

**ORDINANCE No. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF \_\_\_\_\_,  
TEXAS, TO TAX TANGIBLE PERSONAL PROPERTY IN TRANSIT  
WHICH WOULD OTHERWISE BE EXEMPT PURSUANT TO TEXAS  
TAX CODE, SECTION 11.253; AND PROVIDING AN EFFECTIVE DATE  
ON AND AFTER ITS ADOPTION.**

**WHEREAS**, on [DATE], the City Council of \_\_\_\_\_, Texas, adopted Ordinance No. \_\_\_\_\_ in order to subject goods-in-transit to taxation by the City of \_\_\_\_\_ in accordance with Section 1-n(d), Article VIII, Texas Constitution and Texas Tax Code Section 11.253; and

**WHEREAS**, the 82<sup>nd</sup> Texas Legislature in its first Special Session enacted Senate Bill 1, to take effect on September 1, 2011, which amends Texas Tax Code Section 11.253; and

**WHEREAS**, Texas Tax Code Section 11.253(j-1) as amended allows the governing body of a taxing unit, after conducting a public hearing, to provide for the continued taxation of such goods-in-transit if it takes official action between October 1, 2011 and December 31, 2011; and

**WHEREAS**, the City Council, after determining all legal requirements of notice have been met and having conducted a public hearing as required by Section 1-n(d), Article VIII, Texas Constitution, is of the opinion that it is in the best interest of the City to continue to tax such goods-in-transit;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF \_\_\_\_\_, TEXAS:**

**Section 1.** That goods-in-transit, as defined by Texas Tax Code Section 11.253(a)(2), as amended by Senate Bill 1 enacted by the 82<sup>nd</sup> Texas Legislature in its first Special Session, shall remain subject to taxation by the City of \_\_\_\_\_, Texas.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Mayor

Attested:

\_\_\_\_\_  
City Secretary