Rockdale County Board of Commissioners

Agenda Item Summary: Item

Priority: RUSH/30/60/90

MEETING DATE:

Requesting Department
Planning & Development

Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

2nd Reading and Action by BOC (Case No. TXT 2016-03)

Requirement for Board Action *(Cite specific Board policy, statute or code requirement)*

Sec. 86-35 of the Code of Rockdale County

Is this Item Goal Related? *(If yes, describe how this action meets the specific Board of Commissioners Focus Area or Goal)*

☒ **Yes** ☐ **No** Sustainability & Community

Summary & Background *(First sentence includes Department recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)*

The proposed text amendment will amend Section 86-35 – Administrative and Regulatory Fee Structure to increase the administrative fee from $10.00 to $25.00 for all occupation tax accounts. The administrative fee for non-profit organizations will remain as is ($10.00).

August 16, 2016 – Work Session
August 23, 2016 – 1st Reading

September 20, 2016 – Work Session
September 27, 2016 - 2nd Reading & Action

Fiscal Impact / Funding Source *(Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)*

The fiscal impact would be an estimated $30,000 - $45,000 increase in revenue each year for the County, which would help cover the cost of services for administering these licenses (estimation based on average number of businesses licensed in previous years, multiplied by fee difference of $15).

Exhibits Attached *(Provide copies of originals, number exhibits consecutively, and label all exhibits in the upper right corner.)*

(1) Final Ordinance

Source of Additional Information *(Type Name, Title, Department and Phone)*

Kirsten Cook, Planner, Planning & Development, 770.278.7140

Department Head/Director's Approval		Chief of Staff Approval
Typed Name and Title Marshall Walker, Director	**Phone** 770.278.7135	AP
Signature Marshall W. Walker	**Date** August 29, 2016	

Created 12/6/13/ KH

2016-300

Ordinance # _____
Text Amendment TXT 2016-03

AN ORDINANCE TO AMEND CHAPTER 86 OF THE CODE OF ROCKDALE COUNTY, AS AMENDED, SO AS TO INCREASE THE ADMINISTRATIVE FEE FOR OCCUPATION TAX ACCOUNTS FROM $10.00 TO $25.00; TO REPEAL CONFLICTING PROVISIONS; TO PROVIDE FOR AN ADOPTION DATE; AND FOR OTHER PURPOSES.

WHEREAS, Rockdale County comprehensively regulates land uses, permitting, licensing, code compliance, development, and provides numerous other regulatory functions pursuant to its general police powers, planning powers, zoning powers, and other authority derived from applicable local laws, the Constitution of the State of Georgia, state and federal statutory authority, and other sources; and

WHEREAS, the Code of Rockdale County intends "to provide a method of administration and procedure that ensures due process and equal protection for the citizens and property owners of Rockdale County" (Sec. 102-2); and

WHEREAS, Rockdale County defines *Administrative fee* as "a component of an occupation tax which approximates the reasonable cost of handling and processing the occupation tax" (Sec. 86-31); and

WHEREAS, the cost of handling and processing such occupation taxes for the startup, renewal, amendments, reprinting of a business license, or reopening of occupation tax accounts is no longer accurately reflected in the current fee amount;

WHEREAS, administrative fees may need to be reviewed and amended periodically to account for changes in the cost of services and the economy;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Rockdale County, Georgia, as follows:

Section I

That Section 86-35(a) of the Code of Rockdale County, Georgia, as amended, is hereby further amended by deleting said section in its entirety and inserting in lieu thereof the following so as to increase by $15.00 the administrative fee on all occupation tax accounts:

(a) A nonprorated, nonrefundable administrative fee of $25.00 shall be required on all occupation tax accounts for the initial startup, renewal, amendments, reprinting of a business license, or reopening of those accounts.

Section II

That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section III

That this ordinance shall become effective on January 1, 2017.

Section IV

Adopted:

This _____ day of _____, 2016.

ROCKDALE COUNTY, GEORGIA
BOARD OF COMMISSIONERS

_____
Richard A. Oden, Chairman and CEO

_____
Osborn Nesbitt, Sr., Commissioner Post I

_____
Doreen Williams, Commissioner Post II

Attest:

By: _____
Jennifer Rutledge, County Clerk

Approved as to form:

By: _____
M. Qader A. Baig, County Attorney