

1 Ordinance No. 2021-002

2
3 AN ORDINANCE AMENDING PROVIDENCE CITY CODE 3-2A-3 TAX LEVIED INCREASING THE
4 MUNICIPAL ENERGY TAX ON EVERY SALE OR USE OF TAXABLE ENERGY MADE WITHIN THE CITY FROM 5%
5 TO 6%; AND 3-2B-3 TAX LEVIED INCREASING THE MUNICIPAL ENERGY TAX ON EVERY SALE OR USE OF
6 TAXABLE ENERGY MADE WITHIN THE CITY FROM 4% TO 6%.

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8 WHEREAS, UCA § 10-3-701 states, “except as otherwise specifically provided, the governing
9 body of each municipality shall exercise its legislative power through ordinances.” and

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11 WHEREAS, UCA § 10-1-305 allows a municipality to impose a tax on every sale or use of taxable
12 energy made within a municipality at a rate determined by the municipality that is up to 6% of
13 the delivered value of the taxable energy; and

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15 WHEREAS, Providence City Code Title 3-2A and Title 3-2B Municipal Energy Sales and Use Tax
16 allows the city to collect a municipal energy sales and use tax, pursuant to and in conformance
17 with UCA § 10-1-3 Municipal Energy Sales and Use Tax Act; and

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19 WHEREAS, the Providence City Council finds that the following proposed amendments are in the best
20 interest of the residents of Providence City as they align with the current Utah Code:

- 21 • **3-2A-3 Tax Levied** There is hereby levied, subject to the provisions of this Article, a tax on every
22 sale or use of taxable energy made within the City equaling ~~five percent (5%)~~ **six percent (6%)** of
23 the delivered value of the taxable energy to the consumer. This tax shall be known as the
24 municipal energy sales and use tax.
25 • **3-2B-3 Tax Levied** There is hereby levied, subject to the provisions of this Article, a tax on every
26 sale or use of taxable energy made within the City equaling ~~four percent (4%)~~ **six percent (6%)** of
27 the delivered value of the taxable energy to the consumer. This tax shall be known as the
28 municipal energy sales and use tax.

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30 THEREFORE be it ordained by the Providence City Council

- 31 • The proposed code amendments shall be approved and amended as redlined above;
32 and
33 • The six percent (6%) rate shall become effective July 1, 2021.
34 • This ordinance shall become effective immediately upon passage and posting or 30 days
35 after final passage, whichever is closer to the date of final passage.

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37 Passed by vote of the Providence City Council this 28th day of January 2021.

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39 Council Vote:


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Eck, Kristina	(X) Yes	() No	() Excused	() Abstained	() Absent
Kirk, Carrie	(X) Yes	() No	() Excused	() Abstained	() Absent
Paulsen, Joshua	(X) Yes	() No	() Excused	() Abstained	() Absent
Sealy, Jeanell	(X) Yes	() No	() Excused	() Abstained	() Absent
Speth, Brent	(X) Yes	() No	() Excused	() Abstained	() Absent

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46 Signed by Mayor John Drew this 3rd day of February 2021.

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48 Providence City

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John Drew, Mayor

Attest:



Skarfet Bankhead, Recorder

