

ORDINANCE #2019-01

AN ORDINANCE ADOPTING AN OCCUPATIONAL LICENSE AND TAX

BE IT ORDERED by the Council of the City of Drakesboro, Kentucky, that the ordinance of Establishing an Occupational License and Tax of the City be adopted, as follows:

OCCUPATIONAL LICENSE AND TAX

SECTION ONE: The following license tax is hereby fixed, levied and established upon the following businesses, trades, occupations and professions which are conducted, carried on, or held within the city limits of the City of Drakesboro, Kentucky; the said license fees are hereby fixed, established, levied and imposed for the purpose of and to be paid into the general fund of the city, and that before any person, firm or corporation shall engage or conduct such a business, profession, or occupation or trade in said city, such person, firm or corporation shall first procure a license to do so and shall pay the license fee as follows:

(1) **Any business or occupation** carried on for profit in the City of Drakesboro not otherwise specifically mentioned herein shall pay an annual license fee of \$75 per year.

(2) **APARTMENT HOUSES.** To engage in the business of renting or leasing apartments shall pay \$10 per available apartment per year.

(3) **AUCTIONEER.** To engage in the business of auctioning shall pay \$75 per year or in the alternative, at the option of the licensee, per auction \$25, payable prior to the commencement of the auction.

(4) **AUTOMOTIVE DEALERS.** To engage in the business of selling, buying or trading new and/or used automobiles, trucks or other motor vehicles shall pay \$125 per year.

(5) **CARNIVALS, CIRCUSES OR MENAGERIES.** To state or give an exhibition, carnival or other similar public exhibition or to conduct, exhibit or parade the streets of Central City, Kentucky, with any circus, menagerie or trained animal show or like exhibition, or any part thereof, shall pay \$50 per day or \$200 per week.

(6) **CONTRACTOR AND BUILDERS.**

(a) General Contractor or Building Contractor means any person other than the owner thereof who undertakes to, or who assumes authority or control over the entire phase of erecting, constructing, altering or repairing any building or structure of any character or nature or any part thereof or who delegates by authority of the owner to do so. The entire phase shall include brick work, block work, plastering, roofing, electrical work, plumbing and

heating or any type work necessary to the successful completion of the building or structure where the phase of work are not subcontracted to other contractors.

(b) Nothing in this section shall be construed to conflict with any existing building code or electrical code and upon application for a general contractor or building contractor's license said applicant shall satisfy the licensing authority either he has qualified by the appropriate board or commission to conduct said specialized work or has a qualified person in his employ. General or building contractors shall pay \$75.00 per year.

(7) FINANCE COMPANIES. To conduct or engage in the business of lending money on deferred payments or installment plans other than banks or building and loan associations shall pay \$200 per year.

(8) FLEA MARKETS. To operate a flea market shall pay \$200 per year. Any person, firm or corporation selling goods or services at a flea market, which flea market is licensed hereunder, shall not be required to obtain another license under this ordinance for sales of goods or services at such licensed flea market.

(9) FORTUNE TELLERS. To practice the profession or occupation of phrenologist, clairvoyant, palmistry or fortune teller shall pay \$75 per day or \$350 per year.

(10) INSURANCE AGENCIES. To conduct an insurance agency, whether representing a specific agency or where such agency is the type commonly known as an "independent" agency, shall pay \$100 per year.

(11) MANUFACTURING BUSINESS. To engage in the business of manufacturing goods for consumer or industrial use shall pay \$125 per year.

(12) PAWNBROKERS. To conduct the business of pawnbroker, by taking or in any way pledging property for security of payment, shall pay \$200 per year.

(13) RESTAURANTS. To conduct the business of operating a restaurant shall pay \$75 per year except those establishments with a drive thru or pick up window shall pay \$100 per year.

(14) TRAILER OR MOBILE HOME PARKS. To engage in a business of operating a trailer or mobile home park shall pay \$75 per year or \$10 per available rental space, whichever is greater.

SECTION TWO: Non-Profit Food Banks and fruit and vegetable stands operating roadside shall be exempt from the license tax.

SECTION THREE: All licenses may be obtained by paying to the City Clerk of the City, the license fee or tax and upon receipt of same, the City Clerk shall issue the license. The license fees and tax levied and collected hereunder are imposed for the purpose of regulating the use of the things herein mentioned in the City. They are to be paid into the

General Fund of the City of Drakesboro and used and expended in the defraying of expenses and for the improving and maintaining the streets and public ways of said city and other general expenses of the city.

SECTION FOUR: In addition to the penalties in this ordinance for a violation thereof, the tax may be collected from the person, firm or corporation from whom the same is due by a civil action in any court of competent jurisdiction in the Commonwealth of Kentucky, and such recovery in no wise relieves said person from the payment of a fine for engaging in any business, occupation, trade or profession herein mentioned without a license to do so.

SECTION FIVE: A penalty of twenty dollars(\$20) shall be paid to the City Clerk on all licenses purchased after July 1 with the exception that a person, individual or company shall have thirty (30) days from the date he begins to conduct business within the city limits to purchase a license without paying the penalty imposed by this section,

SECTION SIX: The provision of this ordinance are severable and shall any provision of this ordinance be found to be invalid or unenforceable, the remaining provisions of the ordinance shall remain in full force and effect.

SECTION SEVEN: This ordinance shall be reviewed by a committee appointed by the Mayor no less often than each two years. After review of this ordinance by such committee, the committee shall recommend any changes which such committee determines is necessary, in the provisions of this ordinance, to the City Council.

The clerk of the City shall cause this ordinance to be filed as part of its ordinances.

Passed and effective, this the 3rd day of June, 2019.



MIKE JONES, MAYOR
CITY OF DRAKESBORO, KENTUCKY

Attest:



Missy Holland, Clerk

FIRST READING: 5/31/2019

SECOND READING: 6/3/2019

PUBLICATION: June 11, 2019

COUNCIL MEMBERS VOTING:

	YAY	NAY
Tex Allen	Yes	_____
Scott Newman	Yes	_____

Frank Schmautz	Absent	_____
Larry Schrodes	Yes	_____
Joe Studer	Yes	_____
Chadd Davis	Absent	_____

