

City of Laurie  
147 South Main Street, Suite B  
Laurie, MO  
573374-4871 Fax 573374-5093

APPLICATION FOR CITY MERCHANTS LICENSE  
Municipal Code Chapter 605: BUSINESS REGULATIONS

Please complete the attached application and return it along with any required documents and a check for thirty-five dollars (\$35.00), made payable to the "City of Laurie". All licenses expire on June 30th of each year.

Please print or type, using black ink. All questions must be answered. If a question is not applicable, indicate "n/a".

THE FOLLOWING DOCUMENT(S) MUST BE SUBMITTED WITH YOUR APPLICATION.

Missouri Retail Sales License. All businesses that collect sales tax must submit a copy of their State license showing that the business is registered to collect tax inside the city limits of Laurie. Section 144.083.2 RSMo, "The possession of a retail sales license and a statement from the **Department of Revenue that the licensee owes no tax due under sections 144.010 to 144.510 or sections 143.191 to 143.261, RSMo**, shall be a prerequisite to the issuance or renewal of any city or county occupation license or any state license which is required for conducting any business where goods are sold at retail." This is effective January 1, 2009. You can get information on obtaining a license by calling Department of Revenue at (573) 751-2836 or on-line at [www.dor.state.mo.us/tax](http://www.dor.state.mo.us/tax).

Property owners permission. If your business is operating from a non-permanent structure\*, or a permanent structure you do not own or rent, or if you will be selling from more than one location within the city limits, you must include written permission from the property owner(s) indicating the physical address and length of time you have permission to use their property.

- Within the city limits of Laurie, the State of Missouri has a seventy-five (75) foot right-of-way on either side of the centerline of the highway. No signs or structures of any kind are allowed to be placed on this right-of-way.

Application for City Merchants License

Laurie Municipal Code Chapter 605: Business Regulations (Adopted 7/14/2010)

City of Laurie
147 South Main Street, Suite B
Laurie, MO 65038
573 374-4871 Fax 573 374-5093
\$35.00 Fee, Licenses expire June 30th

PLEASE PRINT

BUSINESS INFORMATION:

1. BUSINESS NAME dba:

2. STREET ADDRESS MAILING ADDRESS

3. PHONE NO. BUSINESS HOURS

4. TYPE OF BUSINESS

5. AFTER HOURS (911) CONTACT NAME & PHONE NUMBER

6. IS BUSINESS EXEMPT FROM REPORTING SALES TAX ? [ ] YES [ ] NO (IF NO, COMPLETE NO. 7)

7. MISSOURI RETAIL SALES TAX LICENSE NUMBER NAME (IF DIFFERENT THAN BUSINESS NAME)

8. WILL BUSINESS BE OPERATED FROM A NON-PERMANENT (MOBILE) STRUCTURE? [ ] NO [ ] YES (IF YES DESCRIBE TYPE OF STRUCTURE AND ANSWER NO. 9)

9. WILL BUSINESS BE OPERATED FROM MORE THAN ONE LOCATION? [ ] NO [ ] YES (IF YES LIST ALL LOCATIONS BELOW)

OWNERS INFORMATION:

10. OWNERSHIP STATUS: [ ] INDIVIDUAL [ ] PARTNERSHIP [ ] CORPORATION

11. OWNER/CORPORATE NAME SOCIAL SECURITY NUMBER OR FEIN

12. MAILING ADDRESS PHONE NUMBER

DATE Merchant's Web-site Address to Link to City of Laurie's Web-site: SIGNATURE OF PERSON COMPLETING APPLICATION

THE ISSUANCE OF A LICENSE SHALL NOT BE CONSTRUED AS A WAIVER OF ANY FURTHER REQUIREMENTS UNDER ORDINANCES OF THE CITY OF LAURIE

(OFFICE USE ONLY)

