

SKYLINE
Posted 9/19/2023

Statutory Effective Date: October 1, 2023
Received by the Department: July 7, 2023

The Town of Skyline has increased their sales taxes as shown below:

Sales Taxes:	<u>OLD RATES</u>	<u>NEW RATES</u>
General Rate	2.000	2.000
Food/Grocery Rate	2.000	2.000
Admissions to places of amusement and entertainment	2.000	2.000
Retail Selling Price of food for human consumption sold through vending machines	2.000	2.000
Net difference paid for machines, machinery, and equipment used in planting, cultivating and harvesting farm products .....	.500	1.500
Machines and parts and attachments for machines used in manufacturing tangible personal property .....	.500	2.500
Net difference paid for all automotive vehicles, truck trailers, semi-trailers and house trailers .....	.500	1.500
Withdrawal fee for automotive vehicle dealers only .....	.83	2.50
Use Taxes:	<u>OLD RATES</u>	<u>NEW RATES</u>
General Rate	2.000	2.000
Food/Grocery Rate	2.000	2.000
Net difference paid for machines, machinery, and equipment used in planting, cultivating and harvesting farm products .....	.500	.500
Machines and parts and attachments for machines used in manufacturing tangible personal property .....	.500	.500
Net difference paid for all automotive vehicles, truck trailers, semi-trailers and house trailers .....	.500	.500

If sales of tangible personal property are made or delivered, or if purchases of tangible personal property are stored, used or consumed, outside the corporate limits of the city but within the police jurisdiction of the city, the rates of tax are one-half of those stated above.

Your Town of Skyline sales and use taxes may be remitted online through the 'Local Tax' account in the Alabama Department of Revenue's online filing system, My Alabama Taxes (MAT), the 'ONE SPOT' to file: <https://myalabamataxes.alabama.gov>. If you have any questions about your Skyline taxes, please contact:

Avenu Insights & Analytics
P. O. Box 830725
Birmingham, AL 35283-0725
1-800-556-7274

If you have any questions regarding this notice, please contact this office:

ALABAMA DEPARTMENT OF REVENUE
Sales & Use Tax Division
P.O. Box 327710
Montgomery, Alabama 36132-7710
(334) 242-1490



JUL - 7 2023

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Local Tax Section

ORDINANCE NO. 23.01

Local Tax Section

PURSUANT TO THE PROVISIONS OF CODE OF ALABAMA 1975, SECTIONS 11-51-200 THROUGH 11-51-207, THIS ORDINANCE AMENDS ORDINANCE 1985-2 and 1991-1 LEVING A PRIVILEGE, LICENSE OR EXCISE TAX AGAINST PERSONS, FIRMS, OR CORPORATIONS STORING, USING, OR OTHERWISE CONSUMING OR ENGAGED IN THE BUSINESS OF SELLING AT RETAIL TANGIBLE PERSONAL PROPERTY OR CONDUCTING PLACES OF AMUSEMENT IN THE TOWN OF SKYLINE, ALABAMA, AND ITS POLICE JURISDICTION; PROVIDES FOR PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

Alabama Dept
of Revenue

JUL - 7 2023

Local Tax Section

Pursuant to the provisions of Code of Alabama 1975, Sections 11-51-200 through 11-51-207, be it ordained by the Town Council of the Town of Skyline, in the State of Alabama, that Ordinances 1985-2 and 1991-1 is amended to read in its entirety as follows:

Section 1. There is hereby levied, in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, a privilege or license tax against the person on account of the business activities and in the amount to be determined by the application of rates against gross sales, or gross receipts, as the case may be, as follows:

(a) Upon every person, firm, or corporation, (including the State of Alabama, the University of Alabama, Auburn University and all other institutions of higher learning in the state, whether such institutions be denominational, state, county or municipal institutions, and any association or other agency or instrumentality of such institutions) engaged or continuing within the Town of Skyline in the business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character; (not including, however, bonds or other evidences of debts or stocks, nor sale or sales of material and supplies to any person for use in fulfilling a contract for the painting, repair, or reconditioning of vessels, barges, ships and other watercraft and commercial fishing vessels of over five (5) tons load displacement as registered with the U. S. Coast Guard and licensed by the State of Alabama Department of Conservation and Natural Resources), an amount equal to two percent (2%) of the gross proceeds of sales of the business except where a different amount is expressly provided herein. Provided, however, that any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified, when his or her books are kept so as to show separately the gross proceeds of sales of each business, and when his or her books are not kept he or she shall pay the tax as a retailer on the gross sales of the business.

