

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 5.41 of the Lincoln Municipal Code relating
 2 to Salvaging, Recycling and Composting Operations by amending Sections 5.41.050 and 5.41.060
 3 to incrementally increase related permit fees and the occupation tax imposed on salvage operations
 4 and commercial composting operations, respectively, to cover the costs of providing required
 5 services to business and industry and to protect the health of the residents of the City; and repealing
 6 Sections 5.41.050 and 5.41.060 of the Lincoln Municipal Code as 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	\$50.00 <u>55.00</u>
14	(2) Recycling Processing Center Operations	\$40.00 <u>45.00</u>
15	(3) Recycling Center Operations	\$40.00 <u>45.00</u>
16	(4) Recyclables Drop-off Operations	No Charge
17	(5) Commercial Composting Operations	\$50.00 <u>55.00</u>

18 (b) A permit holder who fails to renew the permit before it expires, but within thirty days
 19 of the date of expiration shall pay a late fee of 33% of the annual fee in addition to the annual fee.

20 (c) A permit holder who fails to renew the permit before it expires and fails to renew the
 21 permit within thirty days from the date of expiration shall pay a late fee of 67% of the annual fee in
 22 addition to the annual fee.

1 (d) A permit holder still in operation who fails to renew the permit before it expires is
2 operating without a valid permit and shall be subject to closure or other appropriate enforcement
3 action by the Health Director.

4 (e) Such permit fees are non-refundable.

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

7 **5.41.060 Occupation Tax.**

8 There is hereby levied upon the business of every person engaged in the business of
9 operating or conducting any salvage operation or commercial composting operation an occupation
10 tax of ~~\$155.00~~ \$160.00 per year. The City Treasurer shall place forty percent of such tax receipts
11 in the General Fund for Building and Safety purposes and the remainder in the Health Department
12 Fund. The year for which such occupation tax is levied shall commence on the first day of August
13 and shall end on the thirty-first day of July next succeeding, and such occupation tax shall not be
14 prorated; the tax for the remaining portion of said year shall be ~~\$75.00~~ \$80.00.

15 Section 2. That Sections 5.41.050 and 5.41.060 of the Lincoln Municipal Code as
16 hitherto existing be and the same are hereby repealed.

17 Section 3. That this ordinance shall take effect and be in force from and after passage
18 and publication in one issue of a daily or weekly newspaper of general circulation in the City,
19 according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2012:

Mayor