[ ] \$25.00 FEE- CASH/CHECK # [ ] COPY OF RETAIL SALES LICENSE

[ ] IF MOBILE SALES- WRITTEN PERMISSION FROM PROPERTY OWNER(S) [ ] COPY OF "NO TAX DUE" FROM DOR

DATE ISSUED LICENSE NUMBER

## Chapter 605. Business Regulations

### Article I. In General

#### Section 605.010. Persons Not to Be Charged for Business License.

A. No person following for a livelihood the profession or calling of minister of the gospel, duly accredited Christian Science practitioner, teacher, professor in a college, priest, lawyer, certified public accountant, dentist, chiropractor, optometrist, chiropodist, or physician or surgeon in this City shall be taxed or made liable to pay any municipal or other corporation tax or license fee of any description whatever for the privilege of following or carrying on such profession or calling, and after December 31, 2003, no investment funds service corporation as defined in Section 143.451, RSMo., may be required to pay any such license fee in excess of twenty-five thousand dollars (\$25,000.00) annually, any law, ordinance or Charter to the contrary notwithstanding.

B. No person following for a livelihood the profession of insurance agent or broker, veterinarian, architect, professional engineer, land surveyor, auctioneer, or real estate broker or salesman in this City shall be taxed or made liable to pay any municipal or other corporation tax or license fee for the privilege of following or carrying on his/her profession unless that person maintains a business office within the City of Laurie.

#### Section 605.020. Revocation of License — Grounds.

A. Any license issued by the City pursuant to the provisions of this Chapter may be revoked by the Board of Aldermen for any of the following reasons, as well as for any other reasons specified in this Chapter:

1. Any failure to comply with or any violation of any provisions of this Chapter, or any other ordinance of the City regulating the business, occupation or activity licensed, or the Statutes of the State of Missouri by any licensee.
2. Violation of the terms and conditions upon which the license was issued.
3. Failure of the licensee to pay any tax or obligation due to the City.
4. Any misrepresentation or false statement in the application for a license required herein.
5. Failure to display the license required herein.

Revocation of any license shall be in addition to any other penalty or penalties which may be imposed pursuant

#### Section 605.030. Revocation of License — Procedure.

A. In any case in which a complaint has been made to the Board of Aldermen, or in which the Board of Aldermen have on their own determined that cause may exist for the revocation of a license under the provisions of this Chapter, the following procedures shall be followed:

1. The Board of Aldermen shall set a date for a hearing to consider the question of revocation.
2. At least ten (10) days prior to said hearing, written notice shall be mailed to the licensee, by registered mail, return receipt requested, to his/her last known address as shown in the records of the City Clerk advising the licensee of the time, date and place of hearing and of the reason for considering the revocation of his/her license.
3. During the pendency of this hearing before the Board of Aldermen, the licensee shall be permitted to continue the operation of his/her business.
4. At the hearing set by the Board of Aldermen, the Board of Aldermen shall hear all relevant and material evidence justifying the retention of the license.
5. The licensee may be present in person and/or by his/her attorney and may present evidence.
6. After hearing the evidence presented, the Board of Aldermen shall vote on the issue of whether the subject license shall be revoked.
7. The affirmative vote of a majority of the Board of Aldermen shall be necessary to revoke any license.

## Article II. Merchants' Licenses

### Section 605.040. Definitions.

[Ord. No. 2005-10 §1, 6-13-2005; Ord. No. 2005-11 §1, 6-27-2005]

As used in this Article, the following terms shall have these prescribed meanings:

#### **MERCHANT**

Any person, co-partnership, firm or corporation who shall engage in any of the businesses and occupations as set forth in Section 94.270, RSMo., are hereby declared to be merchants within the meaning of the terms of this Article, save and except for those who are specifically exempted by the provisions of Section 71.620, RSMo., and Section 71.630, RSMo.

#### **NON-PERMANENT STRUCTURES**

A structure not being located upon a permanent foundation with footing and not having walls on at least three (3) sides thereof.

