

TOWN OF PINETOP-LAKESIDE

ORDINANCE NO. 11-349

AN ORDINANCE 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; 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 2% transaction privilege tax (also known as the “sales tax”) on restaurant and bar sales to begin on January 1, 2003 and end on December 31, 2008, as amended by Ordinance 02-213 on November 21, 2002; and

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

WHEREAS, the total restaurant and bar transaction privilege tax of 4½% is comprised of the 2½% general sales tax and this 2% restaurant and bar tax; 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 Mountain Meadow Recreation Complex; and

WHEREAS, the Mayor and Town Council adopted Ordinance 04-228 extending the tax an additional five (5) years to guarantee repayment of the loan to GADA for the Mountain Meadow Recreational Complex; and

WHEREAS, the Mayor and Town Council are desirous of extending the restaurant and bar tax at its existing rate; and

WHEREAS, upon retirement of the bond debt for the Mountain Meadow Recreation Complex, revenue from this tax shall be split between a portion of the Parks and Recreation Operations and Maintenance expenses, and the acquisition of Woodland Lake Park, including debt service on bonds, open space preservation, and urban trail development.

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.

BE IT FURTHER ORDAINED that upon retirement of the bond debt for the Mountain Meadow Recreation Complex, the revenue from the two percent (2%) transaction privilege tax shall be used for recreational facilities and amenities, one-third (33.3333%) of which shall be used for the acquisition of Woodland Lake Park, including debt service on bonds, open space

preservation, urban trail development, and parks capital improvements. The Town Finance Director shall track and account for the expenditures made from this one-third (33.3333%) dedicated fund.

The Effective Date of this Ordinance shall be the 7th day of March 2011.

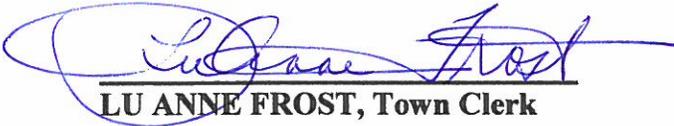
PASSED AND ADOPTED by the Mayor and Town Council of the Town of Pinetop-Lakeside, Arizona, this 3rd day of February 2011.

TOWN OF PINETOP-LAKESIDE



LUKE S. SMITH, Mayor

ATTEST:



LU ANNE FROST, Town Clerk

APPROVED AS TO FORM:



JACK BARKER, Town Attorney