

**ORDINANCE NO. 2020-O-37**

**AN ORDINANCE OF THE CITY OF STEPHENVILLE, TEXAS, AMENDING ARTICLE II. – HOTEL OCCUPANCY TAX OF THE CODE OF ORDINANCE OF THE CITY OF STEPHENVILLE; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Ordinance No. 2020-O-04 of the City of Stephenville, Texas, adopted on the 4<sup>th</sup> day of February, 2020, a Special Election was duly held on the 4<sup>th</sup> day of November 2020, for the purpose of submitting to the qualified voters of the City of Stephenville a ballot measure to authorize the collection of an additional 2% Hotel Occupancy Tax for the purpose of funding a “Sports Venue Project” as defined in Chapter 334, Texas Local Government Code; and

**WHEREAS**, on November 3, 2020 a Special Election was held, with its results being duly canvassed and declared by Ordinance No. 2020-O-17 and adopted on November 10, 2020, that authorized the City Council of the City of Stephenville to collection an additional two percent Hotel Occupancy Tax for the purpose of funding a “Sports Venue Project” as defined in Chapter 334 of the Texas Local Government Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STEPHENVILLE, TEXAS:**

**SECTION 1.**

Section 36.16 is hereby amended to read as follows:

“Sec. 36.16. - Tax levied; rate; exception.

(A) Every person owning, operating, managing or controlling any hotel shall collect a tax on the cost of occupancy of any room or space furnished by any hotel where such cost of occupancy is at the rate of \$2.00 or more per day, such tax to be equal to seven percent (7%) of the consideration paid by the occupant of such room to such hotel, exclusive of other occupancy taxes imposed by other governmental agencies.

Every person owning, operating, managing or controlling any hotel shall also collect an additional tax to be equal to two percent (2%) of the consideration paid by the occupant of such room to such hotel, exclusive of other occupancy taxes imposed by other governmental agencies. This tax shall be designated as a “Sports Venue Tax.”

**SECTION 2.**

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

**SECTION 3.**

This ordinance shall become effective January 1, 2021.

**PASSED and APPROVED** this the 10<sup>th</sup> day of November, 2020.

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Doug Svien, Mayor

ATTEST:

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Staci L. King, City Secretary

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Reviewed by Allen L. Barnes,  
City Manager

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Approved as to form and legality by  
Randy Thomas, City Attorney