

**ORDINANCE NO. 2015-06-055**

**AN ORDINANCE AMENDING URBANA CITY CODE CHAPTER 22, SECTION 22-45.1**

**(Municipal gas use tax / 2015)**

**WHEREAS**, the City of Urbana ("City") is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any power and perform any function pertaining to its government and affairs, including the power to tax; and

**WHEREAS**, the City Council heretofore has enacted Urbana City Code Section 22-45.1 to levy and impose a tax upon the privilege of using or consuming gas in the City that is purchased in a sale at retail at the rate of 3.5 cents (\$0.035) per therm, except as provided therein; and

**WHEREAS**, the City Council finds that the fiscal needs of the City require an increase in the rate of that tax to five cents (\$0.05) per therm.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Urbana, Champaign County, Illinois, as follows:

**Section 1.**

Urbana City Code Chapter 22, "Taxation," Article IV, "Municipal Utility Tax," Section 22-45.1, "Municipal gas use tax," subsection (c)(1) is hereby amended with the underlined text indicating new language and the strikethrough text indicating deletions as follows:

(c) Tax.

- (1) Except as otherwise provided, a tax is imposed on the privilege of using or consuming gas in the city that is purchased in a sale at retail at the rate of five cents (\$0.05) ~~\$03.5-cent(s)~~ per therm.

**Section 2.**

Upon approval of this Ordinance, the City Clerk is directed to mail a certified copy to Ameren Illinois, CAD, 300 Liberty Street, Peoria, IL 61602.

**Section 3.**

Those sections, paragraphs, and provisions of the Urbana City Code that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Urbana City Code other than those expressly set forth as amended or repealed in this Ordinance. The invalidity of any section or provision of this Ordinance hereby passed and approved shall not invalidate other sections or provisions thereof.

**Section 4.**

This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

**Section 5.**

The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage and publication in accordance with Section 1-2-4 of the Illinois Municipal Code or on August 1, 2015, whichever occurs later.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

**PASSED BY THE CITY COUNCIL** this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

AYES:

NAYS:

ABSENT:

ABSTAINED:

\_\_\_\_\_  
Phyllis D. Clark, City Clerk

**APPROVED BY THE MAYOR** this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Laurel Lunt Prussing, Mayor