

253284

INCLUDES PROPOSED REVISIONS FOR SECOND READING

STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)

ORDINANCE NO. 7-97

FILED
HORRY COUNTY

R.M.S.

97 FEB 21 5AM 9:52

WHEREAS, the Horry County Council, in meeting duly assembled, enacted Ordinance No. 105-96 on October 15, 1996; and

WHEREAS, County Council deems it appropriate to clarify certain portions of that ordinance and

WHEREAS, County Council now desires to amend said ordinance in order to provide authority to use the funds collected pursuant to the ordinance for the purpose of matching state and/or federal funds as may be determined by the Horry County Council to be appropriated.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that the Horry County Council, in meeting duly assembled, does hereby amend Ordinance No. 105-96 as follows:

SECTION 1.

Section 1. (A)(2) of Ordinance Number 105-96 shall be amended by the deletion of the language contained therein and by the substitution of the following language therefor:

Those paid admissions to places of amusement within the County to which the admissions tax imposed by the State of South Carolina pursuant to Section 12-21-2420, et seq. of the South Carolina Code, applies; and

SECTION 2.

Section 1.(A)(3) of Ordinance Number 105-96 shall be amended by the deletion of the language contained therein and by the substitution of the following language therefor:

The gross proceeds derived from the sale of prepared food and beverages sold for immediate consumption either on or off premises; or maintain licenses for the on-premise consumption of alcohol, beer or wine.

SECTION 3.

Section 1. (A)(3)(G) "Disposition of Hospitality" of Ordinance Number 105-96 shall be further amended by the deletion of the language contained therein and by the substitution of the following language therefor:

Disposition of the Hospitality Fee. All revenues collected from the hospitality fee shall be deposited in two separate funds. The funds derived from the one and one-half percent fee shall be deposited into a Road Special Revenue Fund which will be used to implement a comprehensive road plan adopted by the County in concert with the municipalities of the County. The money in this Fund shall be held in escrow until the said comprehensive road plan is finalized and adopted. Interest generated by this Fund shall accrue to the Fund. The funds derived from the one percent fee shall be deposited in a separate Special Revenue Fund of the County to offset the cost of providing public safety and public works services and infrastructure directly impacted by tourism. In the case of either fund, the costs of collecting the monies may be reimbursed by the Fund monies, up to a maximum of one percent (1%).

EXEMPT

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SECTION 4.

Section 1.(A)(3)(H) "Sunset" of Ordinance Number 105-96 shall be further amended by the deletion of the language contained therein and by the substitution of the following language therefor:

Sunset. The imposition of the one and one-half (1.5%) percent hospitality fee for infrastructure will terminate (a) on 8/1/97 if an appropriate agreement or legislation is not in place from the State of South Carolina to provide their share of the short term funding plan outlined by RIDE or (b) twenty years from the effective date of this ordinance. Should the one and one-half (1.5%) percent hospitality fee be terminated on 8/1/97, all funds collected will be placed in the one percent (1%) Special Revenue Fund of the County and used for services directly impacted by the tourism industry (see G above).

SECTION 5. SEVERABILITY

If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected thereby.

SECTION 6. CONFLICTING ORDINANCES REPEALED

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 7. EFFECTIVE DATE.

This ordinance shall be effective upon its third reading

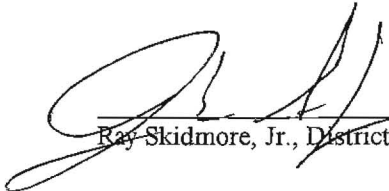
FIRST READING: 1-7-97 as amended
SECOND READING: 1-21-97
THIRD READING: 2-4-97


ATTEST:

Rosella H. Carroll
Rosella H. Carroll, Clerk to Council

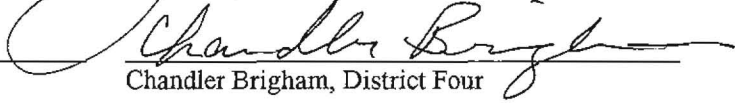
HORRY COUNTY COUNCIL

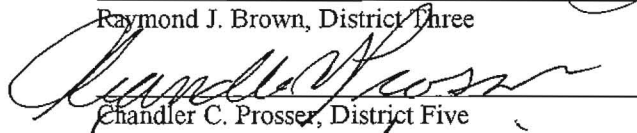
A. Joseph McNutt, Jr., Chairman


Ray Skidmore, Jr., District One


John Kost, District Two

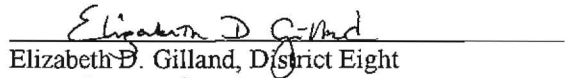
Raymond J. Brown, District Three


Chandler Brigham, District Four

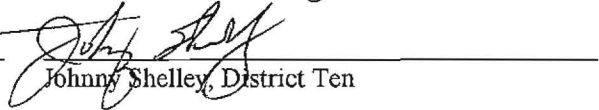

Chandler C. Prosser, District Five

Terry Chambers, District Six


James R. Frazier, District Seven


Elizabeth D. Gilland, District Eight


Ulysses Dewitt, District Nine


Johnny Shelley, District Ten

Janice G. Jordan, District Eleven

ATTEST:


Rosella H. Carroll, Clerk to Council

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