

ORDINANCE NUMBER 16

AN ORDINANCE RELATING TO THE LEVY AND COLLECTION OF A MOTOR VEHICLE LICENSE TAX; DEFINING MOTOR VEHICLES; AND PROVIDING PENALTY FOR VIOLATIONS OF THIS ORDINANCE.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ARCADIA, MISSOURI, as follows:

SECTION 1. DEFINITIONS.

A. The term "motor vehicle" as used in this ordinance shall mean and include all vehicles propelled by any power other than muscular power and except traction engines, road rollers, fire extinguishing apparatus, and such vehicles as operate only on rails or tracks.

B. The term "commercial motor vehicle" as used in this ordinance shall mean and include all vehicles designed or regularly used for (1) carrying freight and merchandise, or (2) carrying more than eight passengers or carrying any number of passengers for hire.

C. The term "owner" as used in this ordinance shall mean and include not only the actual owner of any vehicle but also any person, firm, co-partnership, corporation or association renting a motor vehicle or having the exclusive use thereof under lease or otherwise for a period of more than thirty (30) days.

SECTION 2. MOTOR VEHICLE TAX. There shall be annually levied and collected on all motor vehicles owned and

oeprated within the City of Arcadia, Missouri, a license tax in the amount of Two Dollars (\$2.00). The tax shall be levied and collected upon any owner who shall reside in the City of Arcadia during the year. Said tax shall not be pro-rated.

SECTION 3. CITY COLLECTOR TO ISSUE LICENSE - FORM OF - DISPLAY. The City Collector upon payment of the motor vehicle license tax or commercial motor vehicle tax by any person, firm or corporation, shall issue to such person, firm or corporation, a receipt and a license, having printed thereon the words, "Auto License Tax - Arcadia, Missouri" the number of the license, the year for which the license is issued; and such paper license sticker or metal plate shall at all times be conspicuously displayed by merely pasting or sticking the same on the inside lower right hand corner of the windshield of said vehicle, or by attaching said metal plate to the rear of the vehicle.

SECTION 4. LICENSE DUE AND PAYABLE - WHEN. The license herein provided for shall be issued for the period beginning January 1st and shall expire on December 31st of each year, and the license fee herein provided for shall be due and payable on January 1st of each year.

SECTION 5. ORDINANCE APPLICABLE - WHEN. This ordinance shall apply only to those motor vehicles and commercial


motor vehicles owned by persons residing within the limits of the City of Arcadia, Missouri, and such motor vehicles and commercial motor vehicles as are regularly used on the streets of the City of Arcadia, by any person, firm or corporation for and in connection with the established business of such person, firm or corporation located within the limits of the City of Arcadia, Missouri.

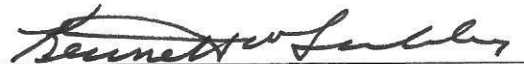
SECTION 6. PENALTY. Any owner or operator of any motor vehicle or commercial motor vehicle mentioned in this ordinance who shall fail to pay the license fee as provided herein, or who shall fail to display the proper license sticker as provided herein shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than Two Dollars (\$2.00), nor more than One Hundred Dollars (\$100.00).

SECTION 7. SEVERANCE CLAUSE. That if any section, sentence, phrase or clause of this ordinance shall be held to be invalid for any reason by a court of competent jurisdiction, the invalidity of such section, sentence, phrase or clause shall not impair the validity of the remaining sections, sentences, phrases or clauses of this ordinance; the Board of Aldermen hereby declares that it would have passed the remaining portions of this ordinance had it known that such section, sentence, phrase or clause would be held invalid.

SECTION 8. REPEALING CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith, shall be and the same are hereby repealed; and this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

WHEREUPON, this ordinance was read three times and approved by vote of the Board of Aldermen of the City of Arcadia, Missouri on this 9TH day of MAY, 1988.




Kenneth W. Lumbley
Mayor of the City of Arcadia

ATTEST:


Joyce Callisto, City Clerk