76.00	51.00
120,001 to 180,000	126.00	107.00	88.00	64.00
180,001 to 240,000	157.00	126.00	101.00	76.00
240,001 to 360,000	188.00	157.00	126.00	95.00
360,001 to 480,000	226.00	188.00	151.00	114.00
480,001 to 600,000	264.00	220.00	176.00	132.00
600,001 to 720,000	301.00	251.00	201.00	151.00
720,001 to 840,000	339.00	282.00	226.00	170.00
840,001 to 960,000	376.00	314.00	251.00	188.00
960,001 to 1,080,000	414.00	345.00	276.00	207.00
1,080,001 to 1,200,000	451.00	376.00	301.00	226.00
1,200,001 to 1,380,000	488.00	407.00	326.00	245.00
1,380,001 to 1,560,000	526.00	439.00	351.00	264.00
1,560,001 to 1,740,000	564.00	470.00	376.00	282.00
1,740,001 to 1,920,000	601.00	501.00	401.00	301.00
1,920,001 to 2,100,000	639.00	532.00	426.00	320.00
2,100,001 to 2,280,000	676.00	564.00	451.00	339.00
2,280,001 to 2,460,000	714.00	595.00	476.00	357.00
2,460,001 to 2,760,000	751.00	626.00	501.00	376.00

In case of businesses with average yearly gross receipts exceeding \$2,760,000, the rate of tax for each \$12,000 (or major fraction of \$12,000) of yearly gross receipts in excess of \$2,760,000 shall be as follows:

Class "A"	\$1.60
Class "B"	\$1.40
Class "C"	\$1.20
Class "D"	\$1.00

Use this sheet in computing yearly tax based on gross receipts

CATEGORY CODE LIST

CATEGORY CODE	DESCRIPTION		
[A]			
5	ACCOUNTANT	5 - 295	[A]
15	APARTMENT COMPLEX/HOUSING	305 - 595	[B]
35	ATTORNEY	620 - 780	[C]
45	BARBER AND/OR BEAUTY SHOP	820 - 875	[D]
55	BEAUTY/COSMETOLOGY SCHOOL	905 - 978	Set Fees
60	BUSINESS DIRECTORY SERVICES		
65	CHILD CARE CENTER AND/OR SERVICE		
75	CHIROPRACTOR		
80	CONSULTANT		
100	DANCE SCHOOL		
110	DENTAL TECHNICIAN		
120	DOCTOR OF DENTISTRY		
125	DOCTOR MEDICINE/SURGERY		
135	VETERINARY DOCTOR		
145	DRUGLESS PRACTITIONER		
150	ENGINEER		
155	FRUIT/PRODUCE BROKER		
160	FUNERAL DIRECTOR		
170	HOTEL		
175	INCOME TAX AND BOOKKEEPING		
195	MANAGEMENT/CONTRACTING SERVICE		
200	MOTEL		
210	NURSING HOME		
225	OPTOMETRIST		
230	PARTY SALES/PROMOTER		
235	PHOTOGRAPHIC SERVICES		
240	PHYSIOTHERAPISTS		
260	REPAIR SERVICES		
263	RESPIRATOR THERAPIST		
265	RETIREMENT HOME		
270	SALES PROMOTION SERVICES		
280	SCHOOL (<i>Instructional</i>)		
285	SCRIVENER, TRANSCRIBER		
295	TRAVEL AGENCY		

CATEGORY CODE	DESCRIPTION
[B]	
305	ABSTRACT AND TITLE COMPANY
309	AMUSEMENT DEVICES <i>(Coin)</i>
310	AMUSEMENT MACHINES <i>(Coin)</i>
315	APPLIANCE SALES AND REPAIRS
320	AUTO PARTS/ACCESSORIES
325	BAKERY/DOUGHNUT SHOP
330	BICYCLE SALES AND REPAIR
340	BOAT DEALER
350	BROKER - REAL ESTATE
360	DEPARTMENT STORES
365	DRAPERY SHOP
370	DRUG STORE/PHARMACIES
375	DUPLICATING/MIMEOGRAPHING
380	ELECTRICAL REPAIR
381	ELECTRONIC REPAIR
385	ELECTRONIC/COMPUTER STORE
390	EQUIPMENT RENTAL
395	FLORIST
405	GARAGE/STORAGE FACILITIES
410	GIFT AND NOVELTIES
415	GLASS SALES AND REPAIR SERVICES
420	HARDWARE AND LUMBER STORE
423	HEALTH/EXERCISE ORGANIZATION
425	HOBBY SHOPS
430	JEWELRY SALES AND REPAIR
435	JOB PRINTER
440	JUNK DEALER
445	LUMBER AND BUILDING SUPPLIES
450	MAGAZINE AND NEWSPAPER SALE
455	MENS'/WOMENS' APPAREL
460	MENS'/WOMENS' SPECIALTIES
465	MONEY LENDING INSTITUTION
470	MOTORCYCLE DEALER
475	MUSIC STUDIO OR INSTRUCTION
480	NEWSPAPER PUBLISHER

