

ORDINANCE #ORD2022-04

AN ORDINANCE OF THE CITY OF DUNNELLON, AMENDING SECTION 18-49 OF THE CODE OF ORDINANCES BY INCREASING BUSINESS TAX RECEIPT FEES CURRENTLY LISTED IN SAID SECTION BY THE AMOUNT OF FIVE PERCENT (5% = \$2.87) AS ALLOWED BY SECTION 205.0535(4) FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Dunnellon in 1994 adopted a reclassification and revision Ordinance with respect to Occupational Licenses after having first established and received the report from an equity study commission as provided by Section 205.0535; and

WHEREAS, subsection four (4) of § 205.0535, Florida Statutes, provides that municipalities may every other year after adoption of local business tax receipts increase said taxes up to five (5%) percent, provided not less than majority plus one of the members of the City Council approve the Ordinance adopting such increase.

WHEREAS, the City Council has previously approved the following rate changes for items 1 – 3 in Section 1 below:

3/17/1994.....	\$45.00
8/27/2001 Ordinance #01-7.....	\$47.25 (5% increase=\$2.25)
7/14/2003 Ordinance #03-09.....	\$49.61 (5% increase=\$2.36)
6/13/2005 Ordinance #05-04.....	\$52.09 (5% increase=\$2.48)
7/23/2007 Ordinance #07-19.....	\$54.69 (5% increase=\$2.60)
9/06/2017 Ordinance #17-09.....	\$57.42 (5% increase=\$2.73)

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DUNNELLON, FLORIDA AS FOLLOWS:

Section 1. The Code of Ordinances of the City of Dunnellon, Florida is hereby amended, by amending Section 18-49 entitled Schedule of Fees to read as follows:

Section. 18-49. Schedule of Fees.

The following business tax receipt fees shall be paid as hereinafter provided.

1. By any person who maintains a permanent business location or branch office within the municipality, for the privilege of engaging in or managing any business within its jurisdiction.....~~\$57.42~~ \$60.29

- 2. By any person who maintains a permanent business location or branch office within the municipality, for the privilege of engaging in or managing any profession or occupation within its jurisdiction.....~~\$57.42~~ \$60.29
- 3. By any person who does not qualify under subsection (1) or (2) and who transacts any business or engages in any occupation or profession in interstate commerce within the jurisdiction limits of the City, if the license tax is not prohibited by Section 8, Article I of the United States Constitution.....~~\$57.42~~ \$60.29
- 4. Additional requirements and qualifications:
 - a). The rental of two or more properties or units shall qualify the landowner/owner thereof as engaging in business under this section.

Section 2. Severability

The provisions of this Ordinance are declared to be severable. If any section, sentence, clause or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not effect validity of the remaining sections, sentences, clauses and phrases of this Ordinance, but shall remain in effect, it being the legislative intent that this Ordinance shall stand, not withstanding the invalidity of any part.

Section 3. Effective Date

This ordinance shall be effective immediately upon passage.

Upon motion duly made and carried, the foregoing ordinance was adopted on the first reading on the 14th day of March 2022.

Upon motion duly made and carried, the foregoing ordinance was adopted on the second and final reading on the 11th day of April 2022.

Ordinance Posted on the City’s website on March 7, 2022. Public hearing advertised on the City’s website on _____, 2022 and advertised in the Riverland News on _____, 2022.

William P. White, Mayor

Attest:

Amanda L. Odom, CMC
City Clerk

Approved as to form and Legal Sufficiency:

Andrew Hand, City Attorney

CERTIFICATE OF POSTING

I HEREBY CERTIFY that copies of the foregoing Ordinance were posted at City Hall, the Chamber of Commerce, and the Dunnellon Library, in the City of Dunnellon, Florida this 7th day of March 2022 and on the City's Official Website the 7th day of March 2022.

Amanda L. Odom, City Clerk