

ORDINANCE NUMBER O-17455 (NEW SERIES)

ADOPTED ON APRIL 16, 1990

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 5,
OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING
SECTION 35.0128 RELATING TO THE TRANSIENT
OCCUPANCY TAX.

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 amending Section 35.0128 to read as follows:

DIVISION 7

SEC. 35.0128 UTILIZATION OF REVENUES

(a) [No change.]

(b) One-sixth (1/6) of all revenue collected by the City under Section 35.0103 of this Article and remaining after payment of one-sixth (1/6) of the costs in the administration of this Article, shall be deposited to the Transient Occupancy Tax Unappropriated Reserve Fund (Fund No. 224), which is hereby created. Money shall be expended from this fund only by an ordinance appropriating part or all of the fund for such purpose or purposes as the Council may direct. Such purpose or purposes may include but not be limited to promotion of the

City. Notwithstanding the provisions of paragraph A regarding utilization of revenues, the revenues allocated in this Section under paragraph A, subparagraphs (a), (b), (c), (d) and (e) shall be limited to the amounts collected under Section 35.0103 in the Base Year plus an amount equal to one half of the amount of the increment over and above the amount collected in the Base Year. For purposes of this Section, fiscal year 1990 will serve as the Base Year.

(c) One-sixth (1/6) of all revenue collected by the City under Section 35.0103 of this Article and remaining after payment of one-sixth (1/6) of the costs in the administration of this Article, shall be deposited to the General Fund (Fund No. 100). An amount equal to one half of the increment over and above the amount of revenues collected by the City under Section 35.0103 in the Base Year shall be deposited in the Housing Trust Fund of the City (Fund No. 10420).

(d) [No change.]

(e) [No change.]

(f) [No change.]

Section 2. This ordinance shall take effect and be in force on the thirtieth (30th) day from and after its passage.

APPROVED: John W. Witt, City Attorney

By *C. M. Fitzpatrick*
C. M. Fitzpatrick
Assistant City Attorney

CMF:wk

04/13/90 REV. 1
06/05/90 Corrected Copy
Or. Dept: Hsg. Comm.
O-90-157
Form=o.none

Passed and adopted by the Council of The City of San Diego on APR 16 1990,
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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<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"/>
Linda Bernhardt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Charles G. Abdelnour*, 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

MAR 26 1990

APR 16 1990

~~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 *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-17455**

APR 16 1990

Adopted.....

RECEIVED *sc*
CERTIFICATE OF PUBLICATION OFFICE

90 MAY -4 AM 11:39

SAN DIEGO, CALIF.

CITY CLERK'S OFFICE
CITY ADM. BLDG., 2ND FLOOR
SAN DIEGO, CA. 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 5,
OF THE SAN DIEGO MUNICIPAL CODE...

I, THOMAS D. KELLEHER, 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

ORDINANCE NUMBER 0-17455 (NEW SERIES)
AN ORDINANCE AMENDING CHAPTER III, ARTICLE 5, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 38.0128 RELATING TO THE TRANSIENT OCCUPANCY TAX.
This ordinance adds sections to the Code relating to the Transient Occupancy Tax which have the effect of allocating a portion of the growth in specified portions of the Transient Occupancy Tax revenues to the Housing Trust Fund.
A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 2nd Floor, City Administration Building, 202 C Street, San Diego, CA 92101.
INTRODUCED ON MARCH 28, 1990. Passed and Adopted by the Council of the City of San Diego on APRIL 18, 1990.
AUTHENTICATED BY:
MAUREEN O'CONNOR
Mayor of The City of San Diego, CA
CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, CA
(REAL)
BY MAYDELL L. PONTECORVO, Deputy.
Pub. April 30, 1990 178728

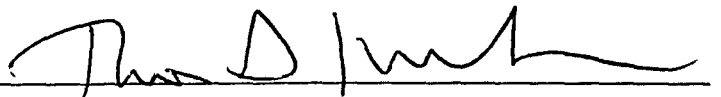
ORDINANCE NUMBER 0-17455 (NEW SERIES)

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:

APR. 30

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

Dated at San Diego, California this 30 day of APR, 19 90.


(Signature)

2 1/8 x 2 1/2 = 50.32