



**CITY CLERK**

**CITY OF LEOMINSTER**

25 West Street  
Leominster, Massachusetts, 01453  
Telephone (978) 534-7500  
Ext: 1175

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**INFORMATION ABOUT BUSINESS CERTIFICATES**

(also known as “DBA”s)

The purpose of a Business Certificate is to publicize the ownership and location of a business, as required by the General Laws (“Public Information”). Many Banks, Creditors and others will verify Business Certificates prior to making decisions regarding your business. Corporations meet the Public Information requirements simply by becoming incorporated (and annual reports thereafter) through the Secretary of State’s office. Massachusetts General Law c. 110, § 5 (attached here) states that **“any person conducting business in the commonwealth under any title other than the real name of the person conducting the business”** shall file a Business Certificate. A **“person”** in this case also includes Corporations, if the Corporation is conducting business under any other title than its corporate name. Therefore, if you have incorporated at the state level with a business name, and are only conducting business under that same name, there is no obligation to file a local Business Certificate. You will also need to call the Secretary of State’s office (617-727-2800 or [www.mass.gov](http://www.mass.gov)) to be certain that there is not already a corporation using the name that you are intending to use.

**Business Certificates do not “license” any particular business activity.** Although prior to being issued a Business Certificate, you will need the sign-off from the Leominster Building Department, the Health Department, the Mayor’s Office, the Collector’s Office, and the Department of Weights and Measures, those sign-offs do not necessarily indicate that your business is licensed or permitted in the proposed location. Those departments will provide you information and advise you of other permits or licenses that you will need to obtain before you can operate the business. It remains your responsibility to ensure that all applications permits, and licenses are obtained, and that you comply with all applicable rules, regulations, ordinances and laws.

Business Certificates are valid for four (4) years. The City Clerk’s office will mail you a reminder to renew your certificate at that time. However, if the address of either the Business or owner(s) changes, you are required to update your Certificate by filing that change with the City Clerk’s office. If the individual(s) conducting the business changes, you are required to file this change with the City Clerk’s office as well. If the business is discontinued, you are required to file this change with the City Clerk’s office.

Businesses are subject to Personal Property taxes. (Mass. G.L. Chap. 59, Sec. 29) You should speak with the Leominster Assessor’s office to file a **“Form of List”** with them. This should prevent being over- assessed on personal property used in conjunction with your business. **Businesses remain subject to Personal Property assessment until a Statement of Discontinuance is filed with the City Clerk’s office.**

The filing fee is \$40.00 and the Discontinuance or information change filing fee is \$15.00.

GENERAL LAWS OF MASSACHUSETTS  
**PART I.**  
**ADMINISTRATION OF THE GOVERNMENT**

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**TITLE XV.**  
**REGULATION OF TRADE**

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**CHAPTER 110. LABELS, TRADE MARKS, NAMES AND REGISTRATION THEREOF**

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**LABELS, TRADE MARKS AND NAMES**

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**Chapter 110: Section 5 Certificates of persons conducting businesses; contents; filing; fees; index**

Section 5. Any person conducting business in the commonwealth under any title other than the real name of the person conducting the business, whether individually or as a partnership, shall file in the office of the clerk of every city or town where an office of any such person or partnership may be situated a certificate stating the full name and residence of each person conducting such business, the place, including street and number, where, and the title under which, it is conducted, and pay the fee as provided by clause (20) of section thirty-four of chapter two hundred and sixty-two. Such certificate shall be executed under oath by each person whose name appears therein as conducting such business and shall be signed by each such person in the presence of the city or town clerk or a person designated by him or in the presence of a person authorized to take oaths. The city or town clerk may request the person filing such certificate to produce evidence of his identity and, if such person does not, upon such request, produce evidence thereof satisfactory to such clerk, the clerk shall enter a notation of that fact on the face of the certificate. A person who has filed such a certificate shall, upon his discontinuing, retiring or withdrawing from such business or partnership, or in the case of a change of residence of such person or of the location where the business is conducted, file in the office of said clerk a statement under oath that he has discontinued, retired or withdrawn from such business or partnership or of such change of his residence or change of the location of such business, and pay the fee required by clause (21) of said section thirty-four. In the case of death of such a person, such statement may be filed by the executor or administrator of his estate. The clerk shall keep a suitable index of all certificates so filed with him which are currently in force and effect, setting forth the pertinent facts, including a reference to any statement of discontinuance, retirement or withdrawal from, or change of location of, such business, or change of residence of such person. A certificate issued in accordance with this section shall be in force and effect for four years from the date of issue and shall be renewed each four years thereafter so long as such business shall be conducted and shall lapse and be void unless so renewed. Copies of such certificates shall be available at the address at which such business is conducted and shall be furnished on request during regular business hours, to any person who has purchased goods or services from such business. Violations of this section shall be punished by a fine of not more than three hundred dollars for each month during which such violation continues.



## TREASURER AND COLLECTOR

25 WEST STREET ROOM # 1  
LEOMINSTER, MASSACHUSETTS 01453

TEL: 978-534-7500  
FAX: 978-534-7513

WWW.LEOMINSTER-MA.GOV

Paul P. Redmond  
Treasurer/ Collector

Nicole LaPlante  
Assistant Treasurer/ Collector

Date: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Parcel ID: \_\_\_\_\_

### CERTIFICATE OF TAX COMPLIANCE

This document signed by the Office of the Treasurer/Collector certifies that as of the above date, that the above-named Applicant complies and is in good standing with its tax obligations and fees payable under City code, including real estate, personal property, and water and sewer fees and is not a delinquent taxpayer (longer than 12 months outstanding). This certificate is issued in compliance with Part I, Article III, Chapter 12, Section 12-8, as amended by City Council. This certificate is required for all original applications and renewal applications for any license or permit and issued by any department, officer, board, or commission of the City but not limited to Building Permits, Zoning Board Appeals applicants, Planning Board applications, and Special Permits.

