

AN ORDINANCE AMENDING AND RE-ENACTING CHAPTER 45 OF THE  
ORDINANCES OF THE TOWN OF LUMBERPORT ESTABLISHING AND INCREASING  
THE POLICE TAX TO \$10.00 PER MONTH

WHEREAS, the Town of Lumberport's police tax is assessed at the amount of \$8.00 per month; and

WHEREAS, the Council of the Town of Lumberport has determined that current fiscal requirements necessitate an increase of the police tax by an additional \$2.00 per month, to a total of \$10.00 per month.

NOW, THEREFORE, BE IT ORDAINED by the Town of Lumberport as follows:

CHAPTER 45

SECTION I: DEFINITIONS

The following definitions shall be used to interpret this ordinance:

PERSON: Shall mean an individual, corporation, partnership, association or any undefined owner or occupant within the Town of Lumberport, which at any time may require the use of the police department.

UNIT: Shall mean any dwelling, rooms, apartment, service station, store, garage, school, rest home, beauty shop, pool room, restaurant, fraternal organization, lodge, service organization or any other undefined structure owned or occupied by any person within the Town of Lumberport which may require the use of the police department.

SECTION II: FEES

A mandatory police tax of \$10.00 per month shall be charged each person for each unit, as defined in Section I, within the said Town of Lumberport, for the maintenance of said police department. Such charge to be paid by the occupants or persons occupying each such unit, or if unoccupied, then the charge to be paid by the titled owner of such unit. The monthly police tax collected by the Town shall be apportioned by Council for use by or for the benefit of the Police Department.

SECTION III: MODE OF COLLECTION

The monthly charge shall be posted upon each garbage card sent to customers within the said Town and be paid at the same time as the garbage bill.

SECTION IV: PENALTIES

Anyone refusing to pay said fee, or otherwise violating any of the provisions of this ordinance, shall upon conviction be fined not less than \$1.00 or more than \$5.00, and for a second or subsequent offense shall be fined not less than \$5.00 or more than \$10.00.

SECTION V: SEPARABILITY

If any section, subsection, sentence, clauses, phrases or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed as separate and independent provisions and such holding shall not effect the validity of the remaining portion hereof.

SECTION VI: ORDINANCES REPEALED

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

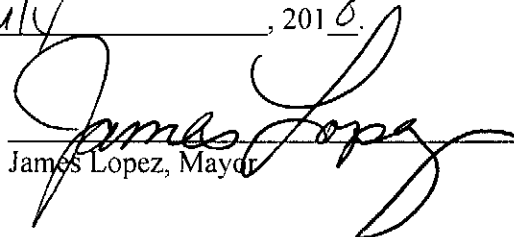
SECTION VII: EFFECTIVE DATE

THIS Ordinance shall take effect Ninety (90) days after final reading.


Passed on 1<sup>st</sup> Reading on this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

Public Hearing held on this 26<sup>th</sup> day of July, 2010.

Passed on 2<sup>nd</sup> Reading on this 26<sup>th</sup> day of July, 2010.

  
James Lopez, Mayor

Attest:

  
Norma J. Edwards, Town Clerk