

AN ORDINANCE IMPOSING A LICENSE TO TAX OR FEE UPON CERTAIN BUSINESSES, OCCUPATIONS, TRADES AND PROFESSIONS CARRIED ON CONDUCTED OR READ WITHIN THE LIMITS OF THE CITY OF PIONEER VILLAGE, KENTUCKY, REQUIRING ALL PERSONS, FIRMS, OR CORPORATIONS PURSING SAME TO FIRST OBTAIN A LICENSE THEREFORE AND PROVIDING PENALTIES FOR ENGAGING IN SAME WITHOUT A LICENSE.

ORDINANCE NO. 97-004

THE CITY COUNCIL OF THE CITY OF PIONEER VILLAGE DOES ORDAIN AS FOLLOWS:

**SECTION I.** EACH person engaged for compensation in any trade, occupation, business, or profession within the City of Pioneer Village, Kentucky, shall procure from the City an annual license and shall pay to the City a tax for such license as is hereinafter provided for the privilege of engaging in such trade, occupation, business or profession.

**SECTION II.** As used in this Ordinance, the word "person" shall include corporations, joint stock companies, partnerships, associations, and individuals.

**SECTION III.** The revenue derived from the license tax herein levied shall be paid into and become a part of the General Fund of the City.

**SECTION IV.** The license tax herein levied shall be due on the first day of July in each year, unless otherwise stated, except that persons commencing or desiring to operate for only part of a license year, a trade business, occupation, or profession after July 1 of the license year shall pay a pro-rated tax, except as otherwise specifically provided herein, equal to as many twelfths of the annual license tax as there are calendar months remaining in the license year, including the month in which the license is granted. The license tax herein levied shall be deemed delinquent if not paid thirty (30) days after same becomes due, and a penalty of twenty percent (20%) of the amount of the tax shall be added thereto.

**SECTION V.** The following fees or tax shall be paid by a person conducting or engaging in the following business, occupations, or professions:

<b>GROUP A.</b>	<b>ALCOHOLIC BEVERAGES, SALE OF:</b>	
1.	Liquor dealers holding a state retail package liquor license	\$400.00
2.	Alcoholic beverage dealer who holds a state distributor's or wholesaler's or brewer's license, making sales or deliveries in the City	\$200.00
3.	Malt beverage dealer holding a state retail license	\$200.00
<b>GROUP B.</b>	<b>AMUSEMENT:</b>	
1.	Billiard or pool rooms	\$ 75.00
2.	Bowling alleys	\$ 75.00
3.	Circus or menagerie conducting a show within the city limits or within one-half (1/2) mile thereof:	
	a: per day	\$ 35.00
	b: per week	\$200.00
4.	Dance halls for general public where admission is charged.	\$ 75.00

5.	Fortune tellers, soothsayers, and practitioners of Palmistry. NOT PRO-RATED	\$250.00
6.	Skating Rinks	\$ 35.00
7.	Theaters or motion picture houses	\$100.00
8.	Music hall for general public where admission is charged.	\$ 75.00
GROUP C.	AUTOMOTIVE:	
1.	Automobile dealers in either new or second hand automobiles or both, either operating a business in the City or soliciting sales within the City. NOT PRO-RATED	\$100.00
	Any person selling as many as three second-hand cars per year shall be deemed an automobile dealer within the meaning of this section. This license carries with it the privilege of conducting a general garage business, including the right to sell automobile equipment or supplies.	
2.	Automobile filling station, dispensing gasoline, oils and automobile accessories or parts, but not engaged in repair work, and including the privilege of greasing, washing, changing tires and repair tubes.	\$ 50.00
3.	Gasoline, lubricating oils, kerosene or other oils sold at wholesale	\$65.00
	This license shall be required whether sold or delivered within the city from store houses or distributing plants whether within or without the City. The license does not carry the privilege of selling at retail.	
GROUP D.	HOME APPLIANCES, FURNITURE, FOOD, ETC.	
1.	Feed, hay, corn, oats, or other stock feed, stock medicines and fertilizers sold at retail	\$ 50.00
	(a) Five and ten cent stores	\$ 50.00
	(b) For over four (4) persons	\$ 75.00
2.	Furniture stores selling either new or second hand furniture or both and household furnishing and fixtures	\$ 45.00
	(a) With over four (4) employees	\$100.00
3.	Furniture repair shop and wood shops	\$ 45.00
4.	Grocery stores, selling at retail, this license including the privilege of selling fish and meats	\$100.00
5.	Grocery concerns selling at wholesale and delivering their products within the City or from trucks	\$ 40.00
	(a) Persons selling at wholesale and delivering within the City, meat products, cheese products or ice cream only.	\$ 40.00
	(b) Persons selling at wholesale and delivering within the City, peanuts, potato chips, and tobacco products, and candies only	\$ 25.00
6.	Hardware stores with four (4) employees	\$ 35.00

