

## **ORDINANCE NO. 963**

### **AN ORDINANCE OF THE TOWN OF PAYSON, ARIZONA, AMENDING THE TOWN TAX CODE TO REPEAL THE SUNSET CLAUSE ADOPTED IN ORDINANCE NO. 888; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.**

WHEREAS, on May 4, 2017 the Mayor and Council of the Town of Payson adopted Ordinance No. 888 increasing the Transaction Privilege Tax rate from two and twelve one-hundredth percent (2.12%) to three percent \$3.00%), which was an increase of 0.88%;

WHEREAS, said Ordinance No. 888, Section V provided that the tax increase was to sunset no later than December 31, 2027 unless renewed by the Town Council prior to that date;

WHEREAS, the Town of Payson desires to repeal the Sunset Clause contained in Ordinance No. 888, Section V; and

WHEREAS, it is in the best interest of the Town to preserve the health, safety and general welfare by adopting this Ordinance by emergency clause to effectuate the immediate repeal the Section V of Ordinance No. 888.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Payson, Arizona, as follows:

**Section 1.** The recitals set forth above are hereby incorporated as if fully set forth herein.

**Section 2.** The Town Code is hereby amended by repealing the Sunset Clause in Section V of Ordinance No. 888 adopted by the Town Council on May 4, 2017.

**Section 3.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance, or any part of this amendment to the Tax Code, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

**Section 4.** The immediate operation of the provisions of this Ordinance is necessary for the preservation of the public peace, health, and safety of the Town of Payson, and an emergency is hereby declared to exist. This Ordinance shall be in full force and effect from and after its passage, adoption, and approval by the Common Council of the Town of Payson.

**PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE  
TOWN OF PAYSON, ARIZONA** this \_\_\_\_ day of \_\_\_\_\_, 2023, by the following vote:

AYES \_\_\_\_ NOES \_\_\_\_ ABSTENTIONS \_\_\_\_ ABSENT \_\_\_\_

\_\_\_\_\_  
Christopher Higgins, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Tracie Bailey, Town Clerk

\_\_\_\_\_  
Pierce Coleman, PLLC, Town Attorney

Town Clerk