

ORDINANCE NO. 202

AN ORDINANCE AMENDING ORDINANCE NO. 59, STILWELL SALES TAX ORDINANCE, SECTION 5, AND ORDINANCE NO. 76, SECTION 2, BY INCREASING THE TAX FROM TWO PER CENT (2%) TO THREE AND ONE-HALF PER CENT (3.5%) OF WHICH ONE-HALF PERCENT (.5%) SHALL BE USED EXCLUSIVELY IN A CAPITAL IMPROVEMENT FUND, PURSUANT TO 11 O.S., 1981, SECTION 17-109 ET SEQ., DECLARING AN EMERGENCY AND MAKING THE SAME EFFECTIVE ON AND AFTER AUGUST 30, 1988.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STILWELL, OKLAHOMA, ADAIR COUNTY, OKLAHOMA:

SECTION 1. CITATION AND CODIFICATION.

This Ordinance shall be known and may be cited as "Second Amendment to Stilwell Sales Tax Ordinance Rate," and shall be codified by changing the language of Section 5 of Ordinance No. 59 and Section 2 of Ordinance No. 76 of the General Ordinances of Stilwell.

SECTION 2. Ordinance No. 59 and Ordinance No. 76 are hereby amended to change the tax rate in Section 5 of Ordinance No. 59 and Section 2 of Ordinance No. 76 from two per cent (2%) to three and one-half per cent (3.5%) of which one-half per cent (.5%) shall be used exclusively in a Capital Improvement Fund, pursuant to 11 O.S., 1981, Section 17-109, et seq.

SECTION 3. EFFECTIVE DATE

This Ordinance shall become and be effective on and after October 1, 1988, as approved by a majority of the registered voters of Stilwell voting on same in the manner prescribed by 11 O.S., 1981, Section 16-112,, et seq.

SECTION 4. PROVISIONS CUMULATIVE.

The provisions hereof shall be cumulative and in addition to any and all other tax provisions of City ordinances.

SECTION 5. SEVERABILITY.

The provisions of this Ordinance are severable and, if any part or provisions hereof shall be adjudged invalid by any court of competent jurisdiction, such adjudication shall not affect or impair any of the remaining parts or provisions hereof.

SECTION 6. EMERGENCY.

WHEREAS, it being immediately necessary for the preservation of the peace, health and safety of Stilwell and the inhabitants thereof that the provisions of this Ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this Ordinance shall take effect and be in full force from and after its passage, as provided by law.

PASSED, by the Council of the City of Stilwell this 6<sup>th</sup> day of September, 1988.

APPROVED by the Mayor of the City of Stilwell this 6<sup>th</sup> day of September, 1988.

(Seal)

H. E. ZIMMERMAN, JR.  
Mayor

ATTEST: SUE CATRON  
City Clerk

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