

ORDINANCE NO. 16 SERIES 2014  
CITY OF LA GRANGE, KENTUCKY

**MODIFYING § 110.02 CONCERNING BUSINESS LICENSE  
APPLICATION REQUIREMENTS**

**Whereas**, the City Council of the City of La Grange, Kentucky, has the authority pursuant to statute to enact Ordinances relating to the City, and

**Whereas**, it is desirable that specific terms about frequency of work conducted in the city with respect to all persons and businesses be included, and

**THEREFORE, BE IT ENACTED AND ORDAINED THAT § 110.02 OF THE  
CODE OF ORDINANCES BE MODIFIED AS FOLLOWS:**

Every person and business entity engaged in any business in the City of La Grange shall be required to apply for and obtain a business license from the City of La Grange before the commencement of business or in the event of a change of business status. Every food service establishment and/or retail food service establishment, as defined in KRS 217.015, in the City of La Grange shall be required to present proof of their/its permit from the Kentucky Cabinet for Health Services as described in 902 KAR 45:110, and proof of inspection as issued by the Oldham County Health Department in accordance with the Kentucky Food Code, for reproduction by the City, when application is tendered for a business license. Further, mobile food service establishments (food trucks or similar mobile food service establishments) shall pay a flat fee business license tax only, and the license shall be for 90 days or one year. The flat fee for the 90 day license is \$100.00, and the flat fee for the one year license is \$350.00. Mobile food service establishments (food trucks or similar mobile food service establishments) may not park on a city right of way. Any such violation will result in a fine (see schedule below) and shall result in a suspension of the right to conduct business in the City of La Grange for 30 days. A stop work order will be issued against that business if this occurs.

However, notwithstanding the preceding terms of the code, all vendors and peddlers who are invited to be a part of an event organized by a not for profit 501(c) (3) organization, held within the city limits of La Grange, Kentucky, and have in their possession proof of invitation issued by that duly authorized not for profit 501(c) (3) organization, shall not be required to have or obtain a business or peddlers license from the City for that event.

A stop work order may be issued by a code enforcement officer with any citation for a violation and all business activities that are alleged to be in furtherance of violations must cease upon the issuance of the stop work order.

If a civil action is filed to collect an imposed fine and/or interest, or to enforce a stop work order, then attorney fees or legal costs incurred by the City shall be recovered from the violator and awarded to the City by the Court.

In addition, and notwithstanding the preceding terms of the code, any person who is an attorney, or any law firm owned by or employing attorneys, engaged in the practice of law within the city limits of La Grange in any calendar year, after the completion of the calendar year, shall make application for a business license in conformity with §110.05, not before the commencement of business. No attorney or law firm owned by or employing attorneys will be required to display the business license. Further, no stop work order shall issue as against an attorney or law firm owned by or employing attorneys for violation of this ordinance. The sole remedy for violations alleged against an attorney or law firm owned by or employing attorneys for violation of this ordinance are found in §110.99.

Exemptions:

In conformity with the law of the Commonwealth of Kentucky, the burden of proving entitlement to an exemption is on the party claiming an exemption to demonstrate his/her/it entitlement to the exemption. Exemptions from taxation are generally disfavored and all doubts are resolved against an exemption. Some non-resident persons and businesses may be exempt from this tax. It is the burden of a non-resident person to prove that he/she/it is entitled to an exemption.

If a non-resident claims an exemption, that must show by demonstrating in an affidavit that he/she/it has an isolated and infrequent connection to the City of La Grange for business.

This Ordinance shall become effective upon its passage and publication.

FIRST READING:                    August 4, 2014

SECOND READING:                September 2, 2014

City of La Grange, Kentucky

Original signature on file  
William Lammlein, Mayor

ATTEST:

Original signature on file  
Stephanie Cooper, City Clerk

To be a true Ordinance enacted by the City Council of the City of La Grange,  
Kentucky on this  
2<sup>nd</sup> day of September, 2014.

Clerk, City of La Grange, Kentucky

**VOTE:**

<b>FOR:</b>	<b>5</b>
<b>AGAINST:</b>	<b>1</b>
<b>ABSTAINED:</b>	<b>0</b>
<b>PRESENT:</b>	<b>6</b>