CATEGORY CODE	DESCRIPTION
------------------	-------------

[B continued]

485	NURSERY AND GARDEN SUPPLIES
490	OFFICE/STATIONERY SUPPLY
494	PAINT, GLASS AND/OR WALLPAPER
495	PET STORE AND/OR GROOMING SERVICE
500	PHARMACIES AND DRUG STORES
505	PHOTOGRAPHIC SALES
510	PLUMBING AND HEATING SERVICE
515	RADIO/TV SALES AND SERVICE
525	SHOE STORE
530	SPORTING GOODS
540	STATIONERY/OFFICE SUPPLY
545	TIRE SALES AND RECAPPING
550	TOYS AND NOVELTIES STORE
555	TRAILER AND CAMPER DEALERS
560	UPHOLSTERER'S SHOP
565	VAN AND STORAGE RENTALS
570	VARIETY STORE
575	VENDING MACHINES <i>(Coin)</i>
580	VIDEO RENTAL/ARCADE STORE
585	WEIGHING MACHINES <i>(Coin)</i>
590	WELDING SHOP
595	WRECKING OR SALVAGING

[C]

620	AUTO REPAIR SERVICE
625	BILLARDS, POOL HALL
630	BOWLING
635	CAR WASH
640	CHILDREN'S CLOTHING STORE
645	COCKTAIL LOUNGE/NIGHTCLUB
650	COMBINED GROCERY/MEAT MARKET
665	FARM EQUIPMENT DEALERS
670	FEED, FUEL, AND ICE DEALERS
675	FOOD OR BEVERAGE CATERER
680	FURNITURE STORES

CATEGORY CODE	DESCRIPTION
------------------	-------------

[C continued]

685	LAUNDRY AND DRY CLEANING
690	LAUNDROMATS - COIN OPERATED
695	LIQUOR STORES
700	MEAT MARKETS
710	NEW AND USED CAR DEALERS
715	OIL/GASOLINE DISTRIBUTORS
720	RESTAURANTS AND/OR TAKE-OUTS
725	SECOND-HAND DEALERS
730	SERVICE STATION with OR without MARKET
735	SOFT DRINK/DRIVE-IN STAND
740	SPECIALTY FOODS
745	SUPER MARKETS
750	TOBACCO AND PERIODICALS /
755	TAXI CABS
760	THEATER/CONVENTION CENTER
765	TRACTOR DEALERS
770	USED CAR DEALERS
775	WAREHOUSE/STORAGE BUILDINGS
780	WATER SOFTENING SERVICE

[D]

820	CANNERY
825	COLD STORAGE/ICE PLANT
845	FRUIT AND VEGETABLE PACKER
850	ICE MANUFACTURER/COLD STORAGE
855	MANUFACTURING, FABRICATOR AND/OR ASSEMBLY PLANT
860	MEAT PROCESSOR/PACKER
865	WAREHOUSING CLASS D ONLY
870	WHOLESALE
875	WINERY

