

RESOLUTION NO. _____

STATE OF GEORGIA
COUNTY FULTON

**A RESOLUTION DIRECTING THE CITY TO CALCULATE OCCUPATION TAX
GROSS RECEIPTS FOR FRANCHISEE FEES TO BE BASED UPON
THE LOCATION OF THE FRANCHISEE**

WHEREAS, using the location of a franchisee (in Georgia or outside the state) to determine whether franchise revenues should be included within gross receipts resolves many of the issues which have been raised in objection to the City's method of implementing the Occupation Tax; and

WHEREAS, it appears Fulton County did not conduct in depth audits of its tax submissions; therefore taxes were not regularly remitted for gross receipts received from franchises located outside of Georgia; and

WHEREAS, a change in this policy should not directly impact the revenues the City has actually collected to date under the Occupation Tax; and

WHEREAS, staff recommends the policy change be made effective from the inception of the City's Occupation tax, January 1, 2006, in order to have uniformity in application of the policy to all businesses in the City; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Sandy Springs, Georgia while in regular session on _____, at 6:00 p.m. as follows:

1. For the purposes of calculating gross receipts pursuant to the City's Occupation Tax, the City shall use the location of the franchisee (in Georgia or outside the state) to determine whether franchise revenues should be included within the gross receipts calculation; and
2. This policy change shall be effective as of the date of January 1, 2006.

APPROVED AND ADOPTED this ___ day of _____.

Approved: _____

Eva Galambos, Mayor

Attest:

Michael Casey, City Clerk
(Seal)