

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 5.41 of the Lincoln Municipal Code relating
 2 to Salvaging, Recycling and Composting Operations by amending Section 5.41.050 to increase
 3 permit fees; amending Section 5.41.060 to increase the occupation tax for salvage operations and
 4 commercial composting operations; amending Section 5.41.070 to increase the occupation tax late
 5 fee; and repealing Sections 5.41.050, 5.41.060, and 5.41.070 of the Lincoln Municipal Code as
 6 hitherto existing.

7 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

8 Section 1. That Section 5.41.050 of the Lincoln Municipal Code be amended to read
 9 as follows:

10 **5.41.050 Permit; Fee.**

11 (a) Each applicant shall pay to the Director a permit fee with each permit application as
 12 follows:

13	(1) Salvage Operations	\$25.00 <u>\$30.00</u>
14	(2) Recycling Processing Center Operations	\$15.00 <u>\$20.00</u>
15	(3) Recycling Center Operations	\$15.00 <u>\$20.00</u>
16	(4) Recyclables Drop-off Operations	No Charge
17	(5) Commercial Composting Operations	\$25.00 <u>\$30.00</u>

18 (b) Such permit fees are non-refundable.

19 Section 2. That Section 5.41.060 of the Lincoln Municipal Code be amended to read
 20 as follows:

21 **5.41.060 Occupation Tax.**

22 There is hereby levied upon the business of every person engaged in the business of
 23 operating or conducting any salvage operation or commercial composting operation an occupation
 24 tax of ~~\$130.00~~ \$135.00 per year. The City Treasurer shall place forty percent of such tax receipts
 25 in the General Fund for Building and Safety purposes and the remainder in the Health Department
 26 Fund. The year for which such occupation tax is levied shall commence on the first day of August

1 and shall end on the thirty-first day of July next succeeding, and such occupation tax shall not be
2 prorated, except for the year expiring July 31, 1994; the tax for the remaining portion of said year
3 shall be \$75.00.

4 Section 3. That Section 5.41.070 of the Lincoln Municipal Code be amended to read
5 as follows:

6 **5.41.070 Occupation Tax Payment; Late Fee; Penalty.**

7 It is hereby made the duty of every person engaged in the business of operating or
8 conducting any salvage operation or commercial composting operation to pay the City Treasurer the
9 above occupation tax as follows: All applicants for new or renewal permits shall pay such
10 occupation tax at the time of application or renewal. If the tax remains unpaid after expiration of
11 any permit required for the continuing operation of such business, such business shall pay a late fee
12 of ~~\$55.00~~ \$60.00 and all overdue payments shall accrue interest at a rate of one percent per month.
13 If the tax remains unpaid for ninety days or more after expiration of any permit required for the
14 continuing operation of such business, such business shall pay a penalty of five percent in addition
15 to any late fee and interest charges.

16 Section 4. That Sections 5.41.050, 5.41.060, and 5.41.070 of the Lincoln Municipal
17 Code as hitherto existing be and the same are hereby repealed.

18 Section 5. That this ordinance shall take effect and be in force from and after its
19 passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2007: _____ Mayor