(b) Upon every person, firm, or corporation engaged or continuing within the Town, in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, amusement devices, musical devices, theaters,

opera houses, moving picture shows, vaudevilles, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games, (including athletic contests, conducted by or under the auspices of any educational institution within the Town, or any athletic association thereof, or other association whether the institution or association be a denominational, a state, or county, or a municipal institution, or association or a state, county, or Town school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or place or places where an admission fee is charged, including public bathing places and public dance halls of every kind and description within the Town, an amount equal to two percent (2%) of the gross receipts of any such business. Provided, however, not withstanding any language to the contrary in the prior portion of this subsection, the tax provisions so specified shall not apply to any athletic event conducted by a public or private primary or secondary school. The tax amount, which would have been collected pursuant to this subsection, shall continue to be collected by the public or private primary or secondary school, but shall be retained by the school that collected it and shall be used by the school for school purposes.

(c) Upon every person, firm, or corporation engaged or continuing within the Town in the business of selling at retail machines used in mining, quarrying, compounding, processing, and manufacturing of tangible personal property, an amount equal to two and one half percent (2.5%) of the gross proceeds of the sale of such machines; provided, that the term "machines," as herein used, shall include machinery which is used for mining, quarrying, compounding, processing, or manufacturing tangible personal property, and the parts of the machines, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used.

(d) Upon every person, firm, or corporation engaged or continuing within the Town in the business of selling at retail any automotive vehicle or truck trailer, semitrailer, or house trailer or mobile home set-up materials and supplies including but not limited to steps, blocks, anchoring, cable pipes, and any other materials pertaining thereto, an amount equal to one and one half percent (1.5%) of the gross proceeds of sale of the automotive vehicle or truck trailer, semitrailer, or house trailer, or mobile home set-up materials and supplies provided, however, where a person subject to the tax provided for in this subsection withdraws from his or her stock in trade any automotive vehicle or truck trailer, semitrailer, or house trailer for use by him or her or by his or her employee or agent in the operation of the business, there shall be paid, in lieu of the tax levied herein, a fee of \$2.50 per year or part thereof during which such automotive vehicle, truck trailer, semitrailer, or house trailer shall remain the property of the person. Each year or part thereof shall begin with the day or anniversary date, as the case may be, of such withdrawal and shall run for the twelve succeeding months or part thereof during which the automotive vehicle, truck trailer, semi-trailer, or house trailer shall remain the property of the person. Where any used automotive vehicle or truck trailer, semitrailer, or house trailer is taken in trade or in a series of trades, as a credit or part payment on the sale of a new or used vehicle, the tax levied herein shall be paid on the net difference, that

is, the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

(e) Upon every person, firm, or corporation engaged or continuing within the Town in the business of selling at retail any machine, machinery or equipment that is used in planting, cultivating, and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock or poultry on farms, and the parts of such machines, machinery or equipment, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machine, machinery or equipment, and which are necessary to and customarily used in the operation of such machine, machinery or equipment, an amount equal to one and one half percent (1.5%) of the gross proceeds of the sale thereof. Provided, however, the one and one half percent (1.5%) rate herein prescribed with respect to parts, attachments, and replacements shall not apply to any automotive vehicle or trailer designed primarily for public highway use, except farm trailers used primarily in the production and harvesting of agricultural commodities. Where any used machine, machinery or equipment which is used in planting, cultivating, and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock and poultry on farms is taken in trade or in a series of trades as a credit or part payment on a sale of a new or used machine, machinery or equipment, the tax levied herein shall be paid on the net difference, that is, the price of the new or used machine, machinery or equipment sold, less the credit for the used machine, machinery or equipment taken in trade.

(f) Upon every person, firm, or corporation engaged or continuing within the Town in the business of selling through coin-operated dispensing machines, food and food products for human consumption, not including beverages other than coffee, milk, milk products, and substitutes therefor, there is hereby levied a tax equal to two percent (2%) of the retail selling price of the food, food products, and beverages sold through the machines.

(g) Upon every person, firm, or corporation engaged or continuing within the Town in the business of selling food, there is hereby levied a tax equal to two percent (2%) of the gross proceeds of the sale of food. For purposes of this subsection, the term food shall have the same meaning as defined in 7 U.S.C. Section 2011, for the purposes of the federal Supplemental Nutrition Assistance Program regardless of where or by what means food is sold.

