

ORDINANCE NO. 292

AN ORDINANCE PROVIDING FOR THE LEVY OF A ONE PERCENT SALES AND USE TAX WITHIN THE CITY OF GREENLAND, ARKANSAS WITH THE LEVY TO BEGIN July 1, 2011 AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

WHEREAS, the City Council of the City of Greenland, Arkansas (the "City"), has determined that there is a great need for immediate improvement of municipal services and for a source of revenue to finance such services; and

WHEREAS, Title 26, Chapter 75, Subchapter 3 of the Arkansas Code of 1987 Annotated (the "Authorizing Legislation") provides for the levy of a one percent (1%) citywide sales and use tax;

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

Section 1: Under the authority of the Authorizing Legislation, there is hereby levied a 1 percent (1%) tax on the gross receipts from the sale at retail within the City of all items which are subject to the Arkansas Gross Receipts 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, distribution or other consumption within the City of tangible personal 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 percent (1%) of the sale price of the property or, in the case of leases or rentals, of the lease or rental price (collectively, the "Sales end Use Tax").

Section 2: Levy of such one percent (1%) sales and use tax within the City of Greenland, Arkansas, shall commence on the first day of July, 2011.

Section 3: That all ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: Pursuant to ACA § 26-75-321, should sales taxes be collected in excess of the limitations set forth in ACA § 26-75-319, an aggrieved taxpayer shall be entitled to a rebate.

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 AND APPROVED on this 9th day of December, 2010.

APPROVED:



JOHN GRAY, Mayor

ATTEST:



DONNA CHEEVERS, Recorder-Treasurer

CERTIFICATE

The undersigned, Recorder/Treasurer of the City of Greenland, Arkansas, hereby certifies that the foregoing pages are a true and perfect copy of the Ordinance No. 292, passed at a special session of the City Council, held at the regular meeting place of the City Council beginning at 6:30 o'clock p.m., on the 9th day of December, 2010, and that the original of this Ordinance is now in my custody.

GIVEN under my hand and seal this 9th day of December, 2010.



DONNA CHEEVERS, Recorder Treasurer

