

Motion by Simonsen, seconded by Wetherell to waive the first and second reading and adopted the Local Option Sales Tax Ordinance which was published in its full text as provided in section 331.305, Code of Iowa, prior to its first consideration and copies having been made available at the office of the Auditor. All voting aye.

Local Option Sales Tax Ordinance

An ordinance establishing a local option sales and service tax applicable to transactions within the incorporated areas of Aurelia, Cleghorn, Larrabee, Marcus, Meriden and Washta of Cherokee County.

Be it Enacted by the Board of Supervisors of Cherokee County, Iowa:

Section 1: Local Option Sales and Service Tax. There is imposed a local option sales and services tax applicable to transactions within the incorporated areas of Aurelia, Cleghorn, Larrabee, Marcus, Meriden and Washta of Cherokee County.

The rate of tax shall be one percent upon the gross receipts taxed under Chapter 422, Division IV, of the Iowa Code in the following cities: Aurelia, Cleghorn, Larrabee, Marcus, Meriden, and Washta of Cherokee County.

The local sales and services tax is imposed on transactions occurring on or after July 1, 1996 within the incorporated areas of Aurelia, Cleghorn, Larrabee, Marcus, Meriden, and Washta of Cherokee County. The tax shall be collected by all persons required to collect state gross receipts taxes. However, the tax shall not be imposed on the gross receipts from the sale of motor fuel or special fuel as defined in chapter 324 of the Iowa Code, on the gross receipts from the rental of rooms, apartments, or sleeping quarters which are taxed under chapter 422A of the Iowa Code during the period the hotel and motel tax is imposed, on the gross receipts from the sale of natural gas or electric energy in a city or county where the gross receipts are subject to a franchise fee or user fee during the period the franchise or user fee is imposed, on the gross receipts from the sale of lottery ticket or share in a lottery game conducted pursuant to chapter 99E of the Iowa Code, and on the sale or rental of tangible personal property described in section 422.45; subsections 26 and 27 of the Iowa Code.

All applicable provisions of the appropriate sections of Chapter 422, Division IV, of the Iowa Code are adopted by reference.

Section 2. Effective Date. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Passed by the Board of Supervisors on this 22nd date of April, 1996.

/s/ William G. Hurd, Chairman

Attest: Barbara Huey, County Auditor