

TITLE 5

MUNICIPAL FINANCE AND TAXATION¹

CHAPTER

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

¹Charter references

For specific charter provisions on depositories of municipal funds, see Tennessee Code Annotated, § 6-4-402.

CHAPTER 1

REAL PROPERTY TAXES

SECTION

5-101. When due and payable.

5-102. When delinquent--penalty and interest.

5-101. When due and payable.¹ Taxes levied by the town against real property shall become due and payable annually on the first Monday of October of the year for which levied. (1996 Code, § 5-101)

5-102. When delinquent--penalty and interest.² All real property taxes shall become delinquent on and after the first day of March next after they become due and payable and shall thereupon be subject to such penalty and interest as is authorized and prescribed by the state law for delinquent county real property taxes.³ (1996 Code, § 5-102)

¹State law references

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.

²Charter and state law reference

Tennessee Code Annotated, § 67-5-2010(b) provides that if the county trustee collects the municipality's property taxes, a penalty of 1/2 of 1% and interest of 1% shall be added on the first day of March, following the tax due date and on the first day of each succeeding month.

³Charter 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,

(continued...)

CHAPTER 2

WHOLESALE BEER TAX

SECTION

5-201. To be collected.

5-201. To be collected. The recorder is hereby directed to take appropriate action to assure payment to the town of the wholesale beer tax levied by the "Wholesale Beer Tax Act," as set out in Tennessee Code Annotated, title 57, chapter 6.¹ (1996 Code, § 5-201)

(...continued)

§ 67-5-2005.

¹State 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.

CHAPTER 3

PURCHASING

SECTION

5-301. Minimum bid limit requiring sealed competitive bids.

5-301. Minimum bid limit requiring sealed competitive bids.

(1) The minimum bid limit requiring sealed bids shall be ten thousand dollars (\$10,000.00).

(2) Purchases of goods and services for amounts less than ten thousand dollars (\$10,000.00) are to be competitively bid by obtaining quotations to ensure that the Town of Bell Buckle makes purchases at the lowest and best possible prices. (Ord. #09-003, May 2009)

CHAPTER 4

PRIVILEGE TAXES

SECTION

5-401. Tax levied.

5-402. License required.

5-403. Adjustments and refunds.

5-401. 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, all annual privilege tax in the maximum amount allowed by said state laws. The taxes provided for in the state's "Business Tax Act" (Tennessee Code Annotated, § 67-4-701, et seq.) as it now exists or may from time to time be amended, are hereby expressly enacted, ordained, and levied on the businesses, business activities, vocations, and occupations carried on within the town at the rates and in the manner prescribed by the said act. (as added by Ord. #18-01, May 2018 *Ch1_11-10-20*)

5-402. License required. No person shall exercise any privilege subject to the business tax within the town without a currently effective privilege license, which shall be issued by the recorder to each applicant therefor upon the applicant's compliance with all regulatory provisions in this code and payment of the appropriate privilege tax. (as added by Ord. #18-01, May 2018 *Ch1_11-10-20*)

5-403. Adjustments and refunds. The city recorder is hereby authorized and empowered to settle and adjust with taxpayers all errors and double assessments of city taxes erroneously or illegally collected by them and to direct refunding of the same. Any claim for such refund shall be filed with the city recorder within one (1) year of the date of payment and shall be supported by proper documentation; otherwise the taxpayer shall not be entitled to a refund and the claim shall be barred. (as added by Ord. #18-01, May 2018 *Ch1_11-10-20*)