

AN ORDINANCE TO AMEND SECTION 3-7-5 (D) OF THE TOWN CODE OF SILVERTON, COLORADO

WHEREAS, the Board of Trustees of the Town of Silverton, Colorado desires to amend Section 3-7-5 (d) of the Town Code;

WHEREAS, the Board of Trustees entered into a Memorandum of Agreement with the County of San Juan, Colorado on August 8, 1994 wherein the Town Board of Trustees agreed to enact an ordinance to conditionally suspend the collection of the Town's three percent (3%) sales tax as imposed by Chapter 3, Article 7 of the Town Code;

WHEREAS, the Town Board of Trustees has the authority to amend, alter, or change Chapter 3, Article 7 of the Town Code, except as to the three percent (3%) rate of tax specified therein, without submitting the same to the electors of the Town of Silverton for their approval;

WHEREAS, the electors of the County of San Juan voted for the imposition of a three percent (3%) County Sales Tax on November 8, 1994;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SILVERTON, COLORADO that:

1. Section 3-7-5 (d) of the Town Code for Silverton, Colorado is hereby amended to read:

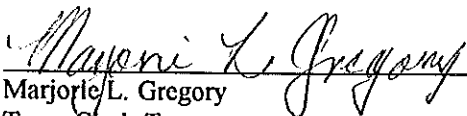
The effective date of this sales tax shall be January 1, 1977, excepting that effective January 1, 1995 the collection of the sales tax pursuant to this Article shall be temporarily suspended only during that time period that there shall be in effect, and not suspended, revoked, rescinded, or enjoined, an additional three percent (3%) County Sales Tax levy which is at least as broad in scope of transactions taxed as specified in Chapter 3, Article 7 of the Silverton Town Code and with all such sales taxes collected within the Town limits being allocated and paid to the Town of Silverton. If at any time and for any reason, the three percent (3%) County Sales Tax is not collected, the rate to be collected is reduced, or the tax collected within the Town limits is not paid to the Town, the suspension of collection of sales taxes imposed by this Article shall be automatically rescinded and the collection of the three percent (3%) Town Sales Tax imposed by this Article shall be immediately reinstated in its entirety.

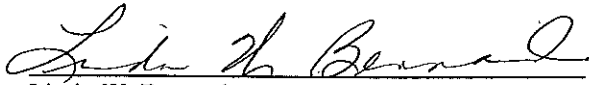
2. It is hereby declared that a special emergency exists and that this ordinance is necessary for the immediate preservation of the public peace, health or safety. This ordinance is hereby adopted by three-fourths (3/4) of the members of the Board and it shall be effective five (5) days after its publication in a newspaper of general circulation in the Town of Silverton.

ADOPTED this 14 day of November, 1994.

ATTEST:

TOWN OF SILVERTON, COLORADO

  
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Marjorie L. Gregory  
Town Clerk-Treasurer

  
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Linda W. Bernard  
Mayor