Introduced by Representative Leffler of Enosburgh

Referred to Committee on

Date:

Subject: Municipalities; charter adoption

Statement of purpose of bill as introduced: This bill proposes to approve the adoption of the charter of the Town of Montgomery, which would:

1. organize the town government of the Town of Montgomery;
2. adopt all general law that is not contradicted by this Charter; and
3. initiate the use of a Local Options Tax on a contingent basis.

An act relating to the approval of the adoption of the charter of the Town of Montgomery

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. CHARTER ADOPTION AND REPEAL AND MERGER APPROVAL

The General Assembly approves the adoption of the Town of Montgomery charter, as set forth in this act. The voters approved these charters’ adoption and repeal and the merger on March 1, 2022.
Sec. 2. 24 App. V.S.A. chapter 163 is added to read:

CHAPTER 163. TOWN OF MONTGOMERY

§ 1. STATEMENT OF PURPOSE

Under the authority granted by the General Assembly of the State of Vermont, this charter establishes certain guidelines with respect to organization and functioning of local Town government in the Town of Montgomery, Vermont.

§ 2. GENERAL LAW; APPLICATION

Except when changed by the provisions of this charter, all provisions of the State of Vermont relating to municipalities shall apply to the Town of Montgomery.

§ 3. LOCAL OPTIONS TAX

(a) The Selectboard is authorized to impose a one percent sales tax, a one percent meals and alcoholic beverages tax, and a one percent rooms tax upon the sales within the Town that are subject to the State of Vermont tax on sales, meals, alcoholic beverages, and rooms.

(b) A tax imposed under the authority of this section shall be collected and administered by the Vermont Department of Taxes in accordance with State law governing the State tax on sales, meals, alcoholic beverages, and rooms.

(1) The amount of 70 percent of the taxes collected shall be paid to the Town, and the remaining amount of the taxes collected shall be remitted to the
State Treasurer for deposit in the Pilot Special Fund first established in 1997

Acts and Resolves No. 60, Sec. 89.

(2) The cost of the administration and collection of this tax shall be paid

70 percent by the Town and 30 percent by the State from the Pilot Special

Fund.

(c) The tax to be paid to the Town, less its obligation for the 70 percent of

the costs of administration and collection, shall be paid to the Town on a

quarterly basis and shall be set aside in the Sewer Reserve Fund to assist in the

repayment of debt obligations related to the construction of a Municipal

Wastewater System in Montgomery Center and Village.

§ 4. SEPERABILITY

If any provision of this charter is held invalid, the other provisions of the

charter shall not be affected by that holding. If the application of the charter or

any of its provisions to any person or circumstances is held invalid, the

application of this charter and its provisions to other persons or circumstances

shall not be affected by that holding.

§ 5. AMENDMENT

The amendment of this charter shall be as provided by law.

Sec. 3. EFFECTIVE DATE

This act shall take effect on passage.