	(a) With over four (4) employees	\$100.00
	This license shall include the privilege of selling electrical supplies and equipment, and automobile accessories and equipment	
	Stores selling electric equipment and supplies only	\$ 25.00
7.	Interior decorators, soliciting, selling and installing draperies, rugs, linoleum, wallpaper, and other interior household decoration	\$ 35.00
8.	Lumber and building material dealers who either sell or deliver lumber or building materials within the City at retail	\$ 50.00
9.	Lumber products manufacturers or building material or supplies manufacturers operating plants within the City	\$ 75.00
10.	Produce stations or businesses engaged in buying and selling farm produce at wholesale	\$ 40.00
	Retail	\$ 40.00
11.	Restaurants or cafeterias	\$100.00
12.	Soda fountain or soft drink stands, including the privilege of selling sandwiches, soft drinks, cigarettes, chewing gum and the like	\$ 35.00
GROUP E.	<b>VENDORS, PEDDLERS, AND SOLICITORS</b>	
1.	Agents, representatives, solicitors or dealers not otherwise specifically provided for herein, taking orders, soliciting business or making sales, at retail, per day	\$ 10.00
	Per Year	\$ 35.00
2.	Auctioneers, per day	\$ 10.00
	(a) Per year	\$ 35.00
	(b) Auction house per year	\$ 50.00
3.	Bakeries and persons delivering bakery products for the purposes of selling either at wholesale or retail in the City of Pioneer Village	\$ 30.00
4.	Coal dealers selling coal either from yards, within the City or from truck, per truck	
	<b>NOT PRO-RATED</b>	\$ 30.00
5.	Coffee or peanut roasters, ice cream wagons or trucks, or popcorn machines	\$ 30.00
6.	Ice dealers engaged in the manufacture or sale of ice either at wholesale or retail	\$ 35.00
7.	Milk dealers or dairymen selling milk either at retail or wholesale and who have more than ten (10) regular customers, shall pay a basic fee of \$20.00, and in addition thereto, a fee of \$5.00 for each fifty (50) customers or fractional part thereof to whom milk is regularly sold or delivered within the City. In determining the number of customers, the average number of customers for the month of May preceding the date when the tax shall become due shall be used.	
8.	Monument manufacturers or dealers selling, delivering, or erecting monuments.	\$ 30.00
9.	Peddlers, vendors and solicitors not otherwise	

	provided for herein:	
	(a) Per day	\$ 10.00
	(b) Per Year	\$ 50.00
10.	Soft drink wholesalers, or persons delivering soft drinks at wholesale from trucks or other vehicles. NOT PRO-RATED	\$ 35.00
11.	Stone quarry operating within the City, or delivering to points within the City	\$ 35.00
12.	Trucks operated within the City from which sales or deliveries are made at wholesale or retail, and for which no other license is provided herein, per truck	\$ 25.00
13.	Weather-stripping or insulation, or siding concerns soliciting orders and installing their products within the City. NOT PRO-RATED	\$ 25.00
GROUP F.	PROFESSIONS AND OCCUPATIONS	
1.	Insurance agencies or solicitors	\$ 35.00
2.	Insurance adjusters	\$ 35.00
3.	Junk dealers and persons selling hides, furs, etc. NOT PRO-RATED	\$ 35.00
4.	Professional persons shall be classified as follows and pay a fee. Accountants, Architects, Lawyers, or Attorneys, Chiropractors engravers, Dentists, Oculists, Optometrists, Osteopaths, Chiropodists, Physicians, or Surgeons, Veterinarians, and Surveyors. If more than one professional person is involved a firm, the fee of \$40.00 shall be paid for each licensed professional.	\$ 40.00
5.	Plumbers, heaters, tanners, carpenters, painters, wall paper hangers, electricians, bricklayers, or cement workers, whether engaged in one or more of the above occupations, if engaged in connection therewith in selling or supplying the equipment or supplies used in such work but having no place of business or business house in the City. One Job Only	\$ 15.00
	(b) Persons engaged in one or more of the above occupations and selling or supplying in connection therewith in the equipment or supplies used in such work and operating a place of business or business house separate and apart from his residence	\$ 25.00
6.	Real estate agents or agencies engaged in buying, selling, renting, or leasing real estate, or collecting rental from real estate on commissions or for compensation	\$ 35.00
7.	Undertakers, embalmers, or funeral directors operating a funeral home	\$ 35.00
GROUP G.	SERVICE	
1.	Barber shops	\$ 35.00
2.	Beauty Parlors	\$ 35.00
3.	Blacksmith shops	\$ 35.00
4.	Jewelry store, including the privilege of a jewelry repair shop	\$ 35.00
5.	Laundries employing at least one (1) by not more than five (5) persons	\$ 60.00
6.	Loan Companies, Banks, Savings and Loans, or other	

