

TITLE 5

MUNICIPAL FINANCE AND TAXATION¹

CHAPTER

1. MISCELLANEOUS.
2. REAL AND PERSONAL PROPERTY TAXES.
3. PRIVILEGE TAXES.

CHAPTER 1

MISCELLANEOUS

SECTION

- 5-101. Fiscal year.
- 5-102. Taxes payable to administrator at city hall.
- 5-103. Tax bills.
- 5-104. Official depository for city funds.

5-101. Fiscal year. The fiscal year of the city shall be from July first through June thirtieth. (1998 Code, § 5-101)

5-102. Taxes payable to administrator at city hall. Unless otherwise specifically provided in the charter or this code all taxes levied by the city shall

¹Charter references

- Action by council on budget: § 4.04.
- Audit: § 4.08.
- Centralized purchasing: § 4.06.
- Collection of delinquent taxes: § 4.11.
- Disbursements by checks: § 4.14.
- Fiscal year: § 4.01.
- Mayor to submit annual budget: § 4.02.
- Official depository: § 4.15.
- Public hearing: § 4.03.
- Sale of city property: § 4.07.
- Special assessments: § 4.13.
- Tax due dates and tax bills: § 4.11.
- Tax levy: § 4.10.

Municipal code reference

- Bonds of officers and employees: § 1-401.

be payable to the city administrator at the city hall.¹ (1998 Code, § 5-102, modified)

5-103. Tax bills. The city administrator is hereby directed to send out tax bills to all taxpayers at least thirty (30) days before their taxes become due. (1998 Code, § 5-103)

5-104. Official depository for city funds. The First South Bank, CB & S Bank, Centennial Bank, Merchants and Planters Bank and the Bank of Hardeman County, Tennessee, are hereby designated as the official depositories for all city funds.² (1998 Code, § 5-104, modified)

¹Charter reference

General authority and provisions relating to finance and taxation: art. IV.

State law reference

Taxes and license: Tennessee Code Annotated, title 67.

Levy and computation of county and municipal taxes: Tennessee Code Annotated, § 67-5-102.

²Charter reference

Official depository: art. IV, § 4.15.

CHAPTER 2

REAL AND PERSONAL PROPERTY TAXES¹

SECTION

5-201. When property taxes payable, due and delinquent.

5-202. Collection of delinquent taxes.

5-203. County assessment to be used.

5-201. When property taxes payable, due and delinquent.² City property taxes shall become payable on October first, due on February first and delinquent on March first of each year. (1998 Code, § 5-201)

5-202. Collection of delinquent taxes.³ The city administrator shall avail himself of all legal processes and remedies authorized by the city charter and the general laws of the state for use in collecting all delinquent city taxes. (1998 Code, § 5-202, modified)

¹Charter references

Collection of delinquent taxes: § 4.12.

Property taxes: § 4.09.

Tax due dates and tax bills: § 4.11.

²State 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.

³Charter and state law references

A municipality has the option of collecting delinquent property taxes any one (1) of three (3) 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.

5-203. County assessment to be used. For city property tax purposes the city hereby elects to use the same assessments made by Hardeman County on real and personal property located within the city. (1998 Code, § 5-203)

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 the state's "Business Tax Act"¹ are hereby expressly enacted, ordained, and levied on the businesses, business activities, vocations, and occupations carried on within the city at the rates and in the manner prescribed by the act. (1998 Code, § 5-301)

5-302. License required. No person shall exercise any such privilege within the city without a currently effective privilege license, which shall be issued by the administrator 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. (1998 Code, § 5-302, modified)

¹State law reference

Tennessee Code Annotated, § 67-4-701, et seq.