ORDINANCE NO. 8231

AN ORDINANCE SUBMITTING TO THE ELIGIBLE ELECTORS OF THE CITY OF PUEBLO, COLORADO AT THE SPECIAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 2, 2010, A QUESTION RELATING TO THE IMPOSITION OF A MEDICAL MARIJUANA TAX ON THE SALE AND PURCHASE OF MEDICAL MARIJUANA AND PARAPHERNALIA, THE ADOPTION OF ORDINANCE NO. 8208 TO EFFECT SUCH TAX, AND AUTHORIZING THE REVENUES DERIVED THEREFROM TO BE COLLECTED AND SPENT AS A VOTER APPROVED REVENUE CHANGE

BE IT ORDAINED BY THE CITY COUNCIL OF PUEBLO, that:

SECTION 1.

The question of adopting Ordinance No. 8208 and thereby imposing a medical marijuana tax on the sale and purchase of medical marijuana and medical marijuana paraphernalia shall be submitted to a vote of the eligible electors of the City at the City’s special municipal election to be held on November 2, 2010. The ballot question (submission clause and title) therefore shall be as follows:

Question No. _____ (Imposing Medical Marijuana Tax)

SHALL THE CITY OF PUEBLO’S TAXES BE INCREASED BY $500,000 ANNUALLY (FIRST FULL FISCAL YEAR INCREASE), AND BY WHATEVER AMOUNTS ARE RAISED ANNUALLY THEREAFTER, THROUGH THE ADOPTION OF ORDINANCE NO. 8208 IMPOSING A MEDICAL MARIJUANA TAX AT THE RATE OF 4.3% ON THE PRICE PAID OR CHARGED FOR MEDICAL MARIJUANA AND MEDICAL MARIJUANA PARAPHERNALIA; AND SHALL ALL REVENUES DERIVED FROM SUCH MEDICAL MARIJUANA TAX BE COLLECTED AND SPENT AS A VOTER APPROVED REVENUE CHANGE AND AN EXCEPTION TO THE LIMITS WHICH WOULD OTHERWISE APPLY PURSUANT TO ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION OR ANY OTHER LAW, AND ALLOWING SUCH REVENUE TO BE EXPENDED AS THE CITY COUNCIL SHALL DETERMINE?

YES ____

NO ____

SECTION 2.

The officers of the City are authorized and directed to take all action necessary, appropriate or required to effectuate the provisions of this Ordinance.
SECTION 3.

This Ordinance shall become effective upon final passage and approval.

INTRODUCED: June 14, 2010

BY: Judy Weaver
COUNCILPERSON

APPROVED: Lawrence W. Attenborough
PRESIDENT OF CITY COUNCIL

ATTESTED BY: CITY CLERK

PASSED AND APPROVED: July 12, 2010