	persons soliciting or making loans within the City, whether such loans are secured by chattel mortgages, real estate mortgages, or are unsecured	\$100.00
7.	Machine shops or machine repair shops	\$ 35.00
8.	Radio, television, phonograph shops This license shall include the privilege of selling radio, television and phonograph accessories and supplies, and the privilege of repairing radios, phonographs, and televisions	\$ 35.00
9.	Commercial Transmission within The City of Voice, Picture, or data by Non-Land line means using structure 30 feet or more in height.	\$4100.00
10.	Car wash- includes vacuum and washing machines	\$ 60.00
11.	Repair shops not otherwise specifically provided for herein	\$ 35.00
12.	Trailer Sales- To cover the sale of any unit that is pulled by another	\$ 50.00
13.	Boat & Watercraft Sales & Service	\$ 50.00
GROUP H.	MISCELLANEOUS	
1.	advertising by placing bills, posters, pictures, or other matter on boards, walls or other public places per year	\$ 25.00
2.	Boarding houses operated for the purpose of feeding persons for a fixed charge.	\$ 25.00
3.	Cream depots, buying and shipping cream, milk or butterfat	\$ 25.00
4.	Drug Stores This shall include the privilege of selling pens, small electrical equipment, cosmetics, magazines, books, stationery, and the like	\$ 25.00
5.	Florist shops within the City, per year Agents or florists not having a place of business in the City, soliciting orders or making sales within the City	\$ 35.00
6.	Frozen food locker plant This license shall include the privilege of selling meat at retail	\$ 60.00
7.	Gift, novelty or notion shops	\$ 40.00
8.	Hatcheries or agents of hatcheries selling or soliciting within the City	\$ 35.00
9.	Harness makers or repairers	\$ 25.00
10.	Hotels or tourist courts of ten (10) or more rooms	\$100.00
11.	Houses rented as apartments and containing more than three (3) apartments	\$ 25.00
12.	Apartments:	
	(a) Containing 1 to 3 apartment units	\$ 25.00
	(b) Containing 4 to 10 apartment units	\$ 60.00
	(c) Containing 11 or more apartment units	\$100.00
13.	Machines or devices which are operated by depositing coins therein and persons distributing or servicing same shall be taxed as follows:	
	(a) Persons distributing or servicing penny	

