

RESOLUTION NO. 10-31

RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF HILLSBOROUGH PROVIDING FOR INTERIM MODIFICATIONS TO BUSINESS LICENSE TAX

WHEREAS, on September 9, 1985, June 23, 1986, June 8, 1987, June 27, 1988, June 12, 1989, June 11, 1990, June 10, 1991, June 8, 1992, May 10, 1993, June 27, 1994, June 12, 1995, August 19, 1995, June 9, 1997, June 8, 1998, May 10, 1999, May 8, 2000, May 14, 2001, June 10, 2002, June 9, 2003, June 14, 2004, June 13, 2005, June 12, 2006, May 14, 2007, May 12, 2008, and May 11, 2009, the City Council passed Resolutions 85-30, 86-23, 87-15, 88-55, 89-92, 90-15, 91-11, 92-15, 93-2, 94-14, 95-12, 96-18, 97-14, 98-9, 99-17, 00-15, 01-18, 02-45, 03-132, 04-43, 05-42, 6-49, 07-36, 08-35, and 09-38, providing for interim modifications to the administration of Chapter 5.04 Business Tax of the Hillsborough Municipal Code; and

WHEREAS, resolution 09-38 called upon the City Council at the end of fiscal year 2009-2010 to review the operation of the business tax as enforced pursuant to the above-listed resolutions and to determine whether the provisions of such resolutions are to be renewed for fiscal year 2009-2010, whether additional or different interim modifications are appropriate, whether amendments to Chapter 5.04 itself are appropriate, or whether Chapter 5.04 is to be enforced without the modifications set forth in the above-listed resolutions; and

WHEREAS, it is in the best interest of the Town to renew the provisions of such resolutions with the additional modification of a fixed minimum tax:

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the Town of Hillsborough hereby provides for interim modifications of the business license tax as follows:

1. For fiscal year 2010-2011, the Town shall assess the administrative fee as set forth in Chapter 5.04 as amended, but those taxes established as $\frac{3}{4}$ of 1% (\$.75 per \$100 of gross receipts) shall continue to be collected at the rate of $\frac{1}{2}$ of 1% (\$.50 per \$100 of gross receipts); provided, however, that the annual business license tax shall be \$100 for any business which consists of the provision of regular periodic household services in the Town (for example, gardeners, cleaning services, pool maintenance service, etc.) and whose declared total annual Gross Receipts from such services in the Town do not exceed \$20,000; and, provided, further, that in all cases the minimum tax for permit business *those businesses described in category 1 in paragraph 2 below) shall be \$20 for each permitted work project in Town and the minimum tax for nonpermit

business (those businesses described in category 2 in paragraph 2 below) shall be \$100 annually.

2. For fiscal year 2010-2011 for ease of administration and in an effort to simplify the rules for public understandability, businesses shall be categorized as follows:

- 1) Permit businesses (i.e., those businesses that must obtain permits for specific work projects in the Town)
- 2) Nonpermit businesses (i.e., those businesses not in Categories 1 or 3)
- 3) Title insurance businesses

Category 1 shall include the following categories set forth in Chapter 5.04:

Category B Permit Businesses

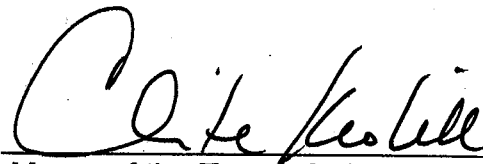
Category 2 shall include the following categories set forth in Chapter 5.04:

Category A
Category B Nonpermit Business
Category C
Category D
Category F
Category G

Category 3 shall include the following categories set forth in Chapter 5.04:

Category H

3. For fiscal year 2010-2011, there shall be no audit, examination, or verification of the books and records as set forth in Section 5.04.320 of Chapter 5.04 except as specifically authorized by the City Council upon the recommendation of the business tax collection.
4. At the end of fiscal 2010-2011, the Town Council shall review the operation of the business tax set forth in Chapter 5.04 as enforced pursuant to this Resolution and shall determine whether the provisions of this Resolution shall be renewed for fiscal year 2011-2012, whether additional or different interim modifications are appropriate, whether further amendments to Chapter 5.04 itself are appropriate, or whether Chapter 5.04 as then amended shall be enforced without any modifications.
5. This resolution shall be printed and posted upon the three official bulletin boards of the Town of Hillsborough.



Mayor of the Town of Hillsborough


Attest: City Clerk

This resolution was adopted by the City Council of the Town of Hillsborough at its regular meeting held on the 10th of May 2010, by the following vote of the members thereof:

AYES:	Councilmembers	<u>Krolik, Kasten, Fannon, Benton</u>
NOES:	Councilmembers	<u>None</u>
ABSENT:	Councilmembers	<u>Regan</u>
ABSTAIN:	Councilmembers	<u>None</u>