

## **ORDINANCE 16 - 03**

### **AN ORDINANCE INCREASING THE RATE OF THE CITY'S MUNICIPAL ENERGY SALES AND USE TAX**

WHEREAS, the City Council of the City of North Logan, Utah, adopted and passed the Code of Revised Ordinance of the City of North Logan on March 16, 1989, which Code was published and effective on March 20, 1989; and

WHEREAS, said Code included Title 6, Finances and Taxation; and

WHEREAS, the City Council instituted a municipal energy sales and use tax with a rate of 3% in July of 2001, increased it to 5% on June 22<sup>nd</sup> 2006, and reduced it back to 3% on October 1<sup>st</sup>, 2008.

WHEREAS, the City Council has deemed it appropriate to increase that municipal energy sales and use tax to six percent (6%).

NOW, THEREFORE, the City Council of the City of North Logan, Utah adopts the municipal energy sales and use tax, pursuant to, and in conformance with, Utah Code Ann. § 10-1-301 *et seq*, "The Municipal Energy Sales and Use Tax Act."

#### **BE IT ORDAINED BY THE NORTH LOGAN CITY COUNCIL AS FOLLOWS:**

**SECTION I.** The following Chapter 6-603 shall be changed to read as follows.

#### **Chapter 6-600 MUNICIPAL ENERGY SALES AND USE TAX**

##### **6-603 Municipal Energy Sales and Use Tax.**

- (1) There is hereby levied, subject to the provisions of this chapter, a tax on every sale or use of taxable energy made within North Logan City equaling ~~three percent (3%)~~ **six percent (6%)** of the delivered value of the taxable energy to the consumer. This tax shall be known as the Municipal Energy Sales and Use Tax.

#### **SECTION II: CONFLICT**

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

#### **SECTION III: 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.

#### **SECTION IV: EFFECTIVE DATE.**

In the opinion of the City Council of North Logan, it is necessary that this ordinance take effect immediately; therefore, this Ordinance shall take effect immediately upon its passage and first posting as provided by law.

**ORDINANCE 16 - 03**

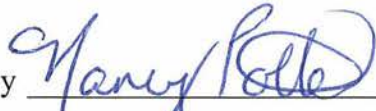
**AN ORDINANCE INCREASING THE RATE OF THE CITY'S  
MUNICIPAL ENERGY SALES AND USE TAX**

ADOPTED AND PASSED by the City Council of the City of North Logan, Utah, this 20th day of July, 2016.

NORTH LOGAN CITY

ATTEST:

  
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Scott Bennett, City Recorder

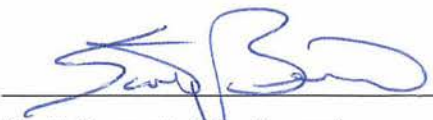
By   
\_\_\_\_\_  
Nancy Potter, Mayor Pro-Tem

**CERTIFICATE OF DUE POSTING**

I, Scott Bennett, City Recorder of North Logan, Utah, hereby certify that I caused to be posted the foregoing Ordinance No. 16 - 03 on the 21<sup>st</sup> day of July, 2016, in the City of North Logan, Cache County, State of Utah, a copy of which is hereto attached, in each of three public places in the said City of North Logan, to-wit:

1. North Logan City Offices, 2076 North 1200 East
2. North Logan City Library, 475 East 2500 North
3. North Park Police Department, 575 East 2500 North

WITNESS my hand this 21<sup>st</sup> day of July, 2016.

  
\_\_\_\_\_  
Scott Bennett, City Recorder