

ORDINANCE No. 2197

AN ORDINANCE AMENDING CHAPTER 4.20 GROUP TOUR FRANCHISES

WHEREAS, in 2011 the City Council of the City of Eureka Springs reviewed the Municipal Code as relating to Group Tour Franchises; and

WHEREAS, the City Council recognizes and understands the need for a continuation of the Group Tour Franchise system with certain changes

NOW, THEREFORE, BE IT HEREBY ORDAINED THAT:

Section 1. Chapter 4.20 of the Eureka Springs Municipal Code is hereby amended as follows:

A. 4.20.08 (B) (2) For each individual customer for whom Transit arranges seating on a City-owned vehicle, Transit shall be entitled to a fee equal to sixty five (65%) percent of the published individual customer fee.

B. 4.20.08 (B) (3) For groups of ten (10) or more who have made arrangements directly with Transit for seating on a City-owned vehicle, Transit shall be entitled to a fee equal to sixty five (65%) percent of the published individual customer fee as discounted as provided hereinabove in 4.20.01. Transit shall only book groups of ten (10) or more directly for same day tours. Any advanced bookings of groups of ten (10) or more shall be referred to a Group Tour Franchisee for booking in accordance with any procedures promulgated by the City Transit Department.

C. 4.20.08 (B) (4) For groups of less than ten (10) who have made arrangements directly with Transit for seating on a City-owned vehicle, Transit shall be entitled to a fee equal to sixty five (65%) percent of the published individual customer fee.

D. 4.20.08 (B) (5) For each individual customer for whom a Group Tour Franchisee arranges seating on a City-owned vehicle and collects payment from the individual, Transit shall be entitled to a fee equal to forty (40%) percent of the published individual customer fee. The Franchisee will be responsible for all sales taxes.

Section 2. Conflicts: All Ordinances or Resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. Severability: In the event any one or more of the provisions contained in this Ordinance shall for any reason be held by a Court of Law to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect the remaining provisions of this Ordinance, and this Ordinance shall be construed as if such invalid, illegal or unenforceable provision or provisions had never been contained herein.

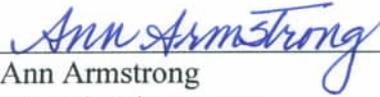
**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
EUREKA SPRINGS, ARKANSAS, THIS 4th DAY OF NOVEMBER, 2013**

APPROVED:



Morris Pate
Mayor

ATTEST:



Ann Armstrong
City Clerk/Treasurer

All present voted "Aye" – David Mitchell, Mickey Schneider, Terry McClung, Joyce Zeller, and James DeVito