

COMMONWEALTH OF KENTUCKY
CITY OF LONDON
ORDINANCE NO. 02-01

AN ORDINANCE REGULATING AUTOMOBILE DEALERS WITHIN THE
CORPORATE LIMITS OF THE CITY OF LONDON, KENTUCKY.

WHEREAS, the City of London is concerned with the proliferation of automobile sales in the city outside of bona fide business locations, and

WHEREAS, the city of London desires to promote the existence of bona fide business interests conducted within the City London, and

WHEREAS, the City of London finds and declares that the distribution and sale of vehicles within London affects the general economy of the city and the public interest and welfare, and that in order to promote the public interest and public welfare it is necessary to regulate the sale of vehicles in the City in order to prevent fraud, impositions and other abuses upon the citizens, and

WHEREAS, in order to protect the public, it is necessary to require vehicle sales to conduct business from a bona fide location, and

WHEREAS, it is in the best interest of the citizens of London to establish an ordinance that regulates the sale of vehicles within the City of London in order to protect public interest and public welfare,

NOW, THEREFORE BE IT ORDAINED by the London City Council that:

SECTION 1

- (1) There is hereby established an Ordinance regulating the sale of vehicles in the corporate limits of the City of London.
- (2) As used in this ordinance 'Automobile Dealer' means any person, partnership, corporation, or other legal entity engaged in selling, offering to sell, trading, soliciting, or advertising the sale of new or used motor vehicles, or possessing motor vehicles for the purpose of resale, or trade either on his own account, or on behalf of another, either as his primary business or incidental thereto. 'Automobile Dealer' shall not mean any private citizen or person engaged in the business of selling, offering to sell, soliciting, or advertising the sale of new or used motor vehicles privately unless that person is selling vehicles as a business interest nor shall this ordinance apply to banks, lending institutions, or financial institutions conducting a private or public sale of repossessed motor vehicles or motor vehicles sold under Court Order or through foreclosure proceedings.

SECTION 2

- (1) Every automobile dealer desiring to sell or trade or conduct a sale of new or used automobiles within the City limits of London must maintain an established place of business with the City which is easily accessible and open for business at all business hours. An established place of business must include both an office and a vehicle storage/display lot, at a location which is properly zoned for such use, and must have its own mailing address.
- (2) The sale, transfer, displaying or trading of vehicles shall not be allowed on a temporary location within the city limits of London. All locations must be on a permanent status.

SECTION III

The place of business from which the sale of automobiles is to be conducted within the City must have an office in a permanent, enclosed, commercial (not residential) structure on, or adjoining, the storage/display lot. The office must have at least 100 square feet of

floor space, electricity, and a business telephone. The office must be set up in such a way that it is not used for any other purpose other than the sale of vehicles.

SECTION IV

The vehicle storage/display lot must have at least 2000 square feet, and have an impermeable dust free surface covering consisting of either asphalt or concrete and must be set up in such a manner that it may not be used for any other purpose other than display or storage of vehicles for sale, or dealer customer parking. All storage/display lots must comply with the City of London Zoning and Planning Ordinance as established. All development must comply with London Zoning and Planning Ordinance.

SECTION V

Every automobile dealer, must have a sign, which identifies the dealer business by name, which is place on the premises so that it is clearly visible and can easily be read from the nearest roadway, with lettering of at least nine inches in height. All other sign provisions of the London Zoning and Planning Ordinance must be followed.

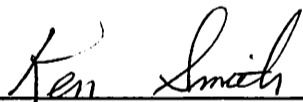
SECTION VI

Any automobile dealer conducting business within the City limits must have a valid license certificate as required by Chapter 190, et seq., of the Kentucky Revised Statutes and the regulations of the Kentucky Motor Vehicle Commission. The dealer license certificate and one copy of all sales person's license must be conspicuously displayed in the automobile dealer's office as well as a City of London Privilege License.

SECTION VII

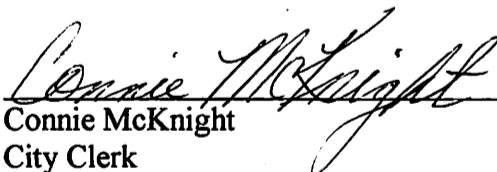
Prior to the conduction of any business by an automobile dealer within the City of London, the dealer shall apply for all business licenses and pay the license fees required under the City of London Privilege License Fee Ordinance and amendments thereof.

This Ordinance shall become effective immediately upon second reading and passage and publication according to law by the London City Council.



Ken Smith, Mayor

ATTEST:


Connie McKnight
City Clerk

First Reading Date: August 5, 2002
Second Reading Date: September 3, 2002
Publication Date: September 6, 2002