

IN THE CITY OF HOLTS SUMMIT, MISSOURI

BILL NO. 2023-09

ORDINANCE NO. 2817

AN ORDINANCE AMENDING CHAPTER 12 SECTION 2, SECTION 27 AND SECTION 54 OF THE CODE OF ORDINANCES OF THE CITY OF HOLTS SUMMIT, MISSOURI PERTAINING TO BUSINESS LICENSES FOR THE CITY OF HOLTS SUMMIT, MISSOURI.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HOLTS SUMMIT, MISSOURI, AS FOLLOWS:

Section 1. Chapter 12, Businesses, Article I, General, Section 12-2, Definitions is hereby amended by enacting one new definition to read as follows:

Sec. 12-2

Temporary business means any business which shall be conducted or operated for less than 14 consecutive days.

Section 2. Chapter 12, Businesses, Article II, Licenses Generally, Section 12-27 Fees is hereby repealed by enacting a new section in lieu thereof and to read as described in Exhibit A, attached hereto, and incorporated herein by reference as if fully set out herein verbatim.

Section 3. Chapter 12, Businesses, Article III Peddlers, Itinerant Merchants and Solicitors, Division 1, Generally, Section 12-54 Definitions is hereby amended by removing the definition for Traveling merchants or traveling vendors and to read more clearly as follows:

Sec. 12-54

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Merchandise means any objects, wares, goods, commodities, intangibles, real estate or services.

Peddler means a person who, for profit to himself or his principal, sells any goods or service or seeks a donation for any cause of a profit-making or commercial character.

Sale means and includes any sale, offer for sale, or attempt to sell merchandise for cash or on credit.

Solicitor means a person who solicits for a charitable, political, or religious purpose, even if incidental for such purpose there is the sale of some goods or service.

Section 4. This ordinance shall be in full force and effect immediately upon final passage and approval.

FIRST READING HELD THIS TWENTY-FIFTH DAY OF APRIL 2023.

SECOND READING AND FINAL PASSAGE HELD THIS NINTH DAY OF MAY 2023.

ATTEST:

Rachel Anderson

Rachel Anderson, City Clerk

Landon Oxley
Landon Oxley, Mayor



Exhibit A

Sec. 12-27. Fees.

(1) No person shall engage in any of the following business without first procuring and having a currently effective business license, paying the license tax prescribed in and complying in all respects with the provisions of this section:

- Abstract agency
- Amusements
- Architects
- Artists
- Auction store
- Auctioneers
- Auto & truck rental agencies
- Auto yard
- Automobile agency
- Automobile dealer
- Auto wrecking shop
- Bakery
- Banks
- Banking facilities
- Barbershop
- Bicycle shop
- Bookbinder
- Bowling alleys
- Beauty parlor
- Beauty School
- Billiard tables
- Bottling works
- Boxing or wrestling exhibitions
- Business schools (private)
- Brokers
- Butcher
- Cabinetmaker shops
- Carnivals
- Car wash, operated independently of a service station or garage
- Childcare
- Cigar and tobacco stand
- Circus
- Cleaning and pressing establishment
- Coal dealer
- Collection agencies
- Concerts
- Confectioners
- Contractors and subcontractors
- Dancing schools or studios
- Diary
- Dance hall
- Druggist
- Dye works
- Employment agency or office (private)
- Express company agency
- Exterminators
- Fortune tellers
- Gymnastics
- Florists
- Flour mill
- Foreign coffee or tea agent or dealer
- Grocer
- Hotels and motels
- Ice cream vendor
- Ice plant
- Job printing plant
- Junk dealer
- Karate instructors
- Key and locksmith shop
- Laundry
- Laundry agency
- Loan company
- Lumber dealer
- Machine shop
- Manufacturing agent
- Manufacturing companies
- Mercantile agent
- Merchant delivery company
- Merry-go-rounds
- Miniature golf course
- Minnow and fish bait dealers
- Monument dealer
- Movie theaters
- Moving and storage companies
- Newspaper office
- Nursery stock agents
- Oil station
- Organ dealer
- Painting and wallpaper contractors
- Palmists
- Pawnbroker
- Photographers
- Piano dealer
- Pool tables
- Poultry dealer
- Private investigators
- Produce dealer
- Ready-to-wear clothing agency
- Ready mix concrete suppliers
- Real estate brokers
- Restaurants
- Sand plants
- Sheet metal worker
- Shoe repair shops
- Shoe shining parlors
- Soft drink stands
- Shooting galleries
- Sign contractors

- Skating rink
- Storage warehouse
- Street exhibitions
- Tailor-made clothing agency
- Tailors
- Towel, linen, uniform and apron supply services
- Trailer courts
- Trade show exhibitor
- Travel agencies
- Truck terminals
- Water service company
- Wholesale house
- Wholesale merchant
- Wood dealers
- Undertaker
- Unspecified businesses

And all other merchants whatsoever, and all others pursuing like occupations.

- (2) The cost of a business license for a merchant and all businesses listed in subsection (1) above shall be based on the annual gross receipts of the merchant or other business for the current license year according to the following schedule:

Gross receipts		License cost
Less than \$50,000.00		\$50.00
50,000.00 but less than 100,000.00		75.00
100,000.00 but less than 250,000.00		105.00
250,000.00 but less than 500,000.00		145.00
500,000.00 but less than 750,000.00		185.00
750,000.00 but less than 1,000,000.00		225.00
1,000,000.00 but less than 1,500,000.00		250.00
1,500,000.00 but less than 2,000,000.00		275.00
2,000,000.00 but less than 3,000,000.00		300.00
3,000,000.00 but less than 4,000,000.00		325.00
4,000,000.00 but less than 5,000,000.00		350.00
5,000,000.00 and over		375.00
Temporary Business	<u>\$5.00 per day</u>	\$50.00 per year

- (3) When any person first engages in the city as a merchant or in any business named in subsection (1) above, he shall apply to the office of the city clerk for a license and file with that office a statement of the bracket within which his or her estimated gross receipts for the remainder of the current license year will fall and concurrently therewith pay the license tax computed upon such estimated gross receipts according to the bracket system provided in subsection (2) above; provided, that the minimum license fee to be paid shall be \$50.00. Thereafter, in each successive year, on or before the last day of the following June, such person shall file with the city clerk a statement of the bracket system provided in subsection (2) above as the license fee for that year. Such statements shall not be made public or used by the city except for establishing a correct basis for fixing and collecting the amount of the license as provided in this section. If any portion of this section is found to be unconstitutional, then this section shall revert to its previous iteration.

- (4) Except as otherwise specified in subsection (3) above, all such fees shall be annual fees. The fee shall be prorated and decreased by ten percent per quarter for any new business obtaining a license after July 1.
- (5) All licenses shall expire on June 30 of each calendar year. Renewal licenses shall be submitted to the city clerk with the appropriate application fee no more than 90 days and no less than ten days prior to June 30 of each year.
- (6) A non-refundable fee of 25 percent of the license fee per application shall be charged in advance for each delinquent application for a business license that has expired.