

CHARTER ORDINANCE NO. NINETY-ONE

A CHARTER ORDINANCE AMENDING AND REPEALING EXISTING SECTION 2 OF CHARTER ORDINANCE NO. SEVENTY RELATING TO THE TRANSIENT GUEST TAX RATE AND INCREASING THE TRANSIENT GUEST TAX RATE AUTHORITY FROM 6% TO 9%.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OVERLAND PARK, KANSAS:

SECTION 1. Section 2 of Charter Ordinance No. Seventy of the City of Overland Park, Kansas, be and the same is hereby amended to read as follows:

SECTION 2. The Governing Body of the City of Overland Park, Kansas, is hereby authorized to levy a transient guest tax at a rate not to exceed nine percent (9%) upon the gross receipts derived from or paid by transient guests for sleeping accommodations, exclusive of charges for incidental services or facilities, in any hotel, motel or tourist court. The percentage of such tax shall be determined by the Governing Body and shall be specified in an ordinary ordinance authorizing the same.

SECTION 2. Existing Section 2 of Charter Ordinance No. Seventy is hereby repealed.

SECTION 3. This ordinance shall be published once each week for two consecutive weeks in *The Olathe News*, an official City newspaper.

SECTION 4. THIS IS A CHARTER ORDINANCE AND SHALL TAKE EFFECT 61 DAYS AFTER FINAL PUBLICATION UNLESS WITHIN 60 DAYS OF ITS FINAL PUBLICATION A PETITION SIGNED BY A NUMBER OF ELECTORS OF THE CITY OF OVERLAND PARK EQUAL TO NOT LESS THAN TEN PERCENT OF THE NUMBER OF ELECTORS WHO VOTED AT THE LAST PRECEDING REGULAR CITY ELECTION SHALL BE FILED IN THE OFFICE OF THE CITY CLERK OF OVERLAND PARK DEMANDING AN ELECTION ON THE CHARTER ORDINANCE IN WHICH CASE THE CHARTER ORDINANCE SHALL BECOME EFFECTIVE ONLY IF AND WHEN APPROVED BY A MAJORITY OF THE ELECTORS VOTING THEREON.

PASSED by the Governing Body not less than two-thirds of the members elect voting in favor thereof the 8th day of January, 2007.

(s) Carl Gerlach
Carl Gerlach, Mayor

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ATTEST:

(s) Marian Cook
Marian Cook
City Clerk

APPROVED AS TO FORM:

(s) Robert J. Watson
Robert J. Watson
City Attorney

Passed: 1/8/07
Published: 1/11/07
1/18/07
Effective: 3/20/07