

(O-85-44)

ORDINANCE NUMBER O- 16286 (NEW SERIES)

ADOPTED ON OCT 1 1984

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 5, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING SECTIONS 35.0103.1 AND 35.0116.1 RELATING TO AN ADDITION TO THE TRANSIENT OCCUPANCY TAX AND THE UTILIZATION OF REVENUES DERIVED THEREFROM.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter III, Article 5, of the San Diego Municipal Code be and the same is hereby amended by adding Section 35.0103.1 and 35.0116.1 to read as follows:

SEC. 35.0103.1 ADDITIONAL TAX IMPOSED

Notwithstanding the tax imposed by Section 35.0103 above and in addition thereto, commencing on January 1, 1985 for the privilege of occupancy in any hotel, each transient is subject to and shall pay an additional tax in the amount of one percent (1%) of the rent charged by the operator. Said tax constitutes a debt owed by the transient to the City which is extinguished only by payment to the operator or to the City. The transient shall pay the tax to the operator of the hotel at the time such transient ceases to occupy space in the hotel. If the rent is paid in installments, a proportionate share of the tax shall be paid with each installment. The unpaid tax shall be due upon the transient's ceasing to occupy space in the hotel. If for any reason the tax due is not paid to the operator of the hotel,

the City Treasurer may require that such tax shall be paid directly to the City Treasurer.


SEC. 35.0116.1 UTILIZATION OF REVENUES FROM ADDITIONAL TAX IMPOSED BY SECTION 35.0103.1

All revenues collected by the City under Section 35.0103.1 shall be deposited to the General Fund of the City (Fund No. 100) and be used for general governmental purposes as the City Council may from time to time provide in accordance with the City Charter of the City of San Diego and its appropriation ordinances.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: John W. Witt, City Attorney

By


C. M. Fitzpatrick
Assistant City Attorney

CMF:js:160.1
09/10/84
Or.Dept:Rules
O-85-44
Form=o.code

Passed and adopted by the Council of The City of San Diego on OCT 1 1984,
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McCall	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By June A. Blackwell, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

SEP 17 1984

OCT 1 1984

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By June A. Blackwell, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-16286 Adopted OCT 1 1984

RECEIVED
CITY CLERK'S OFFICE
1984 SEP 13 AM 11:56
SAN DIEGO, CALIF.

SEP 13 1984

OCT 1 1984

OCT 1 1984

RECEIVED
CITY CLERK'S OFFICE

CERTIFICATE OF PUBLICATION

1984 OCT 17 AM 9:27

SAN DIEGO, CALIF.

CITY OF SAN DIEGO
202 C Street, 12th Floor
San Diego, CA 92101

IN THE MATTER OF

NO.

ORDINANCE NO. O-16286

**ORDINANCE NO. O-16286
(NEW SERIES)**

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 5, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING SECTIONS 35.0103.1 AND 35.0116.1 RELATING TO AN ADDITION TO THE TRANSIENT OCCUPANCY TAX AND THE UTILIZATION OF REVENUES DERIVED THEREFROM.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter III, Article 5, of the San Diego Municipal Code be and the same is hereby amended by adding Section 35.0103.1 and 35.0116.1 to read as follows:

SEC. 35.0103.1 ADDITIONAL TAX IMPOSED

Notwithstanding the tax imposed by Section 35.0103 above and in addition thereto, commencing on January 1, 1985 for the privilege of occupancy in any hotel, each transient is subject to and shall pay an additional tax in the amount of one percent (1%) of the rent charged by the operator. Said tax constitutes a debt owed by the transient to the City which is extinguished only by payment to the operator or to the City. The transient shall pay the tax to the operator of the hotel at the time such transient ceases to occupy space in the hotel. If the rent is paid in installments, a proportionate share of the tax shall be paid with each installment. The unpaid tax shall be due upon the transient's ceasing to occupy space in the hotel. If for any reason the tax due is not paid to the operator of the hotel, the City Treasurer may require that such tax shall be paid directly to the City Treasurer.

SEC. 35.0116.1 UTILIZATION OF REVENUES FROM ADDITIONAL TAX IMPOSED BY SECTION 35.0103.1

All revenues collected by the City under Section 35.0103.1 shall be deposited to the General Fund of the City (Fund No. 100) and be used for general governmental purposes as the City Council may from time to time provide in accordance with the City Charter of the City of San Diego and its appropriation ordinances.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Introduced on SEPTEMBER 17, 1984.

Passed and adopted by the Council of The City of San Diego on OCTOBER 1, 1984.

AUTHENTICATED BY:

ROGER HEDGECOCK,

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR,

City Clerk of The City of San Diego, California.

(SEAL)

By JUNE A. BLACKNELL, Deputy.

Published Oct. 15, 1984

5276

I, Michael L. Ungashick, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

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(NEW SERIES)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

October 15, 1984

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 15th day of Oct., 1984.

8.82" x 9.76 = 80.96

01480

Michael L. Ungashick
(Signature)