

ORDINANCE 01-2022

AN ORDINANCE ADOPTING A MUNICIPAL TRANSIENT ROOM TAX FOR PROVIDENCE CITY

WHEREAS, Providence City (the "City") is a political subdivision of the State of Utah, authorized and organized under applicable provisions of Utah law; and

WHEREAS Providence City desires to provide for the health, safety, and welfare, and promote the prosperity, peace and good order, comfort, convenience, and aesthetics of the city and its present and future inhabitants and businesses, and,

WHEREAS the City Council, pursuant to, and in conformance with, Utah Code Ann. § 59-12-3A may, by ordinance, establish, increase, or decrease a municipal transient room tax under that part.

WHEREAS It is the purpose of this Ordinance to conform the municipal transient room tax of Providence City to the requirements of the Utah Code Annotated Title 59 Revenue and Taxation Chapter 12 Sales and Use Tax Act Part 3A Municipality Transient Room Tax.

THEREFORE, the City Council of Providence City, Utah adopts the municipal transient room tax, pursuant to, and in conformance with, Utah Code Ann. § 59-12-3A.

AN ORDINANCE PROVIDING FOR A MUNICIPAL TRANSIENT ROOM TAX .

BE IT ORDAINED BY THE PROVIDENCE CITY COUNCIL AS FOLLOWS:

TITLE 3 Business and License Provisions: The following Chapter 3-2C Municipal Transient Room Tax shall be added in its entirety to the Providence City Code.

Chapter 3-2C MUNICIPAL TRANSIENT ROOM TAX

3-2C-1 Intent.

It is the intent of Providence City to adopt the municipal transient room tax, pursuant to, and in conformance with, Utah Code Ann. § 59-12-3A.

3-2C-2 Municipal Transient Room Tax.

(1) There is hereby levied, subject to the provisions of the Utah Code, a tax equaling one percent (1%) of charges to the customer for the accommodations and services described in Subsection 59-12-103 Utah Code Ann. This tax shall be known as the Municipal Transient Room Tax.

(2) The tax shall be in addition to any sales or use tax imposed by Providence City on charges for the accommodations and services as authorized by Title 59, Chapter 12, Part 2 of the Utah Code Annotated, The Local Sales and Use Tax Act.

3-2C-3 Tax Collection by the State Tax Commission.

(1) On or before the effective date of this Ordinance, the State Tax Commission will perform all functions incident to the administration and collection of the Municipal Transient Room Tax, in accordance with the Utah Code.

3-2C-4 CONFLICT

To the extent of any conflict between this ordinance and any other Providence City ordinance(s) or regulation(s), the provisions of this Ordinance shall be controlling.

3-2C-5 SEVERABILITY.

The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable. If any such section, paragraph, sentence, clause, or phrase shall be declared invalid or unconstitutional by the valid judgment or decree of a Court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any of the remaining sections, paragraphs, sentences, clauses, or phrases of this Ordinance.

3-2-6 EFFECTIVE DATE.

In the opinion of the City Council of Providence City, it is necessary that this ordinance take effect as soon as possible; therefore, this Ordinance shall take effect immediately upon its passage and first posting as provided by law. The actual tax becomes effective at the beginning of the next tax quarter following passage of this ordinance.

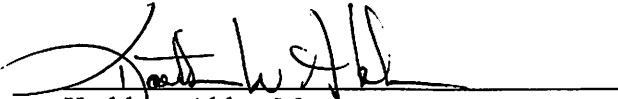
This ordinance shall become effective 90 days after the first upcoming quarterly start date.

Passed by vote of the Providence City Council this 16th day of February 2022.

Council Vote:

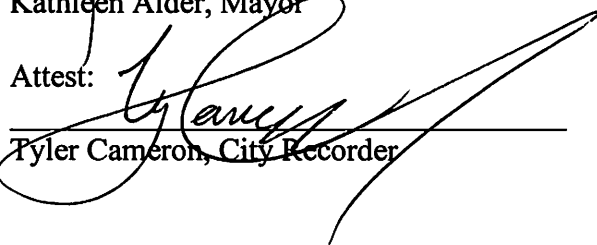
Nebeker, Jeff	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent
Kirk, Carrie	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent
Paulsen, Joshua	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent
Sealy, Jeanell	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent
Speth, Brent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent

Providence City



Kathleen Alder, Mayor

Attest:



Tyler Cameron, City Recorder