Section 2. Levy of the Tax in Police Jurisdiction. Upon every person, firm, or corporation engaged or continuing in the operation of any business, or who shall engage in the operation of any business, within the police jurisdiction of the Town but beyond the corporate limits of said Town for which or upon which a privilege or license tax is in this ordinance levied or required within the corporate limits of the Town, there is hereby levied, in addition to all other taxes of every kind now imposed by law or by municipal ordinance, to be collected as herein provided for the privilege or license taxes herein levied within the corporate limits of the Town a privilege or license tax equal to one-half

of that provided, levied, or required in this ordinance for engaging or continuing in the operation of such business within the corporate limits of the Town. Provided further, that except for the amount of the privilege or license tax herein levied within the police jurisdiction of said Town but outside the corporate limits thereof, all the provisions of this ordinance extend and apply to all the area within the police jurisdiction of the Town.

Section 3. Provisions of State Sales Tax Statutes Applicable to this Ordinance and Taxes herein levied. This ordinance and the taxes levied herein shall be subject to all definitions, exceptions, exemptions, proceedings, requirements, provisions, rules and regulations promulgated under the Alabama Administrative Procedure Act, direct pay permit, drive-out certificate procedures, statute of limitation, discounts, penalties, fines, punishments, and deductions that are applicable to the taxes levied by the State Sales Tax statutes, except where inapplicable or where herein otherwise provided, including all provisions of the State Sales Tax statutes for enforcement and collection of taxes.

Section 4. (a) An excise tax is hereby imposed on the storage, use or other consumption in the Town of tangible personal property (not including materials and supplies bought for use in fulfilling a contract for the painting, repairing, or reconditioning of vessels, barges, ships and other watercraft and commercial fishing vessels of over five (5) tons load displacement as registered with the U. S. Coast Guard and licensed by the State of Alabama Department of Conservation and Natural Resources) purchased at retail on or after the effective date of this ordinance for storage, use or other consumption in the Town, except as provided in subsections (b), (c), (d) and (e) at the rate of two percent (2%) of the sales price of such property.

(b) An excise tax is hereby imposed on the storage, use, or other consumption in the Town of any machines used in mining, quarrying, compounding, processing, and manufacturing of tangible personal property purchased at retail on or after the effective date of this ordinance at the rate of one-half percent (0.50%) of the sales price of any such machine; provided, that the term "machine" as herein used, shall include machinery which is used for mining, quarrying, compounding, processing, or manufacturing tangible personal property, and the parts of such machines, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used.

(c) An excise tax is hereby imposed on the storage, use, or other consumption in the Town on any automotive vehicle, truck trailer, semitrailer, house trailer or mobile home set-up materials and supplies including but not limited to steps, blocks, anchoring, cable pipes and any other materials pertaining thereto, purchased at retail on or after the effective date of this ordinance for storage, use, or other consumption in the Town at the rate of one-half percent (0.50%) of the sales price of such automotive vehicle, truck trailer, semitrailer, house trailer or mobile home set-up materials and supplies. Where any used automotive vehicle or truck trailer, semitrailer, or house trailer is taken in trade, or in a series of trades, as a credit or part payment on the sale of a new or used vehicle, the tax levied herein shall be paid on the net difference, that is, the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

(d) An excise tax is hereby levied and imposed on the storage, use or other consumption in the Town of any machine, machinery or equipment that is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock or poultry on farms, and the parts of such machines, machinery or equipment, attachments, and replacements therefor, which are made or manufactured for use on or in the operation of such machine, machinery or equipment, and which are necessary to and customarily used in the operation of such machine, machinery or equipment, which is purchased at retail after the effective date of this ordinance, for the storage, use or other consumption in the Town at the rate of one-half percent (0.50%) of the sales price of such property, regardless of whether the retailer is or is not engaged in the business in this Town. Provided, however, the one-half percent (0.50%) rate herein prescribed with respect to parts, attachments, and replacements shall not apply to any automotive vehicle or trailer designed primarily for public highway use, except farm trailers used primarily in the production and harvesting of agricultural commodities. Where any used machine, machinery or equipment which is used in planting, cultivating, and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock and poultry on farms is taken in trade or in a series of trades as a credit or part payment on a sale of a new or used machine, machinery or equipment, the tax levied herein shall be paid on the net difference, that is, the price of the new or used machine, machinery or equipment sold, less the credit for the used machine, machinery or equipment taken in trade.

(e) An excise tax is hereby imposed on the storage, use, or other consumption in the Town of food, at the rate of two percent (2%) of the sales price of such food. For purposes of this subsection, the term food shall have the same meaning as defined in 7 U.S.C. Section 2011, for the purposes of the federal Supplemental Nutrition Assistance Program regardless of where or by what means food is sold.

(f) An excise tax is hereby imposed on tangible personal property at one-half the rates specified in subsections (a), (b), (c), (d), and (e) of this section on the storage, use or other consumption of such tangible personal property outside the corporate limits of the Town, but within the police jurisdiction.