Sincerely,

\_\_\_\_\_  
Office of the Treasurer / Collector

**FILL IN BELOW**

NAME OF BUSINESS \_\_\_\_\_

DESCRIPTION OF BUSINESS \_\_\_\_\_

ADDRESS OF BUSINESS \_\_\_\_\_

BUSINESS PHONE NUMBER \_\_\_\_\_

**APPLICANTS ACKNOWLEDGEMENT:**

I have received a copy of the City Clerk's "Information about Business Certificates". I have contacted the Secretary of State's office and have been told that the name chosen for my business is available for use at this time.

I am aware that the business for which I am seeking this Certificate may be subject to local regulations and that the issuance of this Certificate does not document compliance with any of those regulations, nor does it in any manner waive the City of Leominster's ability to enforce those regulations on the business which is the subject of this Certificate. It is my obligation to ensure that the business for which this Certificate is sought receives all other required local and state approvals prior to conducting any business operations.

SIGNATURE OF APPLICANT \_\_\_\_\_ DATE \_\_\_\_\_

*(Below the line is to be filled out by City Officials)*

**NOTIFICATION OF CITY DEPARTMENTS:**

**1. BUILDING DEPARTMENT 2<sup>nd</sup> floor Room # 8**

The Applicant for this Business Certificate appeared at the Building Department and received some information about laws, ordinances, rules and regulations that may be applicable to the business and some instruction concerning how to (1) obtain more information; and/or (2) comply with those laws, ordinances, rules and regulations. The Building Department aims to be helpful to all applicants, however, by signing below, it does not in any manner guarantee that all necessary information was provided at this time to the Applicant(s) in order to ensure lawful business operation at this location.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

**2. BOARD OF HEALTH- Basement Room # 11**

The Applicant for this Business Certificate appeared at the Board of Health and received some information about laws, ordinances, rules and regulations that may be applicable to the business and some instruction concerning how to (1) obtain more information; and/or (2) comply with those laws, ordinances, rules and regulations. The Health Department aims to be helpful to all applicants, however, by signing below, it does not in any manner guarantee that all necessary information was provided at this time to the Applicant(s) in order to ensure lawful business operation at this location.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

**3. WEIGHTS AND MEASURES- Basement Room # 11**

The Applicant for this Business Certificate appeared at the office of Weights and Measures and received some information about laws, ordinances, rules and regulations that may be applicable to the business and some instruction concerning how to (1) obtain more information; and/or (2) comply with those laws, ordinances, rules and regulations. The Office of Weights and Measures aims to be helpful to all applicants, however, by signing below, it does not in any manner guarantee that all necessary information was provided at this time to the Applicant(s) in order to ensure lawful business operation at this location.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

**4. MAYOR'S OFFICE 1<sup>st</sup> Floor Room # 6**

The Applicant for this Business Certificate appeared at the office of the Mayor's Office and received some information about laws, ordinances, rules and regulations that may be applicable to the business and some instruction concerning how to (1) obtain more information; and/or (2) comply with those laws, ordinances, rules and regulations. The Mayor's Office aims to be helpful to all applicants, however, by signing below, it does not in any manner guarantee that all necessary information was provided at this time to the Applicant(s) in order to ensure lawful business operation at this location.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_



The Commonwealth of Massachusetts  
City of Leominster

**BUSINESS CERTIFICATE**

Fee: \$40.00 (for four years)

Issued : \_\_\_\_\_

Expired: \_\_\_\_\_

In conformity with the provisions of Ch.110, §5 of the General Laws, as amended, the undersigned hereby declare(s) that a business under the title of:

Name of Business: \_\_\_\_\_

Corporate Name: \_\_\_\_\_

Nature of Business: \_\_\_\_\_ is conducted at

Location of Business: \_\_\_\_\_, accepting mail at

Mailing Address (if different): \_\_\_\_\_, or via email /phone at

Email Address: \_\_\_\_\_ Phone #: \_\_\_\_\_

Last 4 of Social Security or EIN \_\_\_\_\_

by the following named person (s):

Owner (s) Full Name (s) \*

Owner Residence Address (es)

- |          |          |
|----------|----------|
| 1. _____ | 1. _____ |
| 2. _____ | 2. _____ |
| 3. _____ | 3. _____ |
| 4. _____ | 4. _____ |

**Owner Signatures below -- Sign ONLY in the PRESENCE of a Notary Public OR the CITY CLERK**

*Signed under penalties of perjury:*

1. \_\_\_\_\_

3. \_\_\_\_\_

2. \_\_\_\_\_

4. \_\_\_\_\_

The Commonwealth of Massachusetts      Worcester County, ss.      Date: \_\_\_\_\_

Personally appeared before me the above-named \_\_\_\_\_  
proved through satisfactory evidence of identification, which was a \_\_\_\_\_ to be the person(s) whose  
name is signed on the above document who swore or affirmed to me the contents of the document are truthful and accurate  
to the best of their knowledge and belief.

Notary Public: \_\_\_\_\_

(Notary Seal)

\_\_\_\_\_  
City Clerk

Notary expires: \_\_\_\_\_

**A certificate issued in accordance with this section shall be in force and effect for four years from the date of issue and shall be renewed each four years thereafter so long as such business shall be conducted and shall lapse and be void unless so renewed.**

*A statement must be filed with the City Clerk upon discontinuing, retiring or withdrawing from such business.*

Notary required ONLY when not signed in front of the City Clerk