CATEGORY CODE	DESCRIPTION	
ONE SET FEE		
905	AUCTIONEER (<i>within City limits</i>)	\$39.50 per quarter
907	AUCTIONEER (<i>Itinerant</i>)	\$78.25 per day
909	BANKRUPT OR CLOSEOUT SALE	\$156.25 per week
911	BILLBOARD ADVERTISING	\$39.50 per quarter
913	BOOTBLACK (<i>Shoe Shining</i>)	\$1.50 per quarter
915	BOXING/WRESTLING MATCHES	\$156.25 per day
917	CARNIVAL ATTRACTION, single	\$78.25 per day
919	CARNIVAL SHOW	\$156.25 per day
921	CHRISTMAS TREE DEALER	\$23.50 per month
923	CIRCUS	\$234.50 per day
925	CIRCUS PARADE	\$78.35 per day
927	DIRECTORY SALESMAN	\$39.50 per year
929	FINANCING COMPANY	\$39.50 per quarter
931	FIRE OR WRECK SALE	\$156.25 per week
933	GARDENER/HANDYMAN SERVICE	Rate B
GEN12	GENERAL CONTRACTORS "A"/"B"	\$78.25 per year
937	HANDBILL ADVERTISING BUSINESS	\$39.50 per quarter
939	HOUSEMOVING OVER PUBLIC WAYS	\$39.50 per quarter
941	MERRY-GO-ROUND-LIKE DEVICES	\$7.75 per day, \$31.25 per month, \$156.25 per year
945	PEDDLER, ITINERANT VENDORS	\$7.75 per day, \$23.50 per month, \$47.00 per year
947	PHOTOGRAPHER (<i>Itinerant</i>)	\$7.75 per day, \$31.25 per month, \$156.25 per year
950 AO	SUB/SPECIALTY CONTRACTORS "C"	\$39.50 per year
955	TELEPHONE COMPANY	\$156.25 per year
DEL	DELIVERY	\$47.00 per year
961	DELIVERY LICENSE CLASS B (<i>Annual Only</i>)	
965	OTHER OUTSIDE BUSINESSES	
970	HOME OCCUPATION PERMIT (<i>Annual Only</i>)	
975	MAINTENANCE SERVICE	
977	NON-PROFIT ORGANIZATION	
978	BINGO PERMIT (<i>Annual</i>)	

CITY OF DINUBA
BUSINESS LICENSE DEPARTMENT
405 E. EL MONTE WAY
DINUBA, CA 93618

APPLICATION OF ANNUAL
DOWNTOWN IMPROVEMENT DISTRICT FEE

Per Resolution No. 4425 of the City Council of the City of Dinuba, the Council hereby establishes the fees for the Downtown Improvement District as follows:

- A. Zone #1 100% of the Business License Tax, but not to exceed \$300 per year.
- B. Zone #2 75% of the Business License Tax, but not to exceed \$200 per year.

The Charges hereby assessed shall be due and payable and shall be paid at the same time and in the same manner that the Business License Taxes imposed by the City Municipal Code are due and payable.

A. Gross receipts from sale of good and/or services \$ _____, for the reporting period of July 1st to June 30th each fiscal year.

From the attached Yearly Fee Schedule, please find your gross receipts range and read across to your classification (A, B, C, or D) for the tax due.

Zone #1 Bus. Lic. Tax \$ _____ X 100% = _____ = Amt. Due
_____ (a) (b) Add lines a & b

Zone #2 Bus. Lic. Tax \$ _____ X 75% = _____ = Amt. Due _____
_____ (a) (b) Add lines a & b

I DECLARE UNDER PENALTY OF PERJURY THAT TO MY KNOWLEDGE ALL INFORMATION IN THIS STATEMENT IS TRUE AND CORRECT.

Signature _____

Title _____ Date _____

ORDINANCE NO. 688

AN ORDINANCE OF THE CITY OF DINUBA
ESTABLISHING A BUSINESS IMPROVEMENT AREA
IN THE CITY OF DINUBA

THE CITY COUNCIL OF THE CITY OF DINUBA DOES HEREBY ORDAIN AS
FOLLOWS:

SECTION 1: The the City Council of the City of Dinuba hereby finds,
determines and declares as follows:

(a) That pursuant to Section 36500 et seq. of the Streets
and Highways Code of the State of California, the City Council
adopted, on January 28, 1986, that certain Resolution No. 4414
entitled, "A Resolution of the City Council of the City of Dinuba
Declaring its Intention to Establish a Business Improvement Area in
the City of Dinuba," and caused said resolution to be duly published
and mailed as provided by law; and