Section 5. Provisions of State Use Tax Statutes Applicable to this Ordinance and Taxes Herein Levied. This ordinance and the taxes levied herein shall be subject to all definitions, exceptions, exemptions, proceedings, requirements, provisions, rules and regulations promulgated under the Alabama Administrative Procedure Act, direct pay permit and drive-out certificate procedures, statute of limitation, discounts, penalties, fines, punishments, and deductions that are applicable to the taxes levied by the State Use Tax statutes, except where inapplicable or where herein otherwise provided, including all provisions of the State Use Tax statutes for enforcement and collection of taxes.

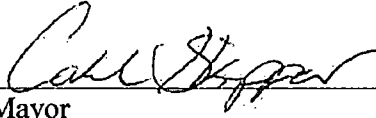
Section 6. Use of Proceeds. The proceeds from the tax herein levied remaining after payment of the costs of collecting said tax, including all charges of the administration

for such collection and paid over to and received by the Town shall be distributed to the Town of Skyline for the use of general funds.

Section 7. Severability. Each and every provision of this ordinance is hereby declared to be an independent provision and the holding of any provision hereof to be void and invalid for any reason shall not affect any other provision hereof, and it is hereby declared that the other provisions of this ordinance would have been enacted regardless of any provision which might have been held invalid.

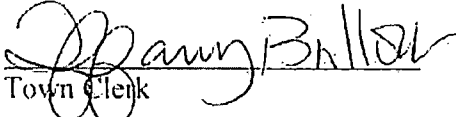
Section 8. Effective Date. This ordinance shall become effective on the first day of August, 2023, and the first payment of taxes hereunder shall be due and payable on the twentieth day of September, 2023.

ADOPTED AND APPROVED this 6 day of July, 2023.



Mayor

ATTEST:



Town Clerk

SEP 11 2023

Local Tax Section

ORDINANCE NUMBER: 23-01.1

Amends Ordinance Number 23-01

**AN ORDINANCE AMENDING THE EFFECTIVE DATE
OF ORDINANCE 23-01**

WHEREAS, that the purpose of this Ordinance is to amend Section 7 of Ordinance No.: 23-01 "Effective Date", passed by the governing body of the Town of Skyline. All other provisions of said Ordinance No.: 23-01 shall remain the same;

NOW THEREFORE, Be it ordained by the Town Council of Skyline, Alabama as follows:

1. Section 7 of Ordinance 23-01 is hereby amended as follows in order to revise the effective date of said ordinance:

"Section 7: Effective Date.

This ordinance shall become effective on the first day of October 2023, and the first payment of taxes hereunder shall be due and payable on the twentieth day of November 2023. This ordinance shall remain in full force and effect and shall apply to each month of the year 2023 beginning with the month of November 2023, and to each month of each calendar year thereafter from year to year."

2. This amendment shall be retroactive to the date of passage of Ordinance 23-01.
3. Each and every provision of this ordinance is hereby declared to be an independent provision and the holding of any provision hereof to be void and invalid shall not affect any other provision hereof, and it is hereby declared that

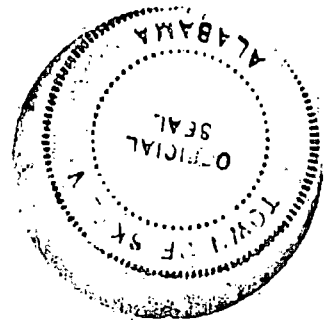
the other provisions of this ordinance would have been enacted regardless of any provision which might have been held invalid.

4. That this ordinance shall be published by posting a copy of the ordinance in three public places within the municipality, one of which shall be at the mayor's office in the town, and reasonable steps shall be taken to maintain the posting for a minimum of thirty (30) days. This ordinance shall become effective upon proper publication and passage by the governing body.

ADOPTED AND APPROVED THIS 3 DAY OF August, 2023.

BY: Caleb Skipper
CALEB SKIPPER, MAYOR
FOR THE TOWN OF SKYLINE

ATTEST: Dorothy B...
TOWN CLERK



CLERKS CERTIFICATION

I hereby certify that copies of the above and foregoing Resolution were posted by me on the 6 day of July, 2023 in (3) public places within the corporate limits of the Town of Skyline, Alabama in accordance with Section 11-8-5, Code of Alabama, 1975

Skyline Town Hall
Skyline Community Center
Dollar General

I further certify that the foregoing Resolution constitutes a true, correct and exact copy of the Resolution which is duly passed and adopted by the Town Council of the Town of Skyline, Alabama in a regular meeting held on the 4, day of August, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official corporate seal of the Town of Skyline, Alabama on this 4, day of August, 2023.