



County of Lackawanna

Lackawanna County
Administration Building
200 Adams Avenue
Scranton, Pennsylvania
18503

Certified Copy

Ordinance: 12-0106

File Number: 12-0106

Ordinance #218

Second Reading

Amending the Hotel Tax Ordinance

Ordinance #218

First Reading: June 13, 2012

Second Reading: June 27, 2012

ORDINANCE #218

BOARD OF COMMISSIONERS
OF THE
COUNTY OF LACKAWANNA, PENNSYLVANIA

AN ORDINANCE AMENDING ORDINANCE NO. 110 OF 1997, TO AMEND THE DEFINITION OF "PERMANENT RESIDENT" AND "TRANSIENT" THEREUNDER

WHEREAS, Lackawanna County is a Third Class County existing pursuant to the Laws of the Commonwealth of Pennsylvania; and

WHEREAS, the Lackawanna County Board of Commissioners did enact a Tax on hotel transactions to transient's in Lackawanna County by Ordinance No. 110 of 1997; and

WHEREAS, the Board of Commissioners believes it to be in the best interests of the Residents of Lackawanna, and to promote the health, safety and general welfare of the taxpayers of Lackawanna County to amend the definition of "Permanent Resident" and "Transient" under Ordinance No. 110 of 1997.

NOW THEREFORE, the Board of Commissioners of the County of Lackawanna hereby ordains as follows:

1. Section A (8) of Ordinance No. 110 of 1997 shall be amended to read:

8." PERMANENT RESIDENT" - A person who occupies a room or rooms in a hotel as a patron, or otherwise, for a period exceeding thirty (30) consecutive days. For the purposes of this Ordinance, said patron shall not be considered a Permanent Resident until their thirty-first (31st) day of occupancy, and shall be subject to the tax herein imposed for days one (1) through thirty (30).

2. Section A (12) of Ordinance No. 110 of 1997 shall be amended to read:

12. "TRANSIENT" - A person who obtains accommodation in a hotel by means of registering at the facility for the temporary occupancy of a room for the personal use of the individual by paying a fee to the operator. A patron who engages a room for a period in excess of thirty (30) consecutive days, shall be considered a Transient and subject to the tax herein imposed until their thirty-first (31st) consecutive day of occupancy.

3. The remaining provisions of Ordinance No. 110 of 1997 shall remain in effect.

4. The provisions of this Ordinance are severable. If any section, clause, sentence, part or provision of this Ordinance shall be determined to be illegal or invalid by any court or competent jurisdiction, such decision shall not impair or affect the remaining terms, sections and clauses of this Ordinance.

5. This ordinance shall be in full force and effect ten (10) days after publication as required by law.

ADOPTED at a regular meeting of the Board of Commissioners of Lackawanna County held on June 27, 2012.

COUNTY OF LACKAWANNA


JIM WANSACZ

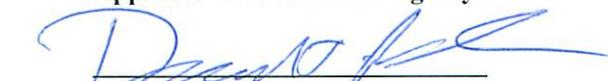

COREY D. O'BRIEN


PATRICK M. O'MALLEY

ATTEST:


MARIA ELKINS
CHIEF OF STAFF

Approved as to form and legality:


DONALD J. FREDERICKSON, ESQUIRE
COUNTY SOLICITOR