



15

PASSED FOR
PUBLICATION
& CONTINUED
TO 03-31-98

DEPARTMENT OF
PUBLIC WORKS

SPECIAL DISTRICTS
DIVISION

CITY OF SACRAMENTO
CALIFORNIA

CITY HALL
915 I STREET
ROOM 200
SACRAMENTO, CA
95814-2608

March 3, 1998

PH 916-264-7113
FAX 916-264-5573

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: AN ORDINANCE AMENDING SECTION 9.01.073 OF THE SACRAMENTO CITY CODE RELATING TO THE ALLOCATION OF MAJOR STREET CONSTRUCTION TAX

LOCATION AND COUNCIL DISTRICT: Citywide, all council districts

RECOMMENDATION: It is recommended that the item be passed for publication of title and continued to March 31, 1998.

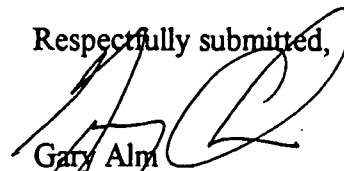
CONTACT PERSON: Edward Williams, Associate Engineer, 264-5440

FOR COUNCIL MEETING OF: March 17, 1998

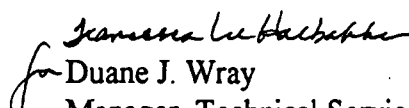
SUMMARY: This item is presented at this time for approval of publication of title pursuant to City Charter, Section 32.

BACKGROUND: Prior to publication of an item in a local paper to meet legal advertising requirements, the City Council must first pass the item for publication. The City Clerk then transmits the title of the item to the paper for publication and for advertising the meeting date.

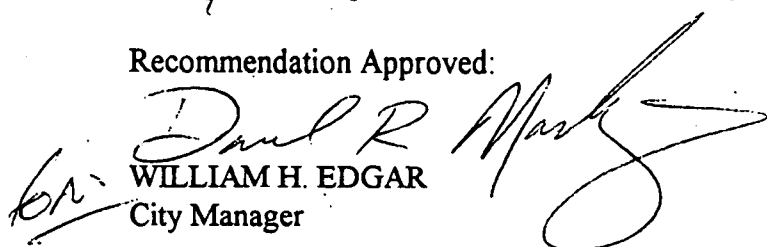
Respectfully submitted,


Gary Alm
Manager, Development Services


Approved:


for Duane J. Wray
Manager, Technical Services Division

Recommendation Approved:


WILLIAM H. EDGAR
City Manager

Approved:


MICHAEL KASHIWAGI
Director of Public Works

ORDINANCE NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**AN ORDINANCE AMENDING SECTION 9.01.073(e), AND
RENUMBERING SUBSECTIONS (f) AND (g) TO (g) AND (h),
AND ADDING A NEW SECTION 9.01.073(f) TO THE
SACRAMENTO CITY CODE TO PERMIT THE DEPOSIT OF
PROCEEDS OF THE MAJOR STREET CONSTRUCTION
TAX INTO AREA-SPECIFIC FUNDS.**

WHEREAS, the City Council desires to more effectively allocate tax revenues raised by section 9.01.073 of the Code of the City of Sacramento for the Major Street Construction Fund; and,

WHEREAS, it is in the interests of the City to direct those funds raised by City Code section 9.01.073 from building permits issued in the North Natomas area back to major street construction projects in the North Natomas area; and,

WHEREAS, the City Council desires to establish a separate special fund to be known as the "North Natomas Major Street Construction Fund" into which tax revenues raised by City Code section 9.01.073 from building permits issued in the North Natomas area may be deposited; and,

WHEREAS, the creation of this fund pertains solely to the allocation of tax revenue under an existing tax, and will not result in imposition of any new or additional tax upon anyone, nor raise the existing tax as established by City Code section 9.01.073.

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Section 9.01.073(e) is amended to read as follows:

FOR CITY CLERK USE ONLY

ORDINANCE NO. _____

DATE ADOPTED: _____

- (e) ~~Except as otherwise provided by subsection (f),~~ All ~~all~~ of the taxes collected for said tax shall be placed in the "major street construction fund" for the purposes set forth herein. All taxes in said major street construction fund shall be expended for the acquisition of land and interest in land for, and the construction, reconstruction, replacement, widening, modification, and alteration (but not for maintenance and repair), of existing and proposed streets in the city, including, but not limited to, separation structures, bridges, culverts for such streets, and traffic control and lighting. As used in this section, maintenance and repair means work done on existing streets to make the same usable and safe, but which does not increase the capacity of such street either as to volume of vehicular traffic or vehicular weight above that for which they were theretofore designed.

Section 9.01.073(f) is added to read as follows:

- (f) ~~The City Council may by resolution designate a specific Major Street Construction Tax Area, by community plan area or otherwise, for the sole purpose of allocation of tax revenues actually collected pursuant to this section. In the resolution designating a Major Street Construction Tax Area, the City Council may designate that all or a specified percentage of the tax revenues actually collected pursuant to this section from within the designated Area be placed in a specific fund for that Area. All tax revenues placed in such fund shall thereafter be expended within that Area for the purposes set forth in, and pursuant to the provisions of section 9.01.073(e).~~

SECTION 2.

Sections 9.01.073(f) and 9.01.073(g) are renumbered as 9.01.073(g) and 9.01.073(h), respectively.

SECTION 3.

The amendments to section 9.01.073 enacted by this ordinance are solely for the purpose of allocation of the tax revenues collected under and pursuant to that section. This ordinance does not impose any new tax, increase any existing tax, or extend any existing tax. In the event that a court of competent jurisdiction issues any final judgment or order invalidating this ordinance, it is the specific intention of the city council that the provisions

FOR CITY CLERK USE ONLY

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DATE ADOPTED: _____

of section 9.01.073 as it existed immediately before the effective date shall be automatically reinstated in full force and effect.

DATE PASSED FOR PUBLICATION:

DATE ENACTED:

DATE EFFECTIVE:

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

ORDINANCE NO. _____

DATE ADOPTED: _____

H

ORDINANCE NO.

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ON DATE OF _____

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AND ADDING A NEW SECTION 9.01.073(f) TO THE
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WHEREAS, the City Council desires to establish a separate special fund to be known as the "North Natomas Major Street Construction Fund" into which tax revenues raised by City Code section 9.01.073 from building permits issued in the North Natomas area may be deposited; and,

WHEREAS, the creation of this fund pertains solely to the allocation of tax revenue under an existing tax, and will not result in imposition of any new or additional tax upon anyone, nor raise the existing tax as established by City Code section 9.01.073.

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Section 9.01.073(e) is amended to read as follows:

FOR CITY CLERK USE ONLY

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DATE ADOPTED: _____

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6

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ATTEST:

MAYOR

CITY CLERK

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