

ORDINANCE NO. 2018-5

**AN ORDINANCE AMENDING THE BUSINESS LICENSE CODE CONCERNING  
CERTAIN DELIVERY LICENSES**

**WHEREAS**, the City Council of the City of Center Point, Alabama (the "City") has adopted the Business License Code of the City of Center Point, Alabama, as set forth in Chapter 10, Article II of the *Code of Ordinances of the City of Center Point, Alabama* (the "Business License Code"); and

**WHEREAS**, the City Council of the City has found it necessary and desirable to bring its Business License Code into conformity with newly enacted Alabama Act 2017-415, which revised the laws concerning municipal delivery licenses.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CENTER POINT, ALABAMA**, as follows:

**Section 1. Amendment.** Section 10-28 of the Business License Code shall be deleted in its entirety and replaced with the following amended Section 10-28:

**SECTION 10-28. - Delivery License.**

- (a) In lieu of any other type of license, a taxpayer may at its option purchase for \$100 plus the issuance fee of \$10.00, a delivery license for the privilege of delivering its merchandise in the municipality if the taxpayer meets all of the following criteria:
- (1) Other than deliveries, the taxpayer has no other physical presence within the municipality;
  - (2) The taxpayer conducts no other business in the municipality other than delivering merchandise and performing the requisite set-up and installation of said merchandise;
  - (3) Such delivery and set-up and installation is performed by the taxpayer's employees or agents, concerns the taxpayer's own merchandise in that municipality, and is done by means of delivery vehicles owned, leased, or contracted by the taxpayer;
  - (4) The gross receipts derived from the sale and any requisite set-up or installation of all merchandise so delivered shall not exceed seventy-five thousand dollars (\$75,000) during the license year;
  - (5) Any set-up or installation shall relate only to (i) that required by the contract between the taxpayer and the customer or as may be required by state or local law, and (ii) the merchandise so delivered;

Ordinance shall be included and incorporated in the *Code of Ordinances of the City of Center Point, Alabama* as an addition or amendment thereto, and shall be appropriately renumbered as necessary to conform to the uniform numbering system of the Code.

**Section 5. Effective Date.** This ordinance shall become effective immediately upon its adoption and approval by the Mayor and City Council of the City and posting as required by Alabama law.

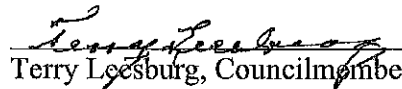
**ADOPTED** this 6<sup>th</sup> day of December, 2019.

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Roger A. Barlow, Council President

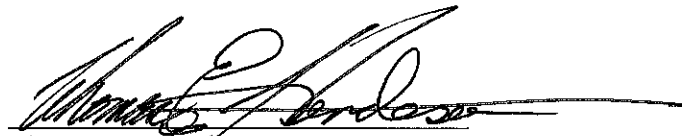
  
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Bobby Scott, Councilmember

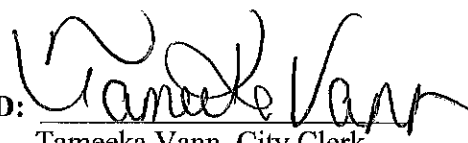
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Linda Kennemur, Councilmember

  
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James Howell, Councilmember

  
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Terry Leesburg, Councilmember

**APPROVED** this 6<sup>th</sup> day of December, 2018.

  
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Thomas E. Henderson, Mayor

**ATTESTED:**   
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Tameeka Vann, City Clerk