(b) That a public hearing concerning the formation of said
Business Improvement Area (hereinafter "Area") was held on January 28,
1986, at the hour of 6:30 P.M. in the City Council Chambers of the
City Hall of the City of Dinuba; and

(c) That at said hearing all written and oral protests made
or filed were duly heard, evidence for and against the proposed action
was received, and a full, fair and complete hearing was granted and
held; and

(d) That all protests, both written and oral, are hereby
overruled and it was determined by the City Council that there was no
majority protest within the meaning of Section 36500 et seq., and of
the Streets and Highways Code; and

(e) That the public interest, convenience and necessity
require the establishment of the proposed Area; and

(f) That businesses conducting their activities within the
Area will benefit by the expenditure of funds raised by the charges as
contemplated by said Section 36500 et seq. of the Streets and Highways
Code.

SECTION 2: ESTABLISHMENT OF AREA. Pursuant to Section 36500 et
seq. of the Streets and Highways Code of the State of California, a
business improvement area to be designated as "Downtown Dinuba
Business Improvement Area" of the City of Dinuba," is hereby created
and established.

SECTION 3: DESCRIPTION OF AREA. The Area shall include all of the real property included within the boundaries described on "Exhibit A," attached hereto and incorporated herein by this reference.

SECTION 4: SYSTEM OF CHARGES. That attached hereto, marked "Exhibit B," and incorporated herein by reference, is the system of charges which shall be assessed upon the various classes of business which are not exempt by law and which are located within such Area.

(a) Payment of Charge. The charges hereby assessed shall be due and payable and shall be paid at the same time and in the same manner that business license taxes imposed by the City Code are due and payable.

(b) Payment Prerequisite to License.

(1) No business license shall be issued pursuant to the Dinuba Municipal Code unless the business license charge hereby imposed is paid together with the business license payable pursuant to the said code; and

(2) A business license shall be considered unpaid and penalties shall be assessed upon the total amount at the rate specified in the Municipal Code, until such time as both the business license tax and the charges imposed hereunder are paid in full.

(c) Multiple Businesses.

(1) Where one owner has multiple businesses in the same class or combination of two or more of the above classes, all of which are at the same location; the total charge for that location under this Ordinance shall be the highest charge of any one of those businesses when considered individually according to their classifications herein.

(2) Where multiple owners have businesses in the same class or combination of two or more of the above classes, all of which are at the same location; the total charge to each owner under this Ordinance shall be the highest charge of any one of the individual owner's businesses at the location when considered according to their classification herein.

(d) Charge Transferability. There shall be no additional charge for any business which transfers the same business to any location within the Area.

(e) Refusal to Pay Charge. No person shall fail or refuse to pay the additional business license charge imposed.

(f) Statement of Charge Due. A written statement, on such

forms as may be required or furnished by the City Manager, shall be filed when the charges are paid.

SECTION 5: VOLUNTARY CONTRIBUTION. Any business which is exempt from the payment of a business license tax by reason of the provision of the Constitution of the United States or the State of California, or by business class exemption as designated in (a) above, may make voluntary contributions to said Area for the purposes provided in this Ordinance.

SECTION 6: USE OF REVENUES. Uses of revenues derived from charges imposed pursuant to this Ordinance shall be limited to the following:

- (a) Decoration of any public place in the Area;
- (b) Promotion of public events which are to take place on or in the Area;
- (c) Furnishing of music in any public place in the Area; and
- (d) The general promotion of business activities in the Area.

SECTION 7: FUND. There is created a special fund designated as "Downtown Dinuba Business Improvement Area Fund" into which all revenues derived from charges and contributions under this Ordinance shall be placed and such funds shall be used only for the purposes specified in this Ordinance.

SECTION 8: EXPENDITURES. The City Council shall annually approve a budget to include an estimate of expenditures to be made from the Downtown Dinuba Business Improvement Area Fund to carry out the purposes of this Ordinance.

SECTION 9: EFFECTIVE DATE. The charges imposed by this Ordinance shall be due and payable immediately upon the effective date of this Ordinance upon all business license taxes levied thirty (30) days after adoption of this Ordinance and each day thereafter.

SECTION 10: If any action, sentence, clause or phrase of this Ordinance is, for any reason, held by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Dinuba hereby declares that it would have passed and does hereby pass this section and sentence, section, clause and phrase hereof, irrespective of the fact that any one or more sections, sentences, clauses, or phrases be declared invalid or unconstitutional.


