

ORDINANCE NO. 01-13

**ORDINANCE OF THE COUNTY OF BERKS AMENDING AND
MODIFYING ORDINANCE NO. 1-97, (IMPOSITION OF THE BERKS
COUNTY HOTEL ROOM RENTAL TAX)**

WHEREAS, on January 16, 1997, the Berks County Board of Commissioners (hereafter "Commissioners"), pursuant to the Third Class County Convention Center Authority Act (the "Act"), enacted Ordinance No. 1-97 (hereafter "the Ordinance") imposing an excise tax (hereafter "Hotel Tax") on the consideration received by each Operator of a Hotel within the Market area (as those terms are defined in the Ordinance) of the Berks County Convention Center (hereafter "Convention Center"), now known as the Sovereign Center, situate at 7th and Penn Streets, City of Reading, Berks County, Pennsylvania.

WHEREAS, in accordance with the Ordinance, the County of Berks (hereafter "County") currently imposes and collects a Hotel Tax on the consideration received by each operator of a Hotel in the City of Reading and within a fifteen (15) mile radius from the Convention Center site; and

WHEREAS, the Commissioners are desirous of amending the Ordinance in accordance with the Act, as amended, to expand the Hotel Tax from the fifteen (15) mile radius to include all Hotels located within the County of Berks as well as to provide for an administrative fee pursuant to the Act to be retained by the County to defray the costs of collecting the Hotel Tax.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of County Commissioners of the County of Berks, Pennsylvania, that the Ordinance is amended and modified as follows:

A. Definitions

6. "Market Area". The City of Reading, Berks County, Pennsylvania and all additional area comprising the totality of the County.

C. Deposit and Distribution of Tax Revenues

2. Nineteen percent (19%) of all revenues received from the Hotel Room Rental Tax imposed pursuant to Subsection B shall be deposited in the Tourist Promotion Agency Fund, established pursuant to Subsection (1), for the use of the designated tourist promotion agency within thirty (30) days of collection of the Hotel Room Rental Tax

3. Seventy-nine percent (79%) of revenues received from the Hotel Room Rental Tax imposed pursuant to Section B shall be deposited in the Convention Center Authority Fund, established pursuant to Subsection (1), for the use of the Authority for Convention Center purposes within thirty (30) days of the collection of these funds.

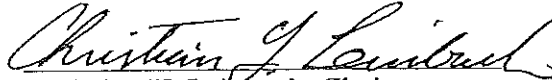
4. Two percent (2%) of the revenues received from the Hotel Room Rental Tax in a given tax year or forty thousand dollars (\$40,000.00) as adjusted for inflation pursuant to the Act, whichever is less, shall be deposited in a County account designated by the Treasurer to defray the costs of collecting said tax.


This Amended Ordinance shall become effective on October 1, 2013.

All remaining terms, conditions, and provisions of the Ordinance not modified herein shall remain in full force and effect.

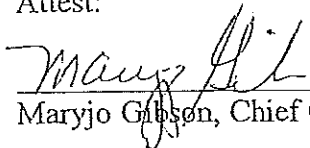
ENACTED AND ORDAINED by the Board of County Commissioners of the County of Berks, Pennsylvania, this 27th day of June, 2013.

COUNTY OF BERKS


Christian Y. Lembach, Chair


Kevin S. Barnhardt, Commissioner

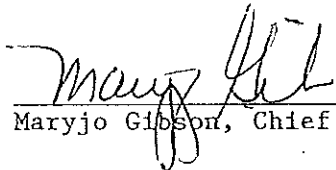
Attest:


Maryjo Gibson, Chief Clerk

VOTED NO
Mark C. Scott, Commissioner

CERTIFICATION OF CHIEF CLERK

The undersigned, Chief Clerk of the County of Berks, Pennsylvania (the "County"), hereby certifies that the foregoing is a true and correct copy of the Ordinance which was enacted by a majority vote of the Board of Commissioners of the County, at a meeting thereof held after due public notice as required by law, on June 27, 2013.

By: 
Maryjo Gibson, Chief Clerk

(Seal)