

ORDINANCE NO. 31-12

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Paul Gresham ON THE 28<sup>th</sup> DAY OF January, 2013.

AN ORDINANCE AMENDING SECTION 870.01 DEFINITIONS FOR HOTEL-MOTEL TAX OF THE CENTERVILLE MUNICIPAL CODE.

WHEREAS, the City of Centerville has previously enacted Chapter 870 Hotel-Motel Tax for properties in Greene County; and

WHEREAS, revenue from a hotel-motel tax will provide revenue for the general fund with which meets the needs of the City; and

WHEREAS, the Council of the City of Centerville, Ohio finds it in the best interests of the City to have such a tax for properties located in the City;

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. That the following amendment to Section 870.01 of the Centerville Municipal Code is hereby enacted as follows with new language to be added in *italics* and text to be deleted in ~~strikeout~~ as provided in Section 5.02 of the Centerville Charter:

**§ 870.01 DEFINITIONS.**


As used in this chapter, the following words shall have the meaning ascribed to them in this section, except if the context clearly indicates or requires a different meaning:

- (a) "Director of Finance" means the Director of Finance of the City of Centerville, Ohio.
- (b) "Hotel" or "Motel" means every Greene County *or Montgomery County* establishment kept, used, maintained, advertised or held out to the public to be a place where sleeping accommodations are offered for a consideration to guests, in which five or more rooms are used for the accommodation of such guests, whether such rooms are in one or several structures.

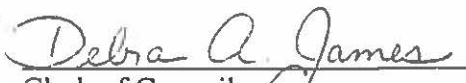
- (c) "Occupancy" means the use or possession or the right to use or possession of any room or rooms or space or portion thereof in any hotel or motel for dwelling, lodging or sleeping purposes. The use or possession or right to use or possess any room or any suite of connecting rooms as office space, banquet or private dining rooms, or exhibit, sample or display space shall not be considered occupancy within the meaning of this definition unless the person exercising occupancy uses or possesses, or has the right to use or possess all or any portion of such room or suite of rooms for dwelling, lodging or sleeping purposes.
- (d) "Person" means any individual, firm, partnership, joint venture, association, social club, fraternal organization, joint stock company, corporation, estate, trust, business trust, receiver, trustee, syndicate, or any other group or combination acting as a unit.
- (e) "Rent" means the consideration received for occupancy valued in money, whether received in money or otherwise, including all receipts, cash, credits, and property or services of any kind or nature, and also any amount for which the occupancy is liable for the occupancy without any deduction therefore whatsoever.
- (f) "Transient Guests" mean persons occupying a room or rooms for sleeping accommodations for less than 30 consecutive days.

Section 2. This ordinance shall be effective from and after the earliest date allowed by law.

PASSED THIS 28<sup>th</sup> day of January, 2013.

  
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Mayor of the City of  
Centerville, Ohio

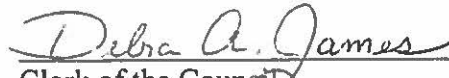
ATTEST:

  
\_\_\_\_\_  
Clerk of Council  
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No.

31-12, passed by the Council of the City of Centerville, Ohio  
on the 28<sup>th</sup> day of January, 2013.

  
Clerk of the Council

Approved as to form, consistency with the  
Charter and Constitutional Provisions.  
Department of Law  
Scott A. Liberman  
Municipal Attorney