

ORDINANCE NUMBER 1097

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING ORDINANCE 712, WHICH PROVIDES FOR THE IMPOSITION OF LOCAL OPTION TAXES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Ketchum is authorized to collect local option taxes pursuant to Ordinance 712 and Ordinance 1090, and

WHEREAS, the City of Ketchum has determined it is in the best interests of the public to amend Ordinance 712 to provide for an increase to the local-option nonproperty tax for the purpose of maintaining and increasing commercial air service; and

WHEREAS, the City of Ketchum desires to amend Ordinance 712 to increase its local-option nonproperty tax for a period of five years for the purposes set forth in the ballot.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO:

SECTION 1. The following ballot shall be submitted to the registered voters of the City of Ketchum at the November 6, 2012 election and Ordinance 712 shall be amended as provided for in the ballot provided that the ballot is approved by sixty percent of the registered voters that vote on such ballot:

SPECIAL NON PROPERTY TAX ELECTION

**CITY OF KETCHUM
STATE OF IDAHO
November 6, 2012**

QUESTION: Shall the City of Ketchum, Idaho (the "City") adopt Ordinance No. 1097, which shall provide for the imposition and collection of, for a period of five (5) years from its effective date of January 1, 2013, certain local-option nonproperty taxes to raise the current rates of LOT as follows:

(A) **An additional one percent (1%)** food and beverage tax on the sale price on all sales transactions described: as furnishing, preparing, or service food, meals, or drinks and nondepreciable goods and services directly consumed by customers included in the charge thereof.

(B) **An additional one percent (1%)** tax on the sales price of the following sales: the lease or rental of tangible personal property; any sale, regardless where generated, for admission to a place for an event taking place within the City of Ketchum; any sale, regardless where generated, for the use of the privilege of using tangible personal property or facilities for recreation in the City of Ketchum.

(C) An additional one percent (1%) tax on the sale price of all remaining tangible personal property not described in (B) above.

(D) An additional one percent (1%) tax on the sale of all ski lift tickets and season ski passes.

(E) An additional one percent (1%) hotel-motel room occupancy sales tax on receipts from all short term rental (30 days or less) charges for hotel rooms, motel rooms, condominium units, tourist homes or other sleeping accommodations or living unit.

(F) An additional one percent (1%) liquor-by-the-drink sales tax on all sales at retail of liquor-by-the-drink, including liquor, beer, wine and all other alcoholic beverages, for consumption on the premises or at an event or activity in the City of Ketchum.

(1) The purposes for which the revenues derived from the additional one percent (1%) of each of said taxes shall be used, pursuant to a joint powers agreement, are as follows:

- a) maintaining and increasing commercial air service to Friedman Memorial Airport through the use of Minimum Revenue Guarantees or other inducements to providers;
- b) promoting and marketing the existing service and any future service to increase passengers;
- c) for all ancillary costs which are associated with the ongoing effort to maintain and increase commercial air service, including reasonable program management costs and bussing due to flight diversion(s); and
- d) direct costs to collect and enforce the tax, including administrative and legal fees.

all as provided in Ordinance No. 1097 adopted by the Council of the City on September 4, 2012.

IN FAVOR	→	<input type="checkbox"/>
AGAINST	→	<input type="checkbox"/>

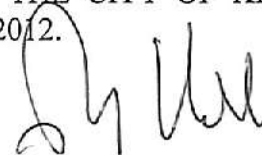
SECTION 2. SEVERABILITY CLAUSE. If any paragraph, part, section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid for any reason by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 3. PUBLICATION. This Ordinance shall be published once in the official newspaper of the City.

SECTION 4. REPEALER CLAUSE. All City of Ketchum code sections, ordinances or resolutions or parts thereof, which are in conflict herewith are hereby repealed.

SECTION 5. EFFECTIVE DATE. This Ordinance shall be in full force and effect on January 1, 2013, after voter approval, passage by City Council and Mayor, and publication according to law.

PASSED BY THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO, and approved by the Mayor this 4th day of September, 2012.



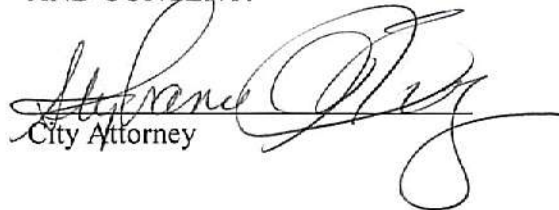
Randy Hall, Mayor

ATTEST:

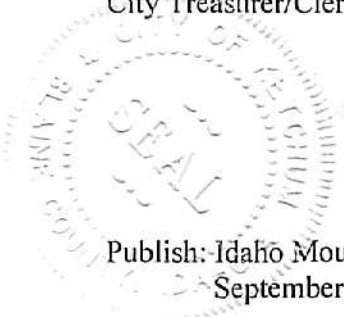
APPROVED AS TO FORM
AND CONTENT:



Sandra E. Cady, CMC
City Treasurer/Clerk



City Attorney



Publish: Idaho Mountain Express
September 12, 2012

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