

 <p>CITY OF ST. CHARLES ILLINOIS • 1834</p>	<b>AGENDA ITEM EXECUTIVE SUMMARY</b>		Agenda Item number: 5a
	Title:	<b>Recommendation to Officially Remove the Lumber Tax from the City Code</b>	
	Presenter:	<b>Bill Hannah, Director of Finance</b>	
<b>Meeting:</b> Government Operations Committee		<b>Date:</b> June 17, 2024	
<b>Proposed Cost:</b> N/A		<b>Budgeted Amount:</b> N/A	<b>Not Budgeted:</b> <input type="checkbox"/>
<b>TIF District:</b> None			
<b>Executive Summary</b> (if not budgeted, please explain):			
<p>In 2004, the City approved the imposition of a 2% Lumber Tax on the distribution of lumber at lumberyards in the City. The tax was subsequently litigated and was found to be unconstitutional in 2006.</p> <p>After the ruling, it appears that there was some correspondence sent from the City to affected entities indicating that the tax was no longer in effect. However, it does not appear that a formal ordinance was approved to officially remove the tax from the City Code.</p> <p>The attached ordinance would provide for the official removal of the lumber tax from the City Code. This item was discovered during a recent “clean-up” code review.</p>			
<b>Attachments</b> (please list):			
<b>Lumber Tax Removal Ordinance</b>			
<b>Recommendation/Suggested Action</b> (briefly explain):			
<b>Recommendation to Officially Remove the Lumber Tax from the City Code</b>			

**City of St. Charles, Illinois**  
**Ordinance No. 2024-M-\_\_\_\_\_**

**An Ordinance Deleting Chapter 3.46, “Lumber Tax,” of  
Title 3, “Revenue and Finance,” of the St. Charles Municipal Code**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES,  
KANE AND DUPAGE COUNTIES, ILLINOIS, AS FOLLOWS:**

SECTION ONE: Chapter 3.46, “Lumber Tax,” of Title 3, “Revenue and Finance,” of the St. Charles Municipal Code, be and is hereby deleted.

SECTION TWO: That, after the adoption and approval hereof, this Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the City Council of the City of St. Charles, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

SECTION THREE: This Ordinance shall be in full force and effect ten (10) days from and after its passage by a vote of the majority of the corporate authorities now holding office, approval and publication in the manner provided by law.

PRESENTED to the City Council of the City of St. Charles, Illinois, this \_\_\_\_ day of July, 2024.

PASSED by the City Council of the City of St. Charles, Illinois this \_\_\_\_ day of July, 2024.

APPROVED by the Mayor of the City of St. Charles, Illinois, this \_\_\_\_ day of July, 2024.

\_\_\_\_\_  
Lora Vitek, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

COUNCIL VOTE:

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_