

COMMONWEALTH OF KENTUCKY
COUNTY OF HENDERSON
ORDINANCE NUMBER 16-06

*** **

**AN ORDINANCE RELATING TO THE AMENDMENT OF OCCUPATIONAL TAX
ORDINANCE NUMBER 15-09 TO INCLUDE A CAP AND EXEMPTION TO NET
PROFIT LIABILITY**

WHEREAS, the Henderson County Fiscal Court has deemed Ordinance Number 15-09 beneficial to provide a source of revenue to provide for the health, safety, and welfare of County residents and future economic development;

WHEREAS, the Fiscal Court has determined that amending the ordinance will make the County more business friendly as well as less burdensome for business entities.

NOW, THEREFORE, be it ordained by the Fiscal Court of the County of Henderson, Commonwealth of Kentucky, that Section 3 – Occupational License Tax Payment Required, Paragraph (1), Subparagraph (b) shall be amended as follows:

- (b) The net profit from business conducted in the county by a resident or nonresident business entity, or twenty-five dollars (\$25.00), whichever is greater.
 - (i) The first Ten Thousand Dollars (\$10,000.00) of net profit from business conducted in the county by a resident or nonresident business entity shall be exempt from the net profit calculation.
 - (ii) The maximum amount to be collected from net profit from any business entity in one year shall be set at Two Thousand Dollars (\$2,000.00).

All ordinances or parts of ordinances in conflict herewith are hereby repealed and superseded to the extent of such conflict.

The Occupational Tax Administrator and County Treasurer shall distribute refunds from the County's general revenue fund, when appropriate, to any business entities making net profit tax overpayments for taxable year 2016 which would have been in accordance with any previous versions of the Occupational Tax Ordinance.

This Ordinance shall take effect and be in full force when passed, published, and recorded according to law and shall apply to taxable year 2016.

On first reading of the foregoing Ordinance, it was moved by Magistrate Alexander, seconded by Magistrate Todd, that the Ordinance be adopted on its first reading.

WHEREUPON, the vote was called.

Upon roll call the vote stood:

Magistrate Warren	<u>Aye</u>	Judge Schneider	<u>Did not Vote</u>
Magistrate Todd	<u>Aye</u>		
Magistrate Puttman	<u>Aye</u>		
Magistrate Alexander	<u>Aye</u>		
Magistrate Wilkerson	<u>Aye</u>		

WHEREUPON, County Judge-Executive, Brad Schneider, declared the Ordinance adopted on its first reading and ordered that the same be published in summary form and presented for second reading on December 20, 2016, at the regular meeting of Fiscal Court.

On second reading of the foregoing Ordinance, it was moved by Magistrate Alexander, seconded by Magistrate Todd, that the Ordinance be adopted.

WHEREUPON, the vote was called.

On roll call the vote stood:

Magistrate Warren	<u>Absent</u>	Judge Schneider	<u>Did not Vote</u>
Magistrate Todd	<u>Aye</u>		
Magistrate Puttman	<u>Aye</u>		
Magistrate Alexander	<u>Aye</u>		
Magistrate Wilkerson	<u>Aye</u>		

WHEREUPON, County Judge-Executive, Brad Schneider, declared the Ordinance adopted on its second reading, affixed his signature and the date thereto and declared that the same be recorded.

APPROVED this the 20 day of December, 2016.

ATTEST:


Sue Baker
Henderson Fiscal Court Clerk


Brad Schneider
Henderson County Judge-Executive