### Section 605.050. Merchant License — Fee Required.

[Ord. No. 2005-10 §2, 6-13-2005]

Any person engaging in a business as a merchant, as herein defined, within the corporate limits of the City of Laurie shall pay to the City a license fee as hereinafter set forth.

### Section 605.060. Payment of License Fee — Application — Failure to Renew License by Due Date.

[Ord. No. 2005-10 §§3 — 4, 6-13-2005]

A. The fee for a merchant's license shall be Thirty-Five Dollars (\$35.00) per year. Said Thirty-Five Dollar (\$35.00) fee shall be payable at the office of the City Clerk on or before July 1<sup>st</sup> of each year for the next succeeding year and each year annually thereafter. The original license fee shall be accompanied by a written application for a merchant's license which shall state the name and address of the applicant and shall be accompanied by a true copy of a valid Missouri retail sales license. In the event that any applicant shall fail to renew a merchant's license on or before the due date of any renewal there shall be an additional delinquency fee of five percent of the original license fee if the failure is not for more than one month, with an additional five percent for each additional month or fraction thereof during which such failure continues, not exceeding twenty-five percent in the aggregate, for any such delinquency prior to the renewal of same.

B. The City Clerk is directed to bill all holders of merchant's licenses for renewal prior to July first (1st) of each year, said billing to include notice of the delinquency fee set forth hereinabove.

### Section 605.070. Annual Business Tax for Billboards.

[Ord. No. 2003-11 §2, 4-28-2003]

The annual business tax upon off premises billboards is hereby set at a sum of twenty-five dollars (\$25.00) annually, provided, however, that each separate face of each such billboard shall be deemed a separate sign for payment of the annual business tax thereon. In the event any licensee hereunder shall fail to timely pay the annual business tax by the due date thereof, an additional delinquency fee of twenty-five dollars (\$25.00) shall be paid thereon. The City Clerk is directed to bill all present licensees prior to October first (1st) of each year, said billing to include notice of the delinquency fee set forth herein.

*[1]Cross Reference — As to billboard regulations, ch. 415.*

### Section 605.080. Structures and Signs.

[Ord. No. 2005-10 §5, 6-13-2005]

A. Any merchants duly licensed doing business within the City limits of Laurie from a non-permanent structure are subject to the following additional regulations:

1. Non-permanent structures and signs may be located only on private property and, with the original application for merchant's license, the applicant shall furnish evidence of a legal right to operate from

said location by evidence of ownership of the location or by written permission of the property owner properly signed by said owner.

2. No non-permanent structures and signs may be located on public property specifically including, but not being limited to, the right-of-way of Missouri State Highway 5 and the right-of-way of any public streets or roads within the City limits. The right-of-way of Highway 5 is defined as seventy-five (75) feet from either side of the centerline of the highway.

### Section 605.090. Merchant's License Non-Transferable — Display of License on Premises Required.

[Ord. No. 2005-10 §6, 6-13-2005; Ord. No. 2005-13 §1, 8-8-2005]

A. No merchant's license issued hereunder shall be assigned or transferred to any other merchant.

B. Said merchant's license shall be posted in a location on the premises visible at all times the business or occupation is open to the public.

### Section 605.100. Violation of Regulations.

[Ord. No. 2005-10 §8, 6-13-2005]

Any merchant's license issued for a merchant operating from a non-permanent structure shall be subject to revocation in the event of a violation of the regulations contained in Section **605.080** hereinabove.

### Section 605.110. Penalties.

[Ord. No. 2005-10 §7, 6-13-2005]

Any person, co-partnership, firm or corporation as defined to be a "merchant" herein who shall act as a merchant without having a valid merchant's license as issued hereunder shall, upon being adjudged guilty of a violation of this Article, be subject to a fine of not less than twenty-five dollars (\$25.00) nor more than five hundred dollars (\$500.00) and/or imprisonment for a term not to exceed ninety (90) days. Each day that such violation shall continue shall be deemed to be a separate offense.