SECTION 11: That the City Clerk shall certify to the adoption of this Ordinance and cause the same to be published in the manner prescribed by law.

Passed and adopted by the City of Dinuba, this 25th day of February, 1986.

AYES: Lankford, Olvera, Conway, Millard Gomez

NOES:

ABSENT:


BARBRA LANKFORD, MAYOR

ATTEST:


NOBLE SHAW, CITY CLERK

EXHIBIT A

LEGAL DESCRIPTION

CITY OF DINUBA
BUSINESS IMPROVEMENT AREA

ALL THAT CERTAIN PROPERTY IN THE CITY OF DINUBA, COUNTY OF TULARE, STATE OF CALIFORNIA DESCRIBED AS FOLLOWS:

ZONE 1

Commencing at the intersection of the centerline of Alta Avenue, said centerline also being the West line of Section 17, Township 16 South, Range 24 East, Mount Diablo Base and Meridian, with the centerline of Tulare Street, 80 feet wide, as shown on the map of the Town of Dinuba, recorded in Volume 3 of Maps, page 15, Tulare County Records; thence Northeasterly, along said centerline of Tulare Street, 1,503.80 feet to the centerline of M Street, 80 feet wide, and the TRUE POINT OF BEGINNING; thence Northwesterly, along the centerline of said M Street, 960 feet, more or less, to the centerline of Merced Street, 80 feet wide; thence Northeasterly, along said centerline of Merced Street, 1,200 feet, more or less, to the centerline of J Street, 80 feet wide; thence Southeasterly, along the centerline of said J Street, 1,440 feet, more or less, to the centerline of Kern Street, 80 feet wide; thence Southwesterly, along said centerline of Kern Street, 1,200 feet, more or less, to the centerline of M Street, 80 feet wide; thence Northwesterly, along said centerline of M Street, 480 feet, more or less, to the TRUE POINT OF BEGINNING.

ZONE 2

Commencing at the intersection of the centerline of Alta Avenue, said centerline also being the West line of Section 17, Township 16 South, Range 24 East, Mount Diablo Base and Meridian, with the centerline of Tulare Street, 80 feet wide, as shown on the map of the Town of Dinuba, recorded in Volume 3 of Maps, page 15, Tulare County Records; thence Northeasterly, along said centerline of Tulare Street, 2,703.80 feet, more or less, to the centerline of J Street, 80 feet wide, and the TRUE POINT OF BEGINNING; thence Northwesterly, along said centerline of J Street, 480 feet, more or less, to the centerline of Fresno Street, 80 feet wide; thence Northeasterly, along said centerline of Fresno Street, 800 feet, more or less, to the centerline of H Street, 80 feet wide; thence Southeasterly, along said centerline of H Street and its Southeasterly prolongation, 584.50 feet, more or less, to the centerline of College Ave, 40 feet wide, said centerline of College Avenue also being the East line of the West half of said Section 17; thence South, along said centerline of College Avenue, 503 feet, more or less, to the Northeasterly prolongation of the centerline of Kern Street, 80 feet wide;

