

**Town of Baileys Harbor**

**ORDINANCE NO. 2007-03**

**Ordinance Amending Overnight Lodging Tax**

The Town of Baileys Harbor, Door County, Wisconsin, by its Board of Supervisors, does hereby amend Ordinance No. 2007-01 for the collection of tax on overnight lodging as follows:

**Section 1: Authority and Purpose**

This ordinance is enacted pursuant to authority granted by Wis. Stats. Section 66.0615 for municipalities to adopt an ordinance imposing tax on the privilege of furnishing rooms or lodging. This amendment establishes a penalty and enforcement mechanism for failure to obtain a lodging permit.

**Section 2: Amendment of Ordinance**

The Ordinance imposing a tax on overnight lodging adopted by this municipality is hereby amended to include the following provisions:

**A. Penalty for Failure to Obtain and Maintain a Permit for the Rental of Accommodations**

Any party in violation of the terms of this ordinance by failing to obtain or maintain a lodging permit, when such permit is required, shall be subject to a forfeiture of not less than \$20 nor more than \$100 for each violation. Each room or unit separately rented or offered for rent and each day of such rental or offer for rental of such unit shall be a separate violation. In addition, injunctive relief is hereby authorized to discontinue violation of this ordinance. Any party deemed to have violated this ordinance shall be obligated to pay the costs of prosecution, in addition to actual attorney fees expended in the enforcement of this ordinance.

**B. Tourism Zone Commission**

Authority is hereby delegated to the Door County Tourism Zone Commission to act as agent of this municipality in the enforcement of this ordinance for violation of the requirement of obtaining and maintaining a lodging permit when such lodging permit is required. The Door County Tourism Zone Commission shall have and may exercise the full authority which would otherwise be available to this municipality in the enforcement of this ordinance, including the ability to seek enforcement and penalties for failure to comply with the ordinance section requiring a lodging permit.

**Section 3: Contrary Provisions or Language**

Any contrary provisions or language adopted in the ordinance imposing lodging tax is hereby repealed. All language not inconsistent with the provisions of this ordinance shall remain in full force and effect.

**Section 4: Effective Date**

This ordinance shall be effective upon passage and the day following its publication.

Adopted this 10 day of September, 2007.

TOWN OF BAILEYS HARBOR

By: James Paul Town Chairman

Attest:

Jane Bluff, Town Clerk

Clerk

Date Introduced : 9-10-07

Date Adopted: 9-10-07

Publication Date: 9/22/07

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