



Founded 1876
Incorporated 1899

TOWN OF JEROME, ARIZONA

POST OFFICE BOX 335, JEROME, ARIZONA 86331
(928) 634-7943 FAX (928) 634-0715

Celebrating Our 110th Anniversary
1899 – 2009

ORDINANCE NO. 361

AN ORDINANCE OF THE TOWN OF JEROME, ARIZONA, RELATING TO THE PRIVILEGE LICENSE TAX; AMENDING THE TAX CODE OF THE TOWN OF JEROME, ARTICLE IV PRIVILEGE TAXES, SECTION 8A-460 (a), BY INCREASING THE GENERAL RATE OF TAXATION FROM THREE PERCENT (3.0 %) TO THREE AND ONE HALF PERCENT (3.5%); PROVIDING PENALTIES FOR THE VIOLATION THEREOF; PROVIDING FOR SEVERABILITY; DESIGNATING AN EFFECTIVE DATE AND MAKING PROVISION FOR EXISTING CONTRACTS.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Common Council of the Town of Jerome, Arizona, as follows:

Section I. Tax Rate Increase

The tax rate set forth in each of the following sections of the Town Tax Code is increased from three percent (3.0%) to three and one half percent (3.5%).

Section 8A-405	Advertising
Section 8A-415	Amusements, exhibitions, and similar activities
Section 8A-425	Job printing
Section 8A-427	Manufactured buildings
Section 8A-430	Timbering and other extraction
Section 8A-435	Publishing and periodicals distribution
Section 8A-444	Hotels
Section 8A-445	Rental, leasing, and licensing for use of real property
Section 8A-450	Rental, leasing, and licensing for use of tangible personal property
Section 8A-455	Restaurants and bars
Section 8A-460	Retail sales: measure of tax; burden of proof; exclusions
Section 8A-470	Telecommunication services
Section 8A-475	Transporting for hire
Section 8A-480	Utility services

Section II. Violations and Penalties

Any person found guilty of violating any provision of these amendments to the Tax Code shall be guilty of a class one misdemeanor. Each day that a violation continues shall be a separate offence punishable as herein above described.

Section III. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section IV. Making Provision for Existing Contracts.

The tax imposed pursuant to Section 1 of this ordinance shall not apply to contracts entered into prior to the effective date of this ordinance.

Section V. Effective Date.

The provisions of this ordinance shall become effective on *January 1, 2010.*

PASSED AND ADOPTED by the Common Council of the Town of Jerome, Arizona, this 13 day of October, 2009, for the following vote:

AYES: 5 NAYES: _____

ABSENT: _____ EXCUSED: _____

ABSTAINED: _____

APPROVED this 13 day of October, 2009.

Al Palmieri

 Al Palmieri, Mayor

ATTEST:

Candace Gallagher

 Candace Gallagher, Town Manager/Clerk

APPROVED AS TO FORM:

KGW

 Kathleen G. Williamson, Williamson & Young, PC
 Town Attorney

I, the duly appointed Deputy Clerk of the Town of Jerome, Arizona, or my representative, hereby certify that Ordinance No. ~~361~~ was posted in accordance with A.R.S. § 9-813 on the following dates and times, and at the following places:

	DATE	TIME	PLACE
1	<i>10.21.09</i>	<i>1:00 pm</i>	301 Main Street, second floor, exterior posting case
2	<i>10.21.09</i>	<i>1:00 pm</i>	970 Gulch Road, side of Gulch Fire Station
3	<i>10.21.09</i>	<i>1:00 pm</i>	601 Clark Street, Jerome Town Hall, entry hall
4	<i>10.21.09</i>	<i>1:00 pm</i>	Jerome Post Office (courtesy location)

R.A. Shemaitis

 R.A. Shemaitis, Deputy Clerk