

AN ORDINANCE

repealing Section 30-91 “License Required” of the Joplin Municipal Code and enacting in lieu thereof a new Section 30-91 “License Required – Conditions of Issuance” for the purpose of requiring all unpaid taxes, special assessment or other fees and charges be current prior to the issuance of any business license and to implement a “No Tax Due Program” and containing an emergency clause.

WHEREAS, Chapter 30, Division 1, of the Joplin City Code establishes general licensing requirements for businesses within the boundaries of the city limits, and

WHEREAS, the State of Missouri has implemented a “No Sales Tax Due” program and has requested the City of Joplin, Missouri, join in its efforts to collect sales taxes due from merchants doing business in the City; and,

WHEREAS, the City of Joplin desires to participate in a program made available by the State of Missouri to ensure that taxpayers are remitting the appropriate taxes to the appropriate taxing authorities, and

WHEREAS, the State of Missouri will notify all delinquent taxpayers within the City of Joplin that, upon passage of this Ordinance, they must present a “Certificate of No Sales Tax Due” before renewing any business license in the City; and,

WHEREAS, the Council of the City of Joplin has determined that all businesses and individuals within the city limits should be treated in an equal and fair manner by requiring that payment of taxes, liens, and other city charges must be current prior to the issuance of a city license or permit.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, as

follows:

Section 1. That Chapter 30 “Businesses” of the Joplin Municipal Code be and hereby is amended by repealing Section 30-91 “License Required” and enacting in lieu thereof, a new Section 30-91 “License Required – Conditions of Issuance” to be numbered and read as follows:

“Sec. 30-91. License Required – Conditions of Issuance.

- (1) Every person in any occupation, trade, pursuit, business, or vocation or in the keeping or maintaining of any institution, establishment, article or commodity specified in this article shall procure and pay for a license for the privilege of engaging in such occupation, trade, pursuit, business, or vocation within the limits of the city. The Fee for such license shall be in the amount set out in

this article, except as otherwise provided in this Code or other ordinances of the City.

- (2) No license or permit provided for or required by this Code or any other ordinance of the City shall hereafter be issued by any department thereto to any person until the City delinquent personal property taxes, delinquent real property taxes, delinquent merchant's or delinquent business taxes, and delinquent special assessments, delinquent charges, delinquent fines, delinquent fees, or delinquent liens, if any, of such person for any preceding year shall first have been paid and satisfied.
- (3) No license or permit provided for or required by this Code or any ordinance of the City shall hereafter be issued by any department of the City to any person, corporation, or other entity whose name appears on the delinquent taxpayers list, provided to the City in March of each year from the State of Missouri, until said person, corporation, or other entity can provide the City with a 'Certificate of No Tax Due' from the State of Missouri."

Section 2. That the City Manager be, and hereby is, authorized to implement a No Sales Tax Due Program in conjunction with the State of Missouri in an effort to encourage all persons to pay sales tax due to the City and the State of Missouri.

Section 3. That the Director of Finance be, and hereby is, authorized and directed to withhold the issuance of any license required under Chapter 30 of the Joplin Municipal Code, as set out in Section 1 above, until such time as any amounts due are satisfied and/or the applicant for any such license can provide the City with a "Certificate of No Sales Tax Due" from the State of Missouri.

Section 4. This Ordinance is declared by the City Council to be an emergency within the meaning of Section 2.12 (4) of the Home Rule Charter of the City of Joplin, Missouri, and as such shall become effective immediately upon its passage

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this 18th day of February, 2002, by a 9-0 vote.

Darieus K. Adams
Mayor

ATTEST:
Barbara L. Hogelin

Council Bill No. 2002-603 (Continued)

City Clerk

APPROVED AS TO FORM:

Brian W. Head
City Attorney