

03-03-2025-1
ORDINANCE NO. ____ of 2025

FELL TOWNSHIP, LACKAWANNA COUNTY, PENNSYLVANIA
AN ORDINANCE AMENDING CHAPTER 10, TITLED "LICENSES", TO ADOPT
A NEW PART 3, TITLED "BUSINESS LICENSE", REQUIRING BUSINESSES
WITHIN FELL TOWNSHIP TO APPLY FOR AND OBTAIN A LICENSE, AND
PROVIDING FOR FEES, EXCEPTIONS, AND PENALTIES FOR VIOLATIONS.

Part 3
Business License

§301. Title. This chapter shall be known as the "FELL TOWNSHIP BUSINESS LICENSE ORDINANCE".

§302. Definitions. For purposes of this Ordinance:

"Business"- includes the carrying on or exercising of any trade, profession, or other commercial activity.

"License Year"- means the twelve-month period beginning the first day of January 2026, and each calendar year thereafter.

"Person"- includes individuals, partnerships, limited partnerships, associations or corporations. For purposes of enforcement, persons shall include the individual members or partners of an association, partnership or limited liability company, and the individual officers of any corporation.

"Township"- means Fell Township, Lackawanna County, Pennsylvania.

§303. Business license required. Beginning on January 1, 2026, and each year thereafter, any person desiring to continue to engage in or to begin to engage in any Business in the Township shall, on or before January 1, 2026, and the first of each year thereafter or prior to commencing a Business in any such year, secure a Business License from the Township.

§304. Application.

- (a) Any person required to obtain a Business License under this Ordinance shall make application for the place of business, or, if more than one such place of business, for each such place in the Township prior to January 1 of each year beginning on January 1, 2026.
- (b) Applications shall be made with the Township Secretary on forms provided by the Township.
- (c) All applications shall be accompanied by payment of the Business License fee.

- (d) Each applicant shall be made by a natural person and, in the case of an association, company, or partnership, by a member or partner thereof or, in the case of a corporation, by an officer thereof.
- (e) The Business License shall not be assignable and shall be publicly displayed at the place of business. In the case of loss, defacement or destruction of any Business License, the person to whom the certificate was issued shall apply to the Township Secretary for a new Business License.
- (f) An application shall be accompanied by proof of general liability insurance for the business.

§305. Inspections. The Township, through its Code Enforcement Officer, shall conduct an initial inspection of every Business prior to the issuance of a Business License to confirm compliance with the applicable International Property Maintenance Code. Thereafter, the Code Enforcement Officer shall make bi-annual inspections of all Businesses.

§306. Fee. The Business License fee is \$50.00 per business per year or if applied for during a year for the remainder of that year plus an inspection fee of \$100.00 when an inspection is conducted. This fee may be amended by resolution of the Township Board of Supervisors.

§307. Severability. If a Court of competent jurisdiction declares any provisions of this Ordinance to be invalid, in whole or in part, the effect of such decision shall be limited to those provisions expressly stated in the decision to be invalid, and all other provisions of this Ordinance shall continue to be separately and fully effective.

§309. Repealer. The remaining provisions of the Code of Ordinances of Fell Township, and as in force immediately before the enactment of this Ordinance, are intended to be continued and, to the extent not inconsistent herewith, are hereby re-enacted and re-ordained; any Sections inconsistent with the amendments hereinbefore referenced are hereby repealed as referenced.

§310. Effective date. This ordinance shall become effective immediately upon enactment. ORDAINED and ENACTED this 3rd day of March 2025.

ATTEST:

Secretary

FELL TOWNSHIP BOARD OF
SUPERVISORS:

Chairperson

Vice Chairperson

Supervisor