

ORDINANCE NO. 93-17

AN ORDINANCE AUTHORIZING THE CREATION OF THE ECONOMIC DEVELOPMENT AND TOURISM FUND NO. 285 AND DECLARING AN EMERGENCY

WHEREAS, Council passed Ordinance No. 91-17 on October 23, 2017 authorizing an additional three percent (3%) lodging tax to be used entirely for the promotion of economic development and tourism related activities pursuant to Ohio Revised Code §5739.09(B)(3); and

WHEREAS, pursuant to Ohio Revised Code §5705.09 and §5705.12, the Finance Director has requested Council pass an Ordinance authorizing the creation of a special revenue fund for the recognition of all revenues associated with the newly enacted lodging tax; and

WHEREAS, pursuant to ORC §5739.09(B)(3), the revenues generated from this additional 3% lodging tax need to be recorded and accounted for properly in a separate fund; and

WHEREAS, Council seeks to establish this special revenue fund for the purposes stated in ORC §5739.09(B)(3) and doing so will be in the best interest of the health, safety and welfare of the citizens of Avon in utilizing the additional revenues from this lodging tax exclusively to support the City's Economic Development and Tourism activities through such agencies as Avon's Visitors Bureau.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE
CITY OF AVON, LORAIN COUNTY, OHIO:**

Section 1. That Council hereby authorizes the creation of the Economic Development and Tourism Fund No. 285.

Section 2. That the revenues generated in this fund shall be used exclusively for economic development and tourism related activities pursuant to Ohio Revised Code §5739.09(B)(3).

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to authorize the creation of the Economic Development and Tourism Fund No. 285 to receive funds

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generated by the City's newly created 3% lodging tax set to begin collection on December 1, 2017; therefore, this Ordinance shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

PASSED: _____ DATE: _____

SIGNED BY: _____
Craig L. Witherspoon, President of Council

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Barbara Brooks
Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director