

(R-88-1766)

RESOLUTION NUMBER R- 270630

ADOPTED ON APR 04 1988

WHEREAS, since 1980, the San Diego County Assessor has been levying taxes on the possessory interest in public rights-of-way franchised to cable television companies; and

WHEREAS, Cox Cable v. San Diego County upheld the County's right to impose taxes on possessory interests in public rights-of-way; and

WHEREAS, AB 2802, introduced by Assemblymember Hill on behalf of the California Cable Television Association, would allow cable television operators to deduct possessory interest taxes from franchise fees owed the City if the total amount exceeds five percent of the operator's gross receipts; and


WHEREAS, AB 2802 could substantially reduce the amount of franchise fees the City receives; and

WHEREAS, on March 2, 1988, the Rules Committee reviewed IRD Report No. 88-6 regarding AB 2802 and recommended that the City Council oppose AB 2802; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the recommendation contained in IRD Report No. 88-6, to oppose AB 2802 (Hill) is hereby approved and adopted.

APPROVED: JOHN W. WITT, City Attorney

By

  
C. M. Fitzpatrick  
Assistant City Attorney

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03/08/88  
Or.Dept: Intergov.  
R-88-1766  
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APR 04 1988

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

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR  
Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California.  
By *Jenna M. Martin*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *270630* Adopted APR 04 1988

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