

ORDINANCE NO. 3791

AN ORDINANCE AMENDING SECTION 4, SECTION 10, SECTION 14 AND REPEALING SECTION 9 OF ORDINANCE NO. 3731 AS AMENDED BY ORDINANCE NO. 3769, ALL PERTAINING TO OFFSTREET PARKING BUSINESS LICENSE AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: That Section 4 of Ordinance No. 3731 is hereby amended to read as follows:

"Section 4: Tax to be Paid. No person, for himself or for his agent or employee or another, shall do or transact business in or as a part of a business activity situated within an offstreet parking district unless the annual tax for the operation of such business at said premises has been paid as required in this ordinance."

Section 2: That Section 9 of Ordinance No. 3731 as amended by Ordinance No. 3769 City of Albany Ordinance is hereby repealed.

Section 3: That Section 10(a) of Ordinance No. 3731 as amended by Ordinance No. 3769 is hereby amended to read as follows:

"Section 10: Schedule and Credit.

(a) The annual tax for any business which is subject to Sections 1 and 11 shall be based upon the number of persons, whether as owners, managers, or employees, who are working with or for the business on a full-time, part-time or seasonal basis within the district, shall be computed in accordance with the following schedule.

<u>Number of Persons Employed</u>	<u>Annual Rate</u>
1 person	\$ 25.00
2 to 3 persons, inclusive	50.00
4 to 6 persons, inclusive	100.00
7 to 10 persons, inclusive	150.00
11 to 15 persons, inclusive	200.00
16 persons or more	250.00

The annual rate as above established shall be adjusted on a pro rata basis so that the total annual license fees to be realized from the imposition of the annual tax upon businesses within the offstreet parking district shall total \$15,000. That the annual rate shall be adjusted on the first day of July of each year based upon the previous years applications for license so that the adjusted total fee collected will be not less than \$15,000.

Section 4: That Section 14 of Ordinance No. 3731 as amended by Ordinance No. 3769 is hereby amended to read as follows:

"Section 14: Proceeds of Tax. All money received under Sections 1 through 13 shall be for capital improvement and investment in and for the operation and maintenance of offstreet parking facilities in the assessment district in which the taxpaying business are situated and for payment of offstreet parking bonds and establishment of offstreet parking lots."

Section 5: Emergency Clause. Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health and safety of the citizens of the City of Albany, Oregon, an emergency is hereby declared to exist and this ordinance shall be in full force and effect immediately upon passing by the council and approval by the Mayor.

PASSED BY THE COUNCIL: July 10, 1974

APPROVED BY THE MAYOR: July 10, 1974

EFFECTIVE DATE: July 10, 1974

*Platt A. Davis*  
/s/ Platt A. Davis  
\_\_\_\_\_  
Mayor

ATTEST:  
*Ernest W. Isham*  
/s/ Ernest W. Isham  
\_\_\_\_\_  
City Recorder