	<p>scales or vending machines operated by depositing only pennies therein</p> <p>(b) Persons distributing or servicing vending machines other than those specifically provided for in his section</p> <p>© Persons distributing or servicing music machines or Nickelodeons</p> <p>(d) Persons operating on their premises or premises under their control amusement machines including music machines or nickelodeons, soft drink or other dispensing machines</p> <p>None of these licenses are pro-rated</p>	<p>\$ 25.00</p> <p>\$ 35.00</p> <p>\$ 35.00</p> <p>\$ 10.00</p>
14.	<p>Merchandising stores or agents not otherwise specifically provided for herein shall be classified as follows and pay the following licenses:</p> <p>(a) Retail stores selling gentlemen's clothing and accessories only.</p> <p>(b) Retail stores selling ladies' clothing and accessories only</p> <p>© Agents selling or soliciting orders for men's or women's clothing and accessories</p> <p>(d) Retail stores engaged in the business of selling at retail, all or severally, except as otherwise stated herein, dry goods, millinery, ready-to-wear goods, furnishing, shoes, clothing, leather goods, trunks, rugs, house shades, lamp shades, curtains, radios, electric apparatus, and supplies, toilet articles, jewelry, carpets, furniture</p> <p style="padding-left: 40px;">This license shall not include the right to sell soft drinks, beer, paint, automobiles, automobile accessories, automobile tires and tubes, nor gasoline or oils.</p> <p style="padding-left: 40px;">General merchandising stores selling agricultural implements, hardware, paint, roofing, fencing, builders' supplies, chinaware, glassware, sporting goods, refrigerators, radios, cutlery, furnaces, electrical supplies and equipment, household furnishings, farm power machinery, seed, fertilizers, harness and fees</p> <p>(e) Selling farm power machinery only</p>	<p>\$ 35.00</p> <p>\$ 35.00</p> <p>\$ 35.00</p> <p>\$100.00</p> <p>\$ 35.00</p> <p>\$ 50.00</p>
15.	Newspaper publishers and job printers	\$100.00
16.	Photographers, including itinerant photographers and solicitors. NOT PRO-RATED	\$ 35.00
17.	Shrubbery, soliciting sales and plant shrubbery.	
18.	Stockyards where livestock is bought and sold	\$100.00
19.	Manufacturers conducting a plant or factory within the City	\$100.00

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| 20. | Tobacco warehouses, where tobacco is bought and sold  | \$100.00 |
| 21. | When any person is required by this ordinance to obtain more than one license or any one business location or building, and the fee for said license \$100.00, such person shall be permitted to obtain all of said licenses for a fee of \$100.00 PROVIDED, HOWEVER, that malt or alcoholic beverage licenses and coin operated machine licenses shall not be included within the meaning of this section, but shall in all instances be required in addition to any other licenses and fee provided for same shall be paid. |          |
| 22. | No license shall be required for any farmer for the privilege of selling meat, poultry, vegetables, or other produce from his own farm as an incident to his farming business.  |          |
| 23. | Any person licensed to sell merchandise of any character or nature shall have the privilege of installing, repairing and servicing same.  |          |
| 24. | Nursing homes or homes for the care of the elderly or ill persons, per year   | \$25.00  |

**SECTION VI.** Each person required by this ordinance to obtain a license or licenses shall obtain same on or before the license tax is provided for herein becomes due from the City Clerk and shall disclose at the time of application for such license or licenses all occupations or businesses in which he is or will be engaged during the licenses all occupations

The City Clerk shall not issue any malt beverage or liquor licenses under this ordinance until the applicant presents to him proof of the issuance to the applicant of a similar license by the State for the same period.

**SECTION VII.** Any person violating any of the provisions of this ordinance shall be fined not less than \$10.00 nor more than \$100.00 for each offense. Each day during which a violation occurs or exists constitutes a separate offense. Any person violating any of the provisions of this ordinance as an agent or employee of another shall be subject to this penalty.

**SECTION VIII.** This Ordinances shall become effective on publication. Amended to Include the Sale & Repair of Computers, Computer Equipment, Pagers, Cellular Phones, and any device used to Communicate over the Air Waves. Also VCR's and Cam Corders.

**SECTION IX.** All ordinances or parts of ordinances in conflict with this ordinance are repealed.

**SECTION X.** Should any section, clause, line, paragraph or part of this Ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance.

Passed at October Meeting of the City Council of the City of Pioneer Village, Kentucky, on the 20 day of October, 1997.

Votes for 3 Votes Against 2 Abstentions \_\_\_\_\_

yes  
Peggy Drúin

yes  
Larry Taylor

Not in Attendance  
Pam Watson

yes  
Lisa Overstreet

No  
Robert Hester

No  
Dalen Thurow

First Reading 7/21/97  
Second Reading 10/20/97

Submitted By: Signed this 6 Day of November 1997.

Gary W. Hatcher  
Gary W. Hatcher  
Mayor

Tonya S Hall  
Tonya S Hall  
City Clerk