

ORDINANCE NO. 0-93-32

AN ORDINANCE PROVIDING FOR THE LEVY OF A ONE-HALF PERCENT (1/2 %) SALES AND USE TAX WITHIN THE CITY OF CONWAY, ARKANSAS, AND TO PLEDGE THE NECESSARY PORTION OF SUCH TAX TO RETIRE BONDS FOR CAPITAL IMPROVEMENTS OF A PUBLIC NATURE; AND FOR OTHER PURPOSES.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

WHEREAS, the City Council of the City of Conway, Arkansas (the "City"), has determined that there is a great need for capital improvements and for a source of revenue to finance such improvements; and

WHEREAS, Title 14, Chapter 164, Section 327 of the Arkansas Code as amended (the "Authorizing Legislation") provides for the levy of a One-Half Percent (1/2 %) citywide sales and use tax to retire bonds issued for capital improvements in accordance with the terms of Ark. Code Ann. §14-164-327--14-164-335.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Conway, Arkansas:

Section 1: That under the authority of the Authorizing Legislation, there is hereby levied a One-Half Percent (1/2 %) tax on the gross receipts from the sale at retail within the City of all items which are subject to the Arkansas Gross Receipts Tax Act of 1941, as amended (A.C.A. §26-52-101, et seq.), and the imposition of an excise (or use) tax on the storage, use or other consumption within the City of tangible personable property subject to the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. §26-53-101, et seq.), at a rate of One-Half Percent (1/2 %) of the sale price of the property or, in case of leases or rentals, of the lease or rental price (collectively, the "Sales and Use Tax"). The

Sales and Use Tax shall be levied and collected only to a maximum tax of \$25 for each single transaction. This tax shall be used to retire bonds issued for capital improvements as authorized by A.C.A. §14-164-327 and to otherwise fund capital improvements.

Section 2: "Single transaction" is defined according to the nature of the goods purchased as outlined in ordinance No. 0-87-17.

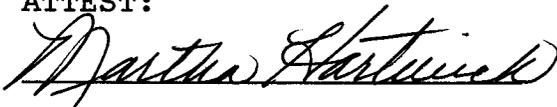
Section 3. That all ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. That a certified copy of this ordinance shall be provided to the director of and to the Treasurer of State as soon as practicable after the adoption hereof.

Section 5. That this ordinance shall not take effect until an election is held on the question of levying the Sales and Use Tax at which a majority of the electors voting on the question shall have approved the levy of the Sales and Use Tax.

PASSED: June 25, 1993

ATTEST:


City Clerk

APPROVED:


Mayor