

**STATE OF ILLINOIS - COUNTY OF BOND
CITY OF GREENVILLE**

ORDINANCE NO. 3249

**AN ORDINANCE AMENDING HOTEL TAX IN THE CITY
CODE, BY THE CITY OF GREENVILLE, BOND
COUNTY, ILLINOIS**

**ADOPTED BY THE
CITY COUNCIL
OF
THE CITY OF GREENVILLE**

THIS 17th DAY OF AUGUST, 2021

**Published in pamphlet form by authority of the City Council of the City of Greenville,
Bond County, Illinois, this 18th day of August, 2021.**

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CITY OF GREENVILLE
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GREENVILLE, BOND COUNTY, ILLINOIS

WHEREAS, Chapter 5, Section 8-3-14 of the Illinois Revised Statutes authorizes and permits the corporate authority of municipalities to impose a tax upon all persons engaged in the City of Greenville in the business of renting, leasing or letting rooms in a hotel as defined by the State of Illinois; and

WHEREAS, the City of Greenville previously adopted Ordinance 2212 on February 13, 1990 and subsequent Ordinance 2631 adopted December 9, 2003; and

WHEREAS, some language was repealed from the original ordinance that would be in the best interests of the City of Greenville to reestablish.

NOW, THEREFORE, LET IT BE RESOLVED by the Mayor and the City Council of the City of Greenville, Bond County, Illinois, as follows:

SECTION 1:

1. Definitions

The terms "hotel" (which includes a motel), "operator", "occupancy", "room" or "rooms", "permanent resident", "rent" or "rental", "department" and "person" are hereby defined and shall have the meanings provided in Section 481b.32 of Chapter 120 of the Illinois Revised Statutes as that section may be in force from time to time.

The term "City" shall mean and refer to the City of Greenville, an Illinois municipal corporation.

The term "City Clerk" shall mean and refer to the City Clerk/Finance Director of the City of Greenville, Illinois.

The term "return" shall mean any return filed or required to be filed as provided in this ordinance.

The term "permanent resident" shall mean a person who rents a hotel or motel room in the same establishment for more than 30 consecutive days or to a person who works and lives in the same hotel or motel.

2. Tax

There is hereby levied and imposed a tax of five percent (5%) of the gross rental receipts from the renting, leasing or letting a hotel or motel room within the City for each 24-hour period or any portion thereof for which a daily room

charge is made; provided, however, that a tax shall not be levied or imposed upon any person who shall be a permanent resident.

The tax herein levied and imposed shall be paid in addition to any and all other taxes and charges. It shall be the duty of the operator to pay the amount of the tax to the City of Greenville under procedures provided.

3. Records to be Kept

Each operator shall keep records of every occupancy and of all rent paid, charged or due thereon and of the tax payable thereon in such form as may be required by regulation prescribed by the City Clerk or as otherwise provided in this ordinance. Such records shall be available for inspection and examination for any proper purpose at any reasonable time upon demand by the City Clerk or a duly authorized agent or employee of the City and shall be preserved for a period of three years unless the City Clerk shall prescribe a shorter period of time.

4. Returns

Every operator shall file monthly with the City Clerk a return of occupancy and of rents and of the taxes payable thereon on forms prescribed by the City Clerk and consistent with the returns required under "The Hotel Operators' Occupational Tax Act". The return shall be due on or before the 30th day of the calendar month succeeding the end of the month filing period. A separate return shall be filed for each place of business within the City regardless of ownership.

If for any reason any tax is not paid when due, a penalty rate of one percent (1%) per 30-day period or portion thereof from the date of delinquency shall be added and collected.

5. Collection

Whenever any person shall fail to pay any tax due hereunder or penalty, the City Clerk shall bring or cause to be brought in the name of the City an action to enforce payment of the tax in any court of competent jurisdiction, together with the costs of such collection.

6. Proceeds

All proceeds resulting from the imposition of the tax hereunder, including penalties, shall be paid into the treasury of the City and shall be credited to and deposited in the corporate funds of the City. All such proceeds shall be separately accounted for by the City Clerk.

7. Use of Funds

All taxes and penalties received by the City hereunder shall be expended by the City solely to promote tourism, conventions and other special events within the City and otherwise attract nonresidents to visit the City.

8. Violation

Any person violating the provisions of this ordinance, in addition to any and all penalties provided herein, shall, upon conviction thereof, be fined not less than \$100.00 nor more than \$500.00 and a separate offense shall be deemed to have committed upon each day in which such violation occurs or continues.


SECTION 2-REPEAL: All prior Ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 3-SAVINGS PROVISIONS: In the event any section, subsection, sentence or phrase of this Ordinance should be declared invalid, all other provisions hereof shall not be affected by such invalidity and shall remain in full force and effect.

SECTION 4-EFFECTIVE DATE: That this Ordinance shall remain in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Adopted this 17th day of August, 2021, at a regular meeting of the Mayor and City Council with a quorum present upon a vote of the Board as follows:

Bill Carpenter:	<u>Absent</u>
Iván Estévez:	<u>Aye</u>
Kyle Littlefield:	<u>Aye</u>
Lisa Stephens:	<u>Aye</u>
George Barber:	<u>Aye</u>


George Barber, Mayor

ATTEST: Sue Ann Nelson
Sue Ann Nelson, City Clerk

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CERTIFICATE

I, Sue Ann Nelson, certify that I am the duly appointed and acting City Clerk of the City of Greenville, Bond County, Illinois.

I further certify that on August 17, 2021, the Corporate Authorities of such municipality passed and approved Ordinance No. 3249 entitled:

**“AN ORDINANCE AMENDING HOTEL TAX IN THE CITY CODE, BY THE CITY OF
GREENVILLE, BOND COUNTY, ILLINOIS”**

Dated at Greenville, Illinois, this 18th day of August, 2021.

{SEAL}

Sue Ann Nelson

Sue Ann Nelson, City Clerk