

1 **Ordinance to Amend the City Code of the City of Hampton, Virginia by Amending**  
2 **and Reenacting Chapter 18.1, "Licenses;" Article I, "In General;" Section 18.1-12,**  
3 **Prerequisites to Validity**  
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5 **BE IT ORDAINED** by the City Council of the City of Hampton, Virginia, that Section  
6 Chapter 18.1, Article I, Section 18.1-12 of the City Code of the City of Hampton, Virginia  
7 be amended and restated to read as follows:

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9 **Chapter 18.1 - LICENSES**

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11 **ARTICLE I. - IN GENERAL**

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13 . . .

14 **Sec. 18.1-12. Prerequisites to validity.**

15 (a) *Location.* The commissioner of the revenue shall not license any business at a  
16 particular location *where the conduct or practice of the same at that location is*  
17 *prohibited by* until it is confirmed that the activity is permitted under applicable law,  
18 including but not limited to the city zoning ordinance. *It shall be the sole responsibility*  
19 *of each applicant to comply with the city's building and development code and*  
20 *regulations, including, but not limited to, obtaining a certificate of occupancy for a*  
21 *particular location before conducting business at that particular location.*

22 (b) *Activity.*

23 *(1) No business license shall be valid or effective* if the business *activity* in question  
24 *(i)* is one for which a license can be granted only on the certificate of a court or other  
25 officer *(including, but not limited to, bondman, dealers in precious metals, private*  
26 *security businesses and their employees, and pawnbrokers); or (ii) is on for which a*  
27 *separate license, permit or certificate is required by any local, state, or federal*  
28 *government, agency, or entity may be conducted (i.e. health permit or license to sell*  
29 *alcoholic beverages), until all such necessary license shall not be valid or effective*  
30 *until such certificates, licenses, and permits have been obtained. This requirement*  
31 *shall include, but is not limited to, licenses issued to the following:*

32 ~~Bondsman;~~

33 ~~Dealers in precious metals;~~

34 ~~Private security services businesses and their employees;~~

35 ~~Pawnbroker.~~

36 *(2) If a business activity is prohibited by federal, state, or local law, ordinance, or*  
37 *regulation, the commissioner of the revenue may refuse to issue a license for that*  
38 *activity.*

39 (c) *Obligation to pay tax.* Nothing contained in this section 18.1-12 shall be construed  
40 *to relieve the obligation of a business or individual to pay license taxes based on*

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*gross receipts of any activity conducted in violation of any law, including, but, not limited to, this section 18.1-12.*