

ORDER

AN ORDER OF THE FAYETTE COUNTY COMMISSION TO INCREASE
THE RATE OF HOTEL OCCUPANCY TAX IMPOSED AND COLLECTED WITHIN
THE UNINCORPORATED AREAS OF FAYETTE COUNTY, WEST VIRGINIA

Whereas, the Fayette County Commission is authorized to increase the hotel occupancy tax to not more than six percent in accordance with Chapter 7, Article 18, Section 2 of the West Virginia Code, as amended; and

Whereas, the Fayette County Commission did publish a Class II-0 legal advertisement in the Fayette Tribune on June 11 and 18, 2007 and in the Montgomery Herald on June 13 and 20, 2007 to conduct a public hearing to increase the room occupancy rate of tax from 3% to 6% effective August 1, 2007 on hotels, including any facility, building or buildings, publicly or privately owned (including a facility located in a state, county, or municipal park) in which the public may for a consideration, obtain sleeping accommodations, such as but not limited to, boarding houses, bed and breakfasts, hotels, motels, inns, courts, condominiums, lodges, cabins and tourist homes located within the unincorporated areas of Fayette County, West Virginia; and

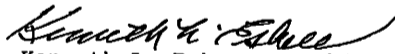
Whereas, the Fayette County Commission did conduct said public hearing at 11:00 A. M. on Friday, July 6, 2007, in the Fayette County Commission Meeting Room, Courthouse, Fayetteville, West Virginia and did receive public comment on the proposed increase; and

Whereas, the Fayette County Commission has deemed that an increase in the room occupancy rate of tax from 3% to 6% on hotels located within the unincorporated areas of Fayette County, West Virginia, is necessary to enhance recreational and tourism opportunities in order to attract new business and industry to Fayette County.

NOW THEREFORE, BE IT RESOLVED AND ORDERED that Article III, Section 3.2 of the County's Hotel Occupancy Tax as enacted on November 29, 1995 is hereby amended to increase the room occupancy rate of tax from 3% to 6% effective August 1, 2007, on hotels, as previously defined, located within the unincorporated areas of Fayette County, West Virginia. Furthermore, it is hereby ordered that the increase shall not apply to those hotel reservations made and confirmed prior to July 20, 2007 for room occupancy prior to November 1, 2007 and which shall have a room occupancy rate of 3% provided that the hotel operators shall provide a copy of said confirmed reservations to the Sheriff of Fayette County prior to August 15, 2007.

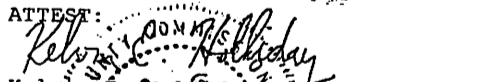
On a motion made by Matthew D. Wender and seconded by John H. Lopez, the County Commission of Fayette County, West Virginia, does hereby approve and authorize the adoption of said order.

Ordered and entered to record during a Regular Session of the Fayette County Commission on the 20th day of July, 2007.


Kenneth L. Eskew, President


John H. Lopez, Commissioner


Matthew D. Wender, Commissioner

ATTEST:

Kelvin E. Holliday, Clerk
County Commission of Fayette County

