

SUBSTITUTE ORDINANCE NO. 53-95

By: Richard F. Weber

An Ordinance to amend Section 880.14 of the Bexley Codified Ordinances to reduce the credit applied to city income taxes for income taxes paid to other municipalities.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That Section 880.14 of the Codified Ordinances be amended as follows:

880.14 CREDIT FOR TAX PAID TO ANOTHER MUNICIPALITY.

Every individual taxpayer who resides in the City but who received net profits, salaries, wages, commissions or other compensation for work done or services performed or rendered outside of the City, if it is made to appear that he or any person acting on his behalf (such as a partnership acting on behalf of its partners), has paid a municipal income tax or excise tax based on income on such net profits, salaries, wages, commissions or compensation in another municipality, shall be allowed a credit for the amount so paid by him or on his behalf, in such other municipality, this credit to be applied only to the extent of the tax assessed by this chapter, by reason of such net profits, salaries, wages, commissions or compensation earned in such other municipality where such tax is paid. Effective for taxable years, or portions thereof, commencing on or after January 1, 1993, AND ENDING ON OR BEFORE DECEMBER 31, 1995, the credit provided in this section shall not be allowed to the extent that the tax rate of the tax levied by such other municipality exceeds two percent (2%). EFFECTIVE FOR TAXABLE YEARS, OR PORTIONS THEREOF, COMMENCING ON OR AFTER JANUARY 1, 1996, THE CREDIT PROVIDED IN THIS SECTION SHALL NOT BE ALLOWED TO THE EXTENT THAT IT EXCEEDS EIGHTY PERCENT (80%) OF THE AMOUNT OBTAINED BY MULTIPLYING THE LESSER OF THE TAX RATE OF SUCH OTHER MUNICIPALITY OR OF THE CITY TIMES THE TAXABLE INCOME THE TAXPAYER EARNS IN SUCH OTHER MUNICIPALITY.

Section 2. That the amendment to Section 880.14 of the Codified Ordinances set forth in Section 1 shall be submitted to the electors at the primary election to be held March 19, 1996, and that the appropriate officers of the City are hereby authorized and directed to take all actions deemed necessary or desirable by them to place the amendment on the ballot for such election.

Section 3. That the amendment to Section 880.14 of the Codified Ordinances set forth in Section 1 shall take effect upon its approval by a majority of the electors voting at the primary election to be held March 19, 1996.

Section 4. That if the amendment to Section 880.14 of the Codified Ordinances set forth in Section 1 is approved by a majority of the electors voting at the primary election to be held March 19, 1996, existing Section 880.14 of the Codified Ordinances shall be repealed effective such date.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, said emergency being the necessity of taking required steps within the next 30 days to place the amendment on the ballot for the primary election to be held March 19, 1996, and, except as otherwise provided herein, shall be in force and effect immediately upon its passage and approval by the Mayor.

Passed: December 26, 1995

John M. Brennan
President of Council

Attest: *John W. Hryn*
Clerk of Council

Approved: December 26, 1995

J. Loehnert
John T. Loehnert, Mayor

Oct. 10, 1995 - 1st reading

Oct. 24, 1995 - 2nd reading

Nov 14, 1995 - 3rd reading

Tabled

Dec. 26, 1995 - Removed from table; Adopted