

ORDINANCE NO. 7.19
TOWN OF LARKSPUR, COLORADO

BE IT ORDAINED by the Town Council of the Town of Larkspur, Colorado, as follows:

Section 1. Sales Tax - Nonapplicability. For transactions consummated on or after January 1, 1986, the Town's sales tax shall not apply to the sale of construction and building materials, as the term is used in Section 29-2-109, C.R.S., if such materials are picked up by the purchaser and if the purchaser of such materials presents to the retailer a building permit or other documentation acceptable to the Town evidencing that a local use tax has been paid or is required to be paid.

Section 2. Sales Tax - Credit for Sales or Use Taxes Previously Paid to Another Municipality. For transactions consummated on or after January 1, 1986, the Town's sales tax shall not apply to the sale of tangible personal property at retail or the furnishing of services if the transaction was previously subjected to a sales or use tax lawfully imposed on the purchaser or user by another statutory or home rule municipality equal to or in excess of two per cent (2%). A credit shall be granted against the Town's sales tax with respect to such transaction equal in amount to the lawfully imposed local sales or use tax previously paid by the purchaser or user to the previous statutory or home rule municipality. The amount of the credit shall not exceed two per cent (2%).

Section 3. Severability Clause. It is hereby declared to be the intention of the Town Council that each and every part of this ordinance is severable, and if any term, phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or invalid by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance since the same would have been enacted by the Town Council without the incorporation in this ordinance of any such unconstitutional or

invalid term, phrase, clause, sentence, paragraph or section.

Section 4. Savings Clause. Nothing in this ordinance shall be construed to affect any right, duty, or liability under any ordinances in effect prior to the effective date of this ordinance, and the same shall be continued and concluded under such prior ordinances.

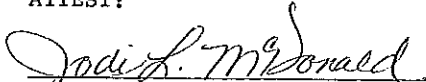
Section 5. Effective Date. This ordinance shall take effect January 1, 1986, and shall apply to transactions consummated on or after said date.

Introduced, read, passed and approved by a vote of 7 for and 0 against and ordered published this 4th day of December, 1985.



Mayor

ATTEST:



Town Clerk