

BILL NO. 1428

ORDINANCE NO. 1348

**AN ORDINANCE OF THE CITY OF BRECKENRIDGE HILLS, MISSOURI,  
AMENDING SECTION 605.040 OF THE CITY OF BRECKENRIDGE HILLS  
MUNICIPAL CODE.**

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF  
THE CITY OF BRECKENRIDGE HILLS, MISSOURI, AS FOLLOWS:**

**SECTION 1.** Section 605.040 of the City of Breckenridge Hills Municipal Code reads as follows:

**Determination of License Fee.**

**A. Gross Sales Fee.** There shall be levied and collected by the City and each merchant in the City engaged in whole or in part in the sale of any goods, wares and merchandise from any store, stand, lot or place located in the City shall pay an annual license fee on or before February fifteenth (15th) of each year on the basis of one dollar fifty cents (\$1.50) per each one thousand dollars (\$1,000.00) of gross sales made by such merchant, excluding therefrom sums representing the:

- 1.** Receipts of taxes levied by the State of Missouri and by the Federal Government, collected as such by the merchant and remitted to said governmental agencies;
- 2.** Receipts from sales, goods, wares, merchandise or other personal property outside the State of Missouri to non-residents of the State of Missouri;
- 3.** Receipts representing charges for labor performed in servicing merchandise sold.

**B. Service Fee For Merchant At Commercial Location.** Any merchant who only renders a service and sells no goods, wares and merchandise from any store, stand or place or lot located in a commercially zoned area in the City shall pay an annual license fee on or before February fifteenth (15th) of each year in the sum of three hundred dollars (\$300.00).

**C. Service Fee For Merchant At Residential Location (Where Not Prohibited By City Zoning Ordinance).** Any merchant who only renders a service from or at a residential location in the City and sells no goods, wares and merchandise from any store, stand, lot or place located in a residentially zoned area in the City shall pay an annual license fee on or before February fifteenth (15th) of each year in the sum of fifty dollars (\$50.00).

**D. Combination Sales And Service Fee.** Any merchant who shall make any sales as set forth in Section **605.010** of this Chapter and renders a service of any kind from any store, stand, lot or place in the City shall pay an annual license fee on or before February fifteenth (15th) of each year based upon the fees specified in Subsections **(A)** and **(B)** of this Section.

**E.** However, no license shall be issued under any of the provisions of this Section for a fee less

than the sum of thirty-five dollars (\$35.00). The said license fee herein provided shall be tendered to the City at the time the statement provided for in Section **605.030** is submitted or at the time the initial application (statement) is filed, whichever is earlier.

**F. Public Parking Lots.** An annual business license fee of twenty-five dollars (\$25.00) is hereby enacted for each designated parking space contained within each public parking lot located within the City, and no person shall own or operate a public parking lot within the City in violation of any provision of this Chapter. Said license fee shall be payable at the time of application and renewable annually on or before each March first (1st).

**G. Rental Car Facilities.** An annual business license fee of forty-five dollars (\$45.00) is hereby enacted for each rental car contained within each rental car facility located within the City, and no person shall own or operate a rental car facility within the City, in violation of any provision of this Chapter. Said license fee shall be payable at the time of application and renewable annually on or before each March first (1st).

**SECTION 2.** Section 605.040 is hereby amended to add section “H” adding a license fee for the sale of new and used vehicles shall hereby read as follows, effective immediately:

**A. Gross Sales Fee.** There shall be levied and collected by the City and each merchant in the City engaged in whole or in part in the sale of any goods, wares and merchandise from any store, stand, lot or place located in the City shall pay an annual license fee on or before February fifteenth (15th) of each year on the basis of one dollar fifty cents (\$1.50) per each one thousand dollars (\$1,000.00) of gross sales made by such merchant, excluding therefrom sums representing the:

- 1.** Receipts of taxes levied by the State of Missouri and by the Federal Government, collected as such by the merchant and remitted to said governmental agencies;
- 2.** Receipts from sales, goods, wares, merchandise or other personal property outside the State of Missouri to non-residents of the State of Missouri;
- 3.** Receipts representing charges for labor performed in servicing merchandise sold.

**B. Service Fee For Merchant At Commercial Location.** Any merchant who only renders a service and sells no goods, wares and merchandise from any store, stand or place or lot located in a commercially zoned area in the City shall pay an annual license fee on or before February fifteenth (15th) of each year in the sum of three hundred dollars (\$300.00).

**C. Service Fee For Merchant At Residential Location (Where Not Prohibited By City Zoning Ordinance).** Any merchant who only renders a service from or at a residential location in the City and sells no goods, wares and merchandise from any store, stand, lot or place located in a residentially zoned area in the City shall pay an annual license fee on or before February fifteenth (15th) of each year in the sum of fifty dollars (\$50.00).

**D. Combination Sales And Service Fee.** Any merchant who shall make any sales as set forth in Section **605.010** of this Chapter and renders a service of any kind from any store, stand, lot or place in the City shall pay an annual license fee on or before February fifteenth (15th) of each year based upon the fees specified in Subsections **(A)** and **(B)** of this Section.

**E.** However, no license shall be issued under any of the provisions of this Section for a fee less than the sum of thirty-five dollars (\$35.00). The said license fee herein provided shall be tendered to the City at the time the statement provided for in Section **605.030** is submitted or at the time the initial application (statement) is filed, whichever is earlier.

**F. Public Parking Lots.** An annual business license fee of twenty-five dollars (\$25.00) is hereby enacted for each designated parking space contained within each public parking lot located within the City, and no person shall own or operate a public parking lot within the City in violation of any provision of this Chapter. Said license fee shall be payable at the time of application and renewable annually on or before each March first (1st).

**G. Rental Car Facilities.** An annual business license fee of forty-five dollars (\$45.00) is hereby enacted for each rental car contained within each rental car facility located within the City, and no person shall own or operate a rental car facility within the City, in violation of any provision of this Chapter. Said license fee shall be payable at the time of application and renewable annually on or before each March first (1st).

*H. Sale of New and Used Vehicles. Gross Sales Fee. There shall be levied and collected by the City and each merchant in the City engaged in whole or in part in the sale of any new and/or used vehicle shall pay an annual license fee on or before February fifteenth (15th) of each year on the basis of three dollars (\$3.00) per each one thousand dollars (\$1,000.00) of gross sales made by such merchant, excluding therefrom sums representing the:*

*1. Receipts of taxes levied by the State of Missouri and by the Federal Government, collected as such by the merchant and remitted to said governmental agencies;*

*2. Receipts from sales, goods, wares, merchandise or other personal property outside the State of Missouri to non-residents of the State of Missouri;*

*3. Receipts representing charges for labor performed in servicing merchandise sold.*

**SECTION 3.** All other ordinances or parts of ordinances in conflict herewith are to the extent of such conflicts hereby repealed.

**SECTION 4.** This ordinance shall be in full force and effect from and after its passage by the City Council and Approval by the Mayor.

**PASSED AND APPROVED THIS 20 DAY OF MAY, 2024.**

**APPROVED:**

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Mayor Jack Shrewsbury,  
Mayor

**ATTESTED:**

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Sheree Leemon, City Clerk