

TOWN OF LARKSPUR, COLORADO

ORDINANCE NO. 7. 75

AN ORDINANCE ALLOWING THE TOWN TAX OFFICIAL TO COLLECT A DEPOSIT PRIOR TO ISSUING A SALES/USE TAX LICENSE AND AMENDING ORDINANCE NO. 7.52 OF THE TOWN OF LARKSPUR, COLORADO

(THIS ORDINANCE HEREBY AMENDS SECTION XX (2) OF ORDINANCE NO. 7.52 PASSED THE 12TH DAY OF FEBRUARY, 1992)

WHEREAS, Ordinance 7.52 of the Town of Larkspur, Colorado provides generally for sales and use tax to be imposed, collected and paid to the Town; and

WHEREAS, Section XX (2) of Ordinance 7.52 states that no fee shall be required before any license will be issued by the Town Tax Official provided that all sales and use taxes owing to the Town have been paid; and

WHEREAS, the Town Council has determined that it is in the best interests of the welfare of the citizens of the Town to allow the Town Tax Official the discretion to collect a refundable deposit prior to issuing a sales/use tax license under certain circumstances more fully described below.

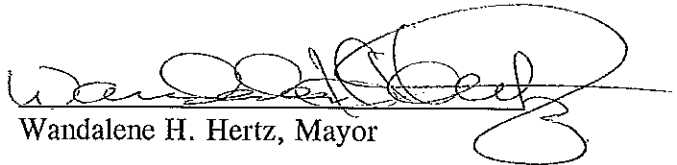
NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Larkspur, Colorado as follows:

Section 1: That Section XX (2) is amended to read as follows:

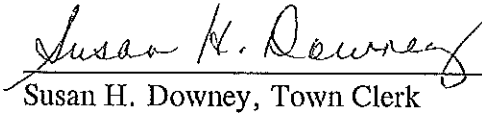
No fee shall be required before any license will be issued by the Town Tax Official, provided that a General Business License or Transient Merchant License has been issued to the applicant, if one is required by applicable Town Ordinances, and further provided that all sales and use taxes owing to the Town have been paid. *Nothing in this subsection shall be construed as prohibiting the Town Tax Official from collecting a refundable deposit from an applicant who has previously failed to make timely payments of taxes collected, has an outstanding tax balance owing to the Town, or otherwise appears unlikely to make timely payment of taxes as required by Town Ordinances. The collection of such deposit shall be within the discretion of the Town Tax Official and the amount of such deposit shall bear a reasonable relationship to the anticipated amount of taxes the applicant would collect for the duration of the license. Any deposit collected shall be refunded to the license holder at the expiration of the license upon the Town Tax Official's determination that all taxes owing to the Town have been paid.*

Section 2: This ordinance shall take effect five (5) days after final passage pursuant to the provisions of Section 3.20 of the Town Charter.

Introduced as an Ordinance at a Regular Meeting of the Town Council of the Town of Larkspur, Colorado, on the 15th day of April, 1999, and passed by a vote of six (6) for, zero (0) against and zero (0) abstention(s).


Wandalene H. Hertz, Mayor

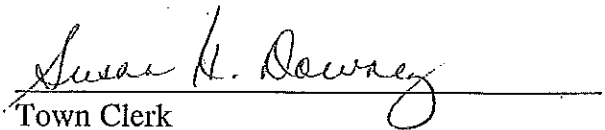
ATTEST


Susan H. Downey, Town Clerk



CERTIFICATE OF POSTING

I hereby certify that Ordinance No. 7.75 was posted on the bulletin board at the Town Hall for the Town of Larkspur from April 20, 1999 until April 28, 1999.


Town Clerk