

ORDINANCE NO. 1143

AN ORDINANCE OF THE CITY OF ROSWELL AMENDING SECTION NO. 14-68 OF THE ROSWELL CITY CODE TO PROVIDE FOR AN OCCUPANCY TAX RATE OF 3 PERCENT; AMENDING CHAPTER 14, ARTICLE IV OF THE ROSWELL CITY CODE BY ADDITION OF SECTION 14-75 RELATING TO THE OCCUPANCY TAX BOARD; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY AND FIXING AN EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the amount of the lodgers tax was incorrectly stated in the 1984 Roswell City Code and should be 3 percent as provided by earlier ordinance, and

WHEREAS, certain provisions relating to the Occupancy Tax Advisory Board although enacted prior to the 1984 Roswell City Code were not included therein, and

WHEREAS, it is necessary and desirable that the Occupancy Tax Advisory Board report quarterly to the City Council,

Section 1. Section 14-68 of the Roswell City Code is hereby amended to read as follows:

Section 14-68. Levied; amount.
There is hereby levied an occupancy tax of three (3) percent of gross taxable revenues accrued by reason of rent paid for lodging to vendors.

Section 2. A new section, Section 14-75 is hereby added to Chapter 14, Article IV of the Roswell City Code, to read as follows:

Section 14-75. Occupancy Tax Board
(a) There is hereby created a board, to be known as the occupancy tax board of the City, which shall consist of five members, all of whom shall be residents of the City; two of whom shall be directly involved in the lodging industry; two of whom shall be directly involved in tourist-related industries; and, one member at large who shall represent the general public. The board members, when appointed, shall serve without compensation. The members, when appointed, shall meet within ten days after their appointment and organize by election of one of their members as president, one as vice-president, and one as secretary.
(b) The board members shall be appointed by the mayor of the city with the approval, consent and confirmation of the City Council. Appointments shall be made as follows: board members shall be appointed for terms of two years, consisting of two, and then three appointments being made each year in alteration. The term of office shall commence on April 1st of the year in which the appointment is made; provided that any member of the board shall continue to hold office until a successor shall be appointed and confirmed.

(c) The board shall advise the City Council, through the office of the City Manager, of the expenditure of funds collected by the city occupancy tax for advertising, publicizing, and promoting tourist attractions and facilities in the City on a quarterly basis.

(d) Any member of the board may be removed by the City Council for cause upon a majority vote of the full membership of the City Council. Any vacancy occurring during the term of office of any member of the board by reason of death, resignation, removal as a resident from the City or other reason, shall be filled by appointment of the mayor and confirmation of the City Council.

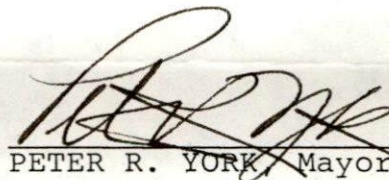
Section 3. Repealer. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

Section 4. Severability. If any section, paragraph, clause or provision of this Ordinance for any reason shall be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any other part of this ordinance.

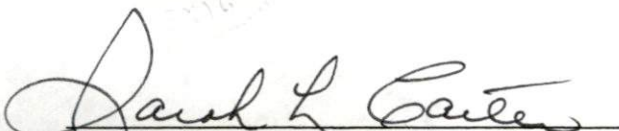
Section 5. Effective Date. This ordinance shall be and become effective on and after July 1, 1985.

PASSED, ADOPTED, SIGNED AND APPROVED this 11th day of June, 1985.

CITY SEAL


PETER R. YORK, Mayor

ATTEST:


Sarah L. Carter, City Clerk