CITY OF LOGAN, UTAH
Ordinance No. 07-83

ORDINANCE INCREASING THE TRANSIT SALES TAX WITHIN THE CITY OF LOGAN, UT, FROM ONE-QUARTER OF ONE PERCENT (.25%) TO THREE TENTHS OF ONE PERCENT (.30%).

WHEREAS, the City Council has the power to establish a sales tax on retail sales for the purposes of funding a public transportation system pursuant to UCA Section 59-12-501; and

WHEREAS, Logan enacted a municipal highway or transit sales tax of 0.25% in 2000; and

WHEREAS, during the 2007 General Legislative Session the Utah State Legislature altered the State Tax Code to remove unprepared foods from the sales tax base of the transit sales tax; and

WHEREAS, the State Legislature anticipated that the removal of unprepared food from the sales tax base would negatively affect sales tax collections by municipalities which have imposed the transit sales tax; and

WHEREAS, the State of Utah provided for cities to increase the transit sales tax to up to 0.30% pursuant to UCA Section 59-12-501 with the intent to reclaim a portion of said forfeited tax collections, and

WHEREAS, a city may increase the municipal highway tax rate to up to 0.30% on or after January 1, 2008, without being subject to the voter approval requirements enumerated in State Code,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Logan that:

SECTION 1. REPEALER: The ordinance levying a one-quarter of one percent transit sales tax is hereby repealed.

SECTION 2. ESTABLISHMENT OF A 0.30% TRANSIT SALES TAX: In addition to any other tax authorized by the laws of the State of Utah and/or of this municipality, there hereby is established, approved, and levied a sales and use tax upon the retail sales, as defined and included in UCA Subsection 59-12-103(1) and as restricted in UCA Subsection 59-12-501(1)(a)(i)(B), as amended, of three tenths of one percent (0.30%), the same to be used in connection with the financing of a public transportation for the city of Logan.
SECTION 3. EFFECTIVE DATE. This Ordinance shall become effective on January 1, 2008.

PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH
THIS ___ DAY OF ___, 2007 by the following vote:
Ayes: Thompson, Taylor, Swensen, Needham
Nays: None
Absent: None

ATTEST:

Lois Price, City Recorder

PRESENTATION TO MAYOR
The foregoing ordinance was presented by the Logan Municipal Council to the Mayor for approval or disapproval on the ___ day of ___, 2007.

MAYOR'S APPROVAL OR DISAPPROVAL
The foregoing ordinance is hereby approved this ___ day of ___, 2007.

Randy Watts, Mayor
(Civil)

PROOF OF PUBLICATION

STATE OF UTAH
COUNTY OF Cache, et. al.

On this 12th day of November, 2007, personally appeared before me, Rachelle S. Thomas, who being first duly sworn, deposes and says that she is the chief clerk of the Cache Valley Publishing Co., publishers of The Herald Journal, a daily newspaper published in Logan, City, Cache County, Utah, and that the advertisement

LEGAL NOTICE

A copy of which is hereto attached, was published in said newspaper for One (1) issue commencing November 11, 2007 and ending November 11, 2007.

Signed Rachelle S. Thomas

Subscribed and sworn to before me, the day and year above written.

Signed Cynthia K. Fulton Notary Public

My Commission expires September 7, 2011

LEGAL NOTICES

LOGAN MUNICIPAL COUNCIL

SUMMARY OF ORDINANCE passed by the Logan Municipal Council, is as follows:

Ordinance 07-83, An ordinance was adopted and approved November 7, 2007 increasing the transit sales tax within the City of Logan Utah from one-quarter of one percent (0.25%) to three-tenths of one percent (0.30%).

This ordinance shall become effective on January 1, 2008. Full text may be reviewed at the Office of the Logan City Recorder, City Hall, 255 North Main,