

ORDINANCE NO. 13 - 2019

1<sup>ST</sup> READING 8/20/19  
2<sup>ND</sup> READING 9/17/19

AN ORDINANCE AMENDING ORDINANCE NO. 50-82 ENTITLED:

AN ORDINANCE SETTING REQUIREMENT FOR BUSINESS LICENSE IN THE CITY OF MT. STERLING, KENTUCKY

**WHEREAS**, the City of Mt. Sterling, Kentucky, wishes to amend the fee schedule and fining process for businesses obtaining a business license within the City limits of Mt. Sterling, Kentucky; and

**NOW, THEREFORE**, BE IT ORDANIED by the City of Mt. Sterling, Kentucky, by and through its City Counsel, as follows:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MT. STERLING, KENTUCKY that a license for doing business in the City limits of Mt. Sterling, Kentucky shall be assessed and payable as follows:

1. (a) Each business or business entity engaged in any occupation, trade, profession or other business activity conducted for gain or profit in the City, except those activities that qualify as transient business, shall first make application in writing to the City Clerk on forms provided by the City before the applicant shall be authorized to do business. An annual business license fee of fifty (\$50) dollars shall be made at the time of application and for any subsequent renewal. [~~For all businesses, whether a person, firm, partnership, corporation or other legal entity, having 0—6 employees, a license fee of \$50 shall be charged; 7—12 employees, \$100; and 13 or more employees, \$150.~~]

(b) There shall be a fee of \$25 for a license for part-time or occasional work within the City due annually. "Occasional" shall be defined as: less than one-half (1/2) of the total of all business performed. "Part-time" shall be defined as: a business which operates on a regular basis in the City but which operates less than thirty (30) hours per week.

2. All business licenses must be purchased on or before January 31<sup>st</sup> of each calendar year ~~[, 1983]~~, and by the 31<sup>st</sup> day of January of each succeeding year.

3. The license shall be for the calendar year in which purchased.

~~[4] [The number of employees shall be determined by the average number of employees on the quarterly withholding returns filed with the IRS for the first three quarters of the previous year.]~~

~~4. [5.]~~ Any business which enters into business in the City limits and purchases a license after September 30<sup>th</sup> of each calendar year ~~[, 1983]~~, shall be required to pay one-half the required fee for the year in which the license is purchased.

~~5. [6.]~~ Refunds for engaging in a business for only part of the year will be pro-rated on a quarterly basis, but in no case will the refund be more than one-half of the license amount paid.

~~6. [7.]~~ Any general contractor shall be responsible for and purchase a business license not only as a general contractor, but shall also purchase the license for each of its sub-contractors on any project.

~~[8. Any business license issued hereunder may be issued by the City Clerk or Building Inspector of the City of Mt. Sterling, Kentucky. Specifically, the Building Inspector shall be the primary officer authorized to issue business licenses for general contractors and sub-contractors. The City Clerk, Building Inspector, any police officer, and the City Attorney are authorized to enforce the provisions of this Ordinance.]~~

7. [9.] Penalties for Failure to Purchase a License:

Any person, firm, partnership, corporation or other legal entity not otherwise exempt as stated herein, failing to purchase a license by the date due shall be assessed a penalty of 10% of the license fee per month until paid, is guilty of and may be charged with a violation of the ordinances of the City of Mt. Sterling, Kentucky. If found guilty of said violation, the violator may be fined according to the Kentucky Revised Statutes. ~~[any amount up to \$300.]~~

  
AL BOTTS, MAYOR

ATTEST:

  
JEANETTE BERTRAM, CITY CLERK

  
DATE