

ORDINANCE #425

AN ORDINANCE AMENDING THE TOWN OF ASHLAND CITY MUNICIPAL CODE, PURSUANT TO TENNESSEE CODE ANNOTATED 57-3-101, ET SEQ., AMENDING CHAPTER 1 UNDER TITLE 8 SECTION 8-116 INSPECTION FEE.

WHEREAS, Tennessee Code Annotated 57-3-101, et seq., allows municipalities to adopt regulations, procedures and inspection fees when engaging in the lawful sale, storing, transporting, distributing, purchasing and possession of intoxicating liquors within the municipal limits; and

WHEREAS, Title 8, Section 8-116 (1) of the Town of Ashland City's Municipal Code should be amended to five (5) percent inspection fee.

NOW THEREFORE, be it ordained by the Mayor and Council of the Town of Ashland City, Tennessee that Title 8 Section 8-116 be amended to read in its entirety:

8-116. Inspection fee. The following shall apply regarding inspection fees:

(1) There is hereby imposed an inspection fee on all gross purchases of alcoholic beverages made by licensees under this chapter. Said fee to be in the amount of five (5) percent.

(2) The inspection fee shall be collected by the wholesaler from the retailer at the time of sale or at the time the retailer makes payment for the delivery of the alcoholic beverages.

(3) Every such wholesaler shall hold the fees imposed under the authority of this section until paid to the Town of Ashland City as hereinafter provided.

(4) Each wholesaler making sales to retailers located within the corporate limits of the Town of Ashland City shall furnish the City of Ashland City a report monthly, which report shall contain the following:

- (a) The name and address of the retailer;
- (b) The wholesaler price of the alcoholic beverages sold to such retailer;
- (c) The amount of tax due under this section; and
- (d) Such other information as may be required by the Mayor and City

Council of the Town of Ashland City. The monthly report shall be furnished to the city recorder of the town not later than the twentieth (20th) of the month following which the sales were made; and the inspection fees collected by the wholesaler from the retailers located within the Town of Ashland City shall be paid to the Town of Ashland City. The wholesaler shall be entitled to reimbursement for this collection service a sum equal to five (5%) percent of the total amount of inspection fees collected and remitted, such reimbursement to be deducted and shown on the monthly report to the Town of Ashland City.

(5) Each wholesaler who fails to collect and/or remit in a timely manner the inspection fee imposed hereunder shall be liable in addition to the tax for a penalty of ten (10%) percent of the fee due the Town of Ashland City which shall be payable to the Town of Ashland City.

(6) The Town of Ashland City shall have the authority to audit the records of all wholesalers subject to the provision of this section in order to determine the accuracy of said monthly report.

This ordinance shall become effective twenty (20) days after its final passage the public welfare requiring it.

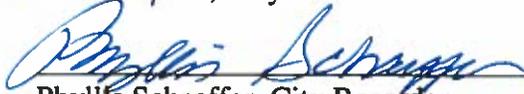
1st reading 1-13-15

Public hearing 2-10-15

2nd reading 2-10-15



Rick Johnson, Mayor



Phyllis Schaeffer, City Recorder