

VILLAGE OF CORRALES ORDINANCE NO. 08-009

AN ORDINANCE AMENDING ORDINANCE NO. 08-002 IMPOSING A MUNICIPAL GROSS RECEIPTS TAX INCREMENT OF ONE-FOURTH OF ONE PERCENT (0.25%) OF THE GROSS RECEIPTS OF ANY PERSON ENGAGING IN BUSINESS IN THE VILLAGE OF CORRALES; PROVIDING FOR CERTAIN EXEMPTIONS; AND SETTING AN EFFECTIVE DATE AS REQUESTED BY THE NEW MEXICO TAXATION & REVENUE DEPARTMENT.

WHEREAS, Subsection A of Section 7-19D-9 NMSA 1978 provides that a municipality may impose by ordinance an excise tax not to exceed a rate of one and one-half percent (1.5%) of the gross receipts of any person engaging in business in the municipality; and

WHEREAS, the Village of Corrales (the "Village") imposed prior to July 2008 such an excise tax having a rate of one and one-quarter percent (1.25%) of the gross receipts of any person engaging in business in the municipality; and

WHEREAS, the Village Council, the governing body of the Village, finds that additional municipal gross receipts tax revenues are necessary and desirable for the purposes stated in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Village of Corrales, New Mexico, that:

Section 1. Imposition of Tax. There is imposed on any person engaging in business in the Village of Corrales (the "Village") for the privilege of engaging in business in the Village an excise tax equal to one-fourth of one percent (0.25%) of the gross receipts reported or required to be reported by the person pursuant to the New Mexico Gross Receipts and Compensating Tax Act as it now exists or as it may be amended. The tax imposed under this Ordinance is pursuant to the Municipal Local Option Gross Receipts Taxes Act as it now exists or as it may be amended and shall be known as the "municipal gross receipts tax."

Section 2. General Provisions. This Ordinance hereby adopts by reference all definitions, exemptions and deductions contained in the Gross Receipts and Compensating Tax Act as it now exists or as it may be amended.

Section 3. Specific Exemptions. No municipal gross receipts tax shall be imposed on the gross receipts arising from:

- A. transporting persons or property for hire by railroad, motor vehicle, air transportation or any other means from one point within the municipality to another point outside the municipality;
- B. a business located outside the boundaries of the municipality on land owned by that municipality for which a state gross receipts tax distribution is made pursuant to Subsection C of Section 7-1-6.4 NMSA 1978; or
- C. direct broadcast satellite services.


Section 4. Dedication. Revenue from the municipal gross receipts tax will be used for the purpose(s) listed below.

General Fund

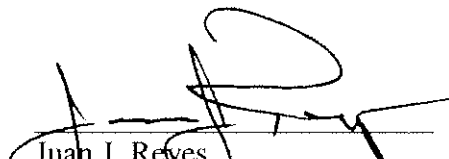
Section 5. Effective Date. The effective date of the municipal gross receipts tax shall be July 1 2008.

PASSED, APPROVED AND ADOPTED by the Governing Body of the Village of Corrales, New Mexico, this 12 day of August, 2008.

APPROVED:


The Honorable Philip Gasteyer
Mayor

ATTEST:


Juan J. Reyes
Village Clerk