

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2010 - 250

AN ORDINANCE TO AMEND THE CODE OF CLAYTON COUNTY, GEORGIA, AS AMENDED, SPECIFICALLY, CODE OF CLAYTON COUNTY, GEORGIA, PART II, CHAPTER 22 "BUSINESSES", ARTICLE II "OCCUPATIONAL LICENSES", BY REPEALING SECTION 22-46 "ADMINISTRATIVE AND REGULATORY FEE STRUCTURE" AND SUBSTITUTING IN LIEU THEREOF A NEW SECTION 22-46 "ADMINISTRATIVE AND REGULATORY FEE STRUCTURE"; TO REPEAL CONFLICTING LAWS, ORDINANCES, RESOLUTIONS, RULES, AND REGULATIONS; TO PROVIDE FOR SERVABILITY; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the Clayton County Department of Community Development currently assesses a non-prorated, nonrefundable administrative fee of \$60.00 for all business license applications for the commencement, renewal or reopening of a business or occupation; and

WHEREAS, the purpose of this administrative fee is to offset the costs associated with the processing of business license applications; and

WHEREAS, due to the increased complexity of reviewing applications, affidavits required by the Federal Systematic Alien Verification for Entitlements (SAVE) program, and other supporting documentation needed to ensure proper reporting and collection of all occupation taxes owed to the County, additional staff time is needed for such review of applications and renewals; and

WHEREAS, increasing the administrative fee to \$75.00 will serve to offset the rising costs associated with analyzing and processing the applications, mailing renewal forms and creating departmental financial reports.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF
CLAYTON COUNTY, GEORGIA, AND IT IS HEREBY ORDAINED

Section 1. The CODE OF CLAYTON COUNTY, GEORGIA, as amended, is hereby further amended by amending, CODE OF CLAYTON COUNTY, GEORGIA, Part II, Chapter 22 "Businesses", by deleting Section 22-46 "Administrative and regulatory fee structure" and substituting in lieu thereof a new Section 22-46 "Administrative and Regulatory Fee Structure" which shall read as follows:

"Sec. 22-46. – Administrative and Regulatory Fee Structure.

(a) A non-prorated, nonrefundable administrative fee of \$75.00 shall be required with all business license applications for the commencement, renewal, or reopening of the business or occupation. The purpose of this administrative fee is to offset the costs associated with the processing of the application.

(b) A regulatory fee may be imposed as provided under O.C.G.A. § 48-13-9 on those applicable businesses. Any regulatory fee imposed shall not include an administrative fee.

(c) Businesses which are subject to regulatory fees of not less than \$100.00 include, but are not expressly limited to, the following:

- (1) Building and construction contractors;
- (2) Carnivals;
- (3) Taxicab and limousine operators;
- (4) Tattoo artists;
- (5) Stables;
- (6) Shooting galleries and firearm ranges;
- (7) Scrap metal processors;
- (8) Pawnbrokers;
- (9) Food service establishments;
- (10) Dealers in precious metals;
- (11) Firearms dealers;
- (12) Peddlers;
- (13) Parking lots;
- (14) Nursing and personal care homes;
- (15) Newspaper vending boxes;
- (16) Modeling agencies;
- (17) Massage parlors;
- (18) Landfills;
- (19) Auto and motorcycle racing;
- (20) Boarding houses;
- (21) Businesses which provide appearance bonds;
- (22) Boxing and wrestling promoters;
- (23) Hotels and motels;
- (24) Hypnotists;
- (25) Handwriting analysts;

- (26) Health clubs, gyms, and spas;
- (27) Fortunetellers;
- (28) Garbage collectors;
- (29) Escort services;
- (30) Burglar and fire alarm installers; and
- (31) Locksmiths.

Section 2. All laws, ordinances and resolutions, or parts thereof, which conflict with the provisions of this Ordinance are hereby repealed.

Section 3. If any part of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect the remainder of this enactment, and such remainder shall remain in full force and effect.

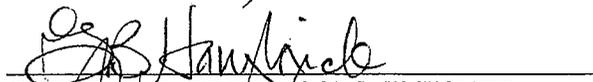
Section 4. This Ordinance shall become effective upon its approval by the Board of Commissioners.

SO ORDAINED, this the 14th day of December, 2010.

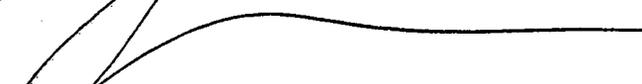
CLAYTON COUNTY BOARD OF COMMISSIONERS


ELDRIN BELL, CHAIRMAN

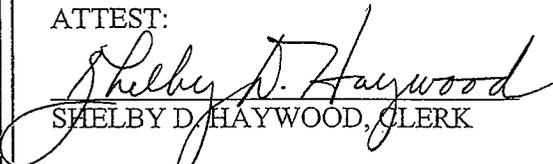

WOLF RALPH, VICE CHAIRMAN


GAIL B. HAMBRICK, COMMISSIONER


SONNA SINGLETON, COMMISSIONER


MICHAEL EDMONDSON, COMMISSIONER

ATTEST:


SHELBY D. HAYWOOD, CLERK