

Baltimore, Md., October 20, 1931.

Mr. Charles E. Bichy,
Supervisor of Collections,
Municipal Office Building,
Baltimore, Maryland.

Expiry Date - Gypsy License

Dear Mr. Bichy:

Since our telephone conversation of last week, I have gone into the matter of the expiration date to be applied to the so-called "Gypsy License."

In my opinion, a license once issued to a gypsy encampment continues as long as the same band has its encampment within the City limits. Further, that the \$1,000.00 license fee charged may not be apportioned.

I have come to this conclusion notwithstanding the provision of the City Charter, Page 96, reading:

"All licenses imposed by ordinance shall be due and collectible in the first week of January in each year, * * * *".

Our own Court of Appeals in considering market licenses has said that there are exceptions to the rule, and that the Charter provision making licenses payable in the first week of January does not apply to market licenses.

The provisions of Article 25, Section 52, Page 700 of the City Code, providing for the apportioning of the charges during the year, have also been considered.

"The time and manner of payment of a license fee or tax are generally covered by the provisions of the statute or ordinance requiring the license or tax, they generally being payable annually."

37 C. J. 251.