

ORDINANCE NO. 2017-06-028

AN ORDINANCE AMENDING URBANA CITY CODE CHAPTER 22-91

(Food and Liquor Tax)

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 did enact Urbana City Code Section 22-91 to levy and impose a tax upon the privilege of purchasing prepared food items for immediate consumption and alcoholic liquor, exclusive of any other tax charged for such food items or alcoholic liquor; and

WHEREAS, the City Council, after due consideration, finds that the fiscal needs of the City require an increase in the rate of that tax as provided herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1.

Urbana City Code Chapter 22, “Taxation,” Article VII, “Privilege Tax on Purchase of Prepared Food for Immediate Consumption and Certain Alcoholic Liquor,” Section 22-91, “Tax,” subsection (a), is hereby amended and as amended shall read as follows:

Sec. 22-91. - Tax.

- (a) A tax, in addition to all other taxes, is hereby levied and imposed upon the privilege of purchasing prepared food items for immediate consumption or alcoholic liquor at the rate of one and one-half (1½) percent of the purchase price, exclusive of any other tax, charged for such food or alcoholic liquor.

Section 2.

Those sections, paragraphs, and provisions of the Urbana City Code that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Urbana City Code other than those expressly set forth as amended or repealed in this Ordinance.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 3.

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 4.

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, 2017, 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 19th day of June, 2017.

AYES: Brown, Hazen, Jakobsson, Roberts, Wu

NAYS: Ammons

ABSTAINED:

RECUSED: Miller



Charles A. Smith, City Clerk

APPROVED BY THE MAYOR this 20th day of June, 2017

Diane Wolfe Marlin
Diane Wolfe Marlin, Mayor



CERTIFICATE OF PUBLICATION IN PAMPHLET FORM



I, Charles A. Smyth, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois. I certify that on the 19th day of June, 2017, the City Council of the City of Urbana passed and approved Ordinance No. 2017-06-028, entitled:

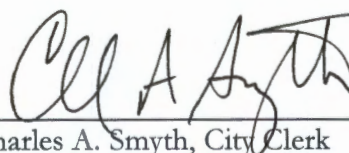
**AN ORDINANCE AMENDING URBANA CITY CODE CHAPTER 22-91
(FOOD AND LIQUOR TAX)**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2017-06-028 was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the 20th day of June, 2017, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

Dated at Urbana, Illinois, this 20th day of June, 2017.





Charles A. Smyth, City Clerk