

TOWN OF PINETOP-LAKESIDE

ORDINANCE NO. 13-373

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PINETOP-LAKESIDE, ARIZONA, RELATING TO THE TRANSACTION PRIVILEGE TAX; AMENDING THE TOWN TAX CODE BY EXTENDING THE 2% TAX RATE ON RESTAURANTS AND BARS FOR AN INDEFINITE PERIOD BY REMOVING THE CURRENT SUNSET DATE OF DECEMBER 31, 2013 WITHOUT ADDING A NEW SUNSET DATE; AND DESIGNATING AN EFFECTIVE DATE.

WHEREAS, the Mayor and Town Council adopted Ordinances 02-211 and 02-212 on November 7, 2002, which enacted a total 4½% transaction privilege tax (also known as the "sales tax") on restaurant and bar sales (additional 2% is known as the "Restaurant and Bar tax") to begin on January 1, 2003 and end on December 31, 2008 (end date changed to December 31, 2013 by Ordinance No. 04-228), as amended by Ordinance 02-213 on November 21, 2002; and

WHEREAS, this 2% transaction privilege "Restaurant and Bar tax" will be used for the purposes of acquisition, development, and/or maintenance and operations of recreational facilities and amenities; the preservation of open space; and for other tourist-related amenities; and

WHEREAS, in order to provide these recreational facilities and amenities to the community in a more timely manner the Town entered into a loan agreement with the Greater Arizona Development Authority ("GADA") for funding to develop Phase I of the Pinetop-Lakeside Multi-use Park Facility; and

WHEREAS, the GADA funding will be repaid by June 2013; however, the current 2% "Restaurant and Bar tax" revenue is needed for funding of current maintenance and operations of Town recreational facilities and any additional facilities and amenities that may be added in the future.

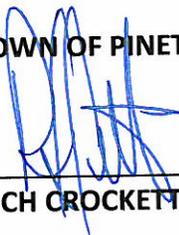
NOW, THEREFORE, BE IT ORDAINED by the Mayor and Town Council of the Town of Pinetop-Lakeside, that the two percent (2%) transaction privilege tax rate for "Restaurant and Bar" sales is hereby extended indefinitely by the removal of the sunset date of December 31, 2013 as set by Ordinance No. 04-228.

BE IT FURTHER ORDAINED that the additional two percent (2%) privilege taxes generated by this ordinance shall be used for the purposes of acquisition, development and/or maintenance and operations of recreational facilities and other amenities for the community; the preservation of open space; and for other tourist-related amenities.

The Effective Date of this Ordinance shall be June 15, 2013.

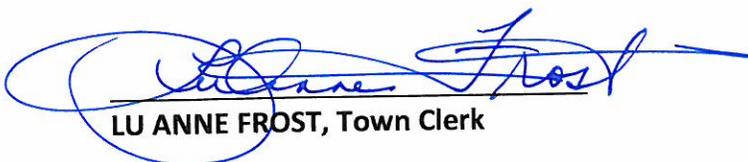
PASSED AND ADOPTED by the Mayor and Town Council of the Town of Pinetop-Lakeside, Arizona, this 16th day of May 2013.

TOWN OF PINETOP-LAKESIDE



RICH CROCKETT, Mayor

ATTEST:



LU ANNE FROST, Town Clerk

APPROVED AS TO FORM:



W. KENT FOREE, Town Attorney