

INTRODUCED BY THE COUNCIL AS A WHOLE

AN ORDINANCE IMPOSING A SALES TAX AT A RATE OF THREE PERCENT ON ALL TANGIBLE PERSONAL PROPERTY RETAIL SALES OF ADULT USE MARIJUANA SOLD WITHIN THE CITY OF ST. JOHN, MISSOURI, PURSUANT TO ARTICLE XIV, SECTION 2.6(5) OF THE MISSOURI CONSTITUTION SUBJECT TO THE APPROVAL BY THE VOTERS OF THE CITY AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 7, 2023; DESIGNATING THE FORM OF BALLOT; AND DIRECTING THE DEPUTY CITY CLERK TO PROVIDE NOTICE OF SAID ELECTION.

WHEREAS, on November 8, 2022, the electors of the State of Missouri approved Amendment 3 to the Missouri Constitution enacting Section 2 of Article XIV of the Missouri Constitution effective December 8, 2022; and

WHEREAS, the newly enacted Article XIV, section 2.6(5) of the Missouri Constitution authorizes the City of St. John, Missouri to impose, by ordinance, an additional sales tax in amount not to exceed three percent on all tangible personal property retail sales of adult use marijuana sold in such political subdivision subject to approval by voters of the City of St. John, Missouri; and

WHEREAS, the St. John City Council finds that it is in the best interests of the citizens of the City of St. John, Missouri to impose a sales tax of three percent on all tangible personal property retail sales of adult use marijuana sold in the City of St. John, Missouri and to submit the same to the voters of the City for approval by a majority of those voting at the general municipal election to be held on November 7, 2023.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF ST. JOHN, MISSOURI AS FOLLOWS:

SECTION 1: A sales tax at the rate of three percent on all tangible personal property retail sales of adult use marijuana sold in the City of St. John, Missouri, as authorized by Article XIV, section 2.6(5) of the Missouri Constitution, is hereby imposed. The tax imposed hereunder shall be in addition to any and all other sales taxes allowed by law.

SECTION 2: The sales tax imposed by this Ordinance shall not be effective unless approved by a majority of the votes cast by the qualified voters voting thereon at the General Municipal Election to be held on November 7, 2023, at which election a proposal to authorize the City Council of the City of St. John, Missouri, to impose the tax herein provided for shall be submitted to the voters of the City of St. John.

SECTION 3: The ballot to be used in such election shall contain the following question:

Proposition M

Shall the City of St. John, Missouri, impose a sales tax of three percent (3%) on all retail sales of adult use marijuana sold in the City of St. John, Missouri?

Yes

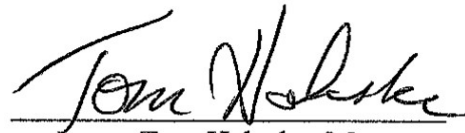
No

SECTION 4 – NOTICE OF ELECTION. The Deputