

INTRODUCED BY: **[Council Members Present / Council as a Whole]**

**AN ORDINANCE AMENDING CERTAIN SECTIONS WITHIN DIVISION 1 OF ARTICLE II OF CHAPTER 42 OF THE CODE OF ORDINANCES FOR THE CITY OF FERGUSON, RELATING TO THE REGULATION AND ISSUANCE OF BUSINESS LICENSES IN THE CITY OF FERGUSON.**

**WHEREAS**, the regulation of business licenses in the City of Ferguson represents a matter of public health and safety properly subject to municipal regulation; and

**WHEREAS**, the City desires to amend its Code of Ordinances for the purpose of regulating businesses within the City of Ferguson;

**THEREFORE, LET IT BE ORDAINED BY THE CITY COUNCIL OF THE CITY OF FERGUSON, MISSOURI, AS FOLLOWS:**

**SECTION 1.** Section 42-22 of Division 1 of Article II of Chapter 42 of the Code of Ordinances of the City of Ferguson is hereby amended to read as follows:

**Sec. 42-22. – License Required.**

(a) No person shall engage in any of the businesses, trades or avocations described in this article within the city without first having obtained a license therefor from the director of finance and paying to the director of finance the designated fee or tax. The license shall be for the annual license year. No license, as provided for in this section, may be issued until the applicant first receives a certificate of occupancy for the premises wherein the business, trade, or avocation is to be conducted. This section shall not apply to home occupations, as defined in section 2.0 of the city zoning ordinance.

(b) The director of finance may refuse to issue a license to any applicant whose license has been previously revoked under subsection 42-32(c), unless the applicant demonstrates good cause.

(c) The director of finance may refuse to issue a license, or may impose reasonable restrictions on the license, if the applicant is requesting a license for a place of business that is currently subject to a revocation proceeding, term of suspension, or term of probation under subsection 42-32(c).

**(d) The director of finance shall verify, upon application for a new license or renewal, that no property taxes are due for the premises to be licensed, regardless of whether the person owns the premises. In the event that property taxes are due, the director of finance shall send notice that taxes are due, and that this ordinance prohibits the renewal of the business license until said taxes are paid, by certified mail, to both the licensee and, if the property is not owned by the licensee, to the property owner, within 3 business days of application.**

**BILL NO.** \_\_\_\_\_

**ORDINANCE NO.** \_\_\_\_\_

**SECTION 2.** Those provisions or terms or definitions contained within the affected sections and which are not specifically set forth are not amended or altered in any way and remain in full force and effect.

**SECTION 3.** In conformity with the provisions of said Code, the City Clerk shall cause appropriate copies to be made hereof and shall insert such copies in each edition of said Code.

**SECTION 4.** All ordinances and parts of ordinances in conflict with this ordinance are, to the extent of such conflict, hereby repealed.

**SECTION 5.** This Ordinance shall be in full force and effect from and after the date of its passage and approval.

**FIRST READING:** \_\_\_\_\_

**SECOND READING:** \_\_\_\_\_

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FERGUSON, MISSOURI, THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.**

ATTEST:

\_\_\_\_\_  
Octavia Pittman, City Clerk

\_\_\_\_\_  
Ella M. Jones, Mayor