

## TITLE 5

MUNICIPAL FINANCE AND TAXATION<sup>1</sup>

## CHAPTER

1. MISCELLANEOUS.
2. REAL PROPERTY TAXES.
3. PRIVILEGE TAXES.
4. WHOLESALE BEER TAX.

## CHAPTER 1

MISCELLANEOUS

## SECTION

5-101. Official depository for city funds.

5-101. Official depository for city funds. The First National Bank of Lenoir City, Tennessee, First Central Bank of Lenoir City, are hereby designated as the official depository for all city funds. (1963 Code, § 6-501, modified)

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<sup>1</sup>Charter references

City tax book; collection of taxes: § 12.

Property taxes: § 13.

Admissions tax: § 13a.

Delinquent property taxes: § 15.

Merchants' privilege and ad valorem taxes: § 16.

## CHAPTER 2

REAL PROPERTY TAXES<sup>1</sup>

## SECTION

5-201. When due and payable.

5-202. When delinquent; penalty and interest.

5-203. City recorder-treasurer to round off tax bills.

5-201. When due and payable.<sup>2</sup> Taxes levied by the municipality against real property shall become due and payable annually as prescribed in the charter. (1963 Code, § 6-101)

5-202. When delinquent; penalty and interest. All real property taxes shall become delinquent and be subject to penalty and interest in accordance with the provisions of section 15 of the charter.<sup>3</sup> (1963 Code, § 6-102)

5-203. City recorder-treasurer to round off tax bills. The city recorder-treasurer shall "round off" to the nearest dollar tax statements for real and personal property. (Res. dated Aug. 14, 1995)

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<sup>1</sup>Charter reference

Property taxes: § 13.

<sup>2</sup>State law reference

Tennessee Code Annotated, §§ 67-1-701, 67-1-702 and 67-1-801, read together, permit a municipality to collect its own property taxes if its charter authorizes it to do so, or to turn over the collection of its property taxes to the county trustee. Apparently, under those same provisions, if a municipality collects its own property taxes, tax due and delinquency dates are as prescribed by the charter; if the county trustee collects them, the tax due date is the first Monday in October, and the delinquency date is the following March 1.

<sup>3</sup>Charter and state law references

A municipality has the option of collecting delinquent property taxes any one of three ways:

- (1) Under the provisions of its charter for the collection of delinquent property taxes.
- (2) Under Tennessee Code Annotated, §§ 6-55-201--6-55-206.
- (3) By the county trustee under Tennessee Code Annotated, § 67-5-2005.

## CHAPTER 3

PRIVILEGE TAXES

## SECTION

5-301. Tax levied.

5-302. License required.

5-301. Tax levied. Except as otherwise specifically provided in this code, there is hereby levied on all vocations, occupations, and businesses declared by the general laws of the state to be privileges taxable by municipalities, an annual privilege tax in the maximum amount allowed by state laws. The taxes provided for in Chapter 387 of the Public Acts of 1971, and any amendments thereto, known as the state's "Business Tax Act" (Tennessee Code Annotated, § 67-4-701 et seq.) are hereby enacted, ordained, and levied on the businesses, business activities, vocations, or occupations doing business or exercising a taxable privilege as provided by said act, in Lenoir City, Tennessee, at the rates and in the manner prescribed by the said act. The proceeds of the privilege taxes herein levied shall accrue to the general fund. (1963 Code, § 6-301, as amended by Ord. #18-A, June 1971, modified)

5-302. License required. No person shall exercise any such privilege within the municipality without a currently effective privilege license, which shall be issued by the recorder to each applicant therefor upon the applicant's payment of the appropriate privilege tax. Violations of this section shall be punished under the general penalty provisions of this code of ordinances. (1963 Code, § 6-302, modified)

## CHAPTER 4

WHOLESALE BEER TAX

## SECTION

5-401. To be collected.

5-401. To be collected. The recorder is hereby directed to take appropriate action to assure payment to the municipality of the wholesale beer tax levied by the "Wholesale Beer Tax Act," as set out in Tennessee Code Annotated, title 57, chapter 6.<sup>1</sup> (1963 Code, § 6-401)

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<sup>1</sup>State law reference

Tennessee Code Annotated, title 57, chapter 6 provides for a tax of 17% on the sale of beer at wholesale. Every wholesaler is required to remit to each municipality the amount of the net tax on beer wholesale sales to retailers and other persons within the corporate limits of the municipality.

Municipal code reference

Alcohol and beer regulations: title 8.