

ORDINANCE NO. 2014 –

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY  
AMENDING SECTION 4.60.170 OF THE NATIONAL CITY MUNICIPAL CODE  
EXTENDING AN EXISTING TRANSACTIONS AND USE TAX (“PROPOSITION D”)

THE PEOPLE OF THE CITY OF NATIONAL CITY DO ORDAIN as follows:

SECTION 1. That Section 4.60.170 of Chapter 4.60 of Title 4 of the National City Municipal Code is hereby amended to read as follows:

4.60.170 Expiration. The authority to levy the tax imposed by this chapter shall be extended twenty years from the initial expiration date of ten years from the operative date and shall expire at the conclusion of the twenty year extension, unless the city council prior to the extended expiration date determines that the levy and collection of the tax is no longer necessary, in which case the city council has the authority to reduce the rate of tax, or to terminate the imposition of the tax. The city shall immediately notify the State Board of Equalization in writing in the event that the tax is reduced or terminated. The operative date of such rate reduction or termination shall be the first day of the first calendar quarter commencing more than one hundred ten days after the State Board of Equalization receives such notice of termination.

SECTION 2. This ordinance, following its adoption by at least 4 affirmative votes of the City Council and its publication, shall be submitted to the voters at an election to be held on November 4, 2014. Upon approval by a majority of the voters of the City voting on this ordinance, the Transactions and Use Tax set forth in City of National City Ordinance No. 2006-2278 shall be continued an additional twenty years unless reduced or terminated by the City Council or repealed by the majority of the voters of the city.

SECTION 3. Severability. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

SECTION 4. Based on all the information presented at the June 17, 2014 meeting, both written and oral, including the staff reports, minutes, and other relevant materials, the City Council finds that under CEQA Guidelines 15060(c)(2) and 15378, subdivisions (2) and (4) of subdivision (b), this action does not constitute a project under CEQA and therefore review under CEQA is not required.

SECTION 5. Effective Date. This ordinance, following its adoption by at least 4 affirmative votes of the City Council and its publication, shall become effective, if approved by a majority of the voters voting on the issue at the November 4, 2014 election, pursuant to Elections Code Section 9217, ten (10) days after the City Council declares the results of the election. The operative date of the Transactions and Use Tax set forth in the City of National City Ordinance Number 2006-2278 shall not be affected by this Ordinance.

*[Signature Page to Follow]*

PASSED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Ron Morrison, Mayor

ATTEST:

\_\_\_\_\_  
Michael R. Dalla, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Claudia Gacitua Silva  
City Attorney