

ORDINANCE NO. __ - 2017
Series of 2017

AN ORDINANCE OF THE TOWN OF ERIE, COLORADO, AMENDING TITLE 2, "REVENUE AND FINANCE," CHAPTER 11, "SALES AND USE TAX," SECTION 1, "SALES TAX," OF THE ERIE MUNICIPAL CODE; AND, SETTING FORTH DETAILS IN RELATION THERETO.

WHEREAS, The Board of Trustees of the Town of Erie wishes to amend Title 2, "Revenue and Finance," Chapter 11, "Sales and Use Tax," Section 1, "Sales Tax," to provide for an exemption for the sale of any item that benefits a Colorado school or an association or organization of parents and teachers of public school students that is a charitable organization; and,

WHEREAS, it is deemed to be in the best interest of the public health, safety and welfare of the residents of the Town of Erie for the Town of Erie to amend the Erie Municipal Code in such manner.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF ERIE, COLORADO, AS FOLLOWS:

Section 1. Title 2, "Revenue and Finance," Chapter 11, "Sales and Use Tax," Section 1, "Sales Tax," subparagraph G., "Exclusions And Exemptions," of the Erie Municipal Code is hereby amended to add a new sub-part e. addressing an exemption for the sale of any item that benefits a Colorado school or an association or organization of parents and teachers of public school students that is a charitable organization to read as follows:

- e. The sale of any item that benefits a Colorado school pursuant to section 39-26-725(2) C.R.S. or a sale by an association or organization of parents and teachers of public school students that is a charitable organization pursuant to section 39-26-718(1)(c) C.R.S.

Section 2. Severance Clause. If any article, section, paragraph, sentence, clause or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees of the Town of Erie, Colorado hereby declares that it would have passed this Ordinance and each part or parts thereof, irrespective of the fact that any one part or parts may be declared invalid or unconstitutional.

Section 3. Repeal. All other ordinances, or parts of any ordinances or other Code provisions in conflict herewith are hereby repealed. The repeal established herein shall not be construed to revive any ordinance Code provision or part thereof that had been previously repealed by any ordinance which is repealed by this Ordinance.

Section 4. Effective Date. This ordinance shall take effect thirty (30) days after publication following final passage.

**INTRODUCED, PASSED, ADOPTED AND ORDER PUBLISHED IN FULL BY THE
BOARD OF TRUSTEES OF THE TOWN OF ERIE THIS ____ DAY OF
_____, 2017.**

PUBLISHED IN FULL ON THE ____ DAY OF _____, 2017.

TOWN OF ERIE, COLORADO, a Colorado municipal
corporation

By: _____
Tina Harris, Mayor

ATTEST:

By: _____
Nancy J. Parker, Town Clerk