ORDINANCE #67195
Board Bill No. 157

An ordinance relating to parks; imposing, under and by the authority of Sections 644.032 and 644.033 RSMo., subject to the approval of the voters, a sales tax of one-eighth of one per cent (1/8%) on all retail sales made in the City of St. Louis which are subject to taxation under the provisions of Sections 144.010 to 144.525 RSMo., for the purpose of providing funding for local parks, and specifically, funding for the construction and maintenance of new and existing recreation centers and recreation programs in parks, including but not limited to programs for children and seniors, in addition to any and all other sales taxes allowed by law; submitting to the qualified voters of the City of St. Louis a proposal to authorize the imposition of such tax; providing for an election and the manner of voting thereat; providing that if such question shall receive the votes of a majority of the voters voting thereon that such tax shall be authorized and in effect as provided in Sections 644.032 and 644.033 RSMo.; providing that the tax imposed pursuant to the provisions of this ordinance shall be a tax on all retail sales made in the City of St. Louis which are subject to taxation under the provisions of Sections 144.010 to 144.525 RSMo.; and containing a severability clause and an emergency clause.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. Under and by the authority of Sections 644.032 and 644.033, there is hereby imposed, subject, however, to the approval of the qualified voters as hereinafter provided, a sales tax of one-eighth of one percent (1/8%) on all retail sales made in the City of St. Louis for the purpose of funding local parks, and specifically, funding for new recreation facilities in parks, repairs and/or improvements to existing recreation facilities in parks, and recreation programs in recreation facilities in parks, in addition to any and all other sales tax allowed by law.

SECTION TWO. The following question is hereby submitted to the qualified voters of the City of St. Louis and shall be voted upon at an election to be held as hereinafter provided. The question shall read substantially in words and figures as follows:

PROPOSITION P

Shall the municipality of the City of St. Louis impose a sales tax of one-eighth of one percent (1/8%) for the purpose of providing funding for local parks for the municipality and specifically, funding for the construction and maintenance of new and existing recreation centers and recreation programs in parks, including but not limited to programs for children and seniors?

YES [ ] NO [ ]

If you are in favor of the question, place an X in the box opposite YES. If you are opposed to the question, place an X in the box opposite NO.

SECTION THREE. The foregoing question shall be submitted to the qualified voters at an election called and to be held on November 7, 2006, and if the question shall receive in its favor the votes of a majority of the voters voting thereon, the tax shall be authorized and shall become effective as provided in Sections 644.032 and 644.033 RSMo. The qualified voters may, at such election, vote a ballot in substantially the following form:

PROPOSITION P

Shall the municipality of the City of St. Louis impose a sales tax of one-eighth of one percent (1/8%) for the purpose of providing funding for local parks for the municipality and specifically, funding for the construction and maintenance of new and existing recreation centers and recreation programs in parks, including but not limited to programs for children and seniors?

YES [ ] NO [ ]

If you are in favor of the question, place an X in the box opposite YES. If you are opposed to the question, place an X in the box opposite NO.

SECTION FOUR. The Board of Election Commissioners of the City of St. Louis shall provide notice of such election pursuant to Section 115.127 RSMo., shall provide the ballots or voting machines, or both, and conduct the election and shall ascertain the results thereof, all according to the laws regulating such elections. Upon approval of this ordinance, it shall be published once

in the City Journal. Proof of publication of this ordinance shall be made by affidavit of the City Register and such affidavit shall be filed in the office of the City Register and a copy of said publication shall be attached thereto.

SECTION FIVE. The provisions of Sections 644.032 and 644.033 RSMo., 2005 are adopted and incorporated herein by this reference as if fully set forth.

SECTION SIX. The tax imposed pursuant to the provisions of this ordinance shall be a tax on all retail sales made in the City of St. Louis which are subject to taxation under the provisions of Sections 144.010 to 144.525 RSMo.

SECTION SEVEN. All revenue returned to the City of St. Louis from the tax authorized by this ordinance pursuant to Sections 644.032 and 644.033 RSMo., shall be deposited in a special trust fund, hereby created, to be known as the Local Park Fund. All expenditures from the Local Park Fund shall be made pursuant to appropriation.

SECTION EIGHT. If any provision of this ordinance shall be held invalid, the remainder of this ordinance, to the extent severable therefrom, shall not thereby be invalidated.

SECTION NINE. This being an ordinance providing for the submission of a question to the voters, it is hereby declared to be an emergency ordinance as provided by Article IV, Section 20 of the Charter of the City of St. Louis, and shall be effective immediately upon approval by the Mayor or its approval over his or her veto.

Approved: August 1, 2006