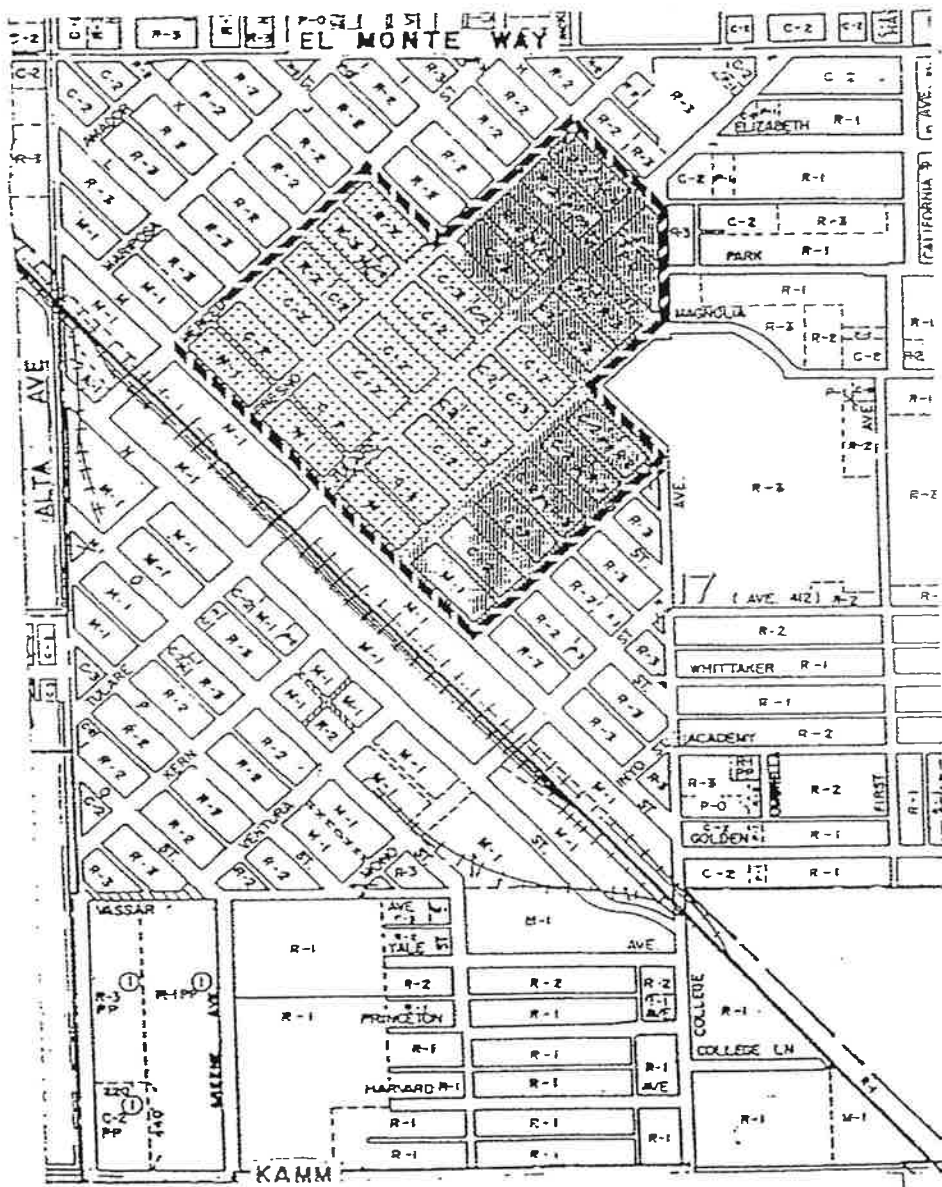
thence Southwesterly, along said prolongation and the said centerline of Kern Street, 457.7 feet, more or less, to the centerline of J Street, 80 feet wide; thence Southeasterly, along said centerline of J Street, 480 feet, more or less, to the centerline of Ventura Street, 80 feet wide; thence Southwesterly, along said centerline of Ventura Street, 1,200 feet, more or less, to the centerline of M Street, 80 feet wide; thence Northwesterly, along said centerline of M Street, 480 feet, more or less, to the centerline of Kern Street, 80 feet wide; thence Northeasterly, along said centerline of Kern Street, 1,200 feet, more or less, to the centerline of J Street, 80 feet wide; thence Northwesterly, along said centerline of J Street, 480 feet, more or less, to the TRUE POINT OF BEGINNING.

EXHIBIT "B"


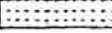

PROPOSED SYSTEM OF CHARGES

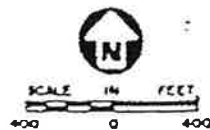
1. Zone 1 - Businesses located within the boundaries of the proposed business improvement area designated as Zone 1 shall pay an amount equal to 100% of their annual business license fee up to \$300.
2. Zone 2 - Businesses located within the boundaries of the proposed business improvement area designated as Zone 2 shall pay an amount equal to 75% of their annual business license fee up to \$200.

CITY OF DINUBA
 BUSINESS IMPROVEMENT AREA



LEGEND

- Area Boundary 
- Zone 1 
- Zone 2 



MAP OF
 CITY OF DINUBA
 FILE # 245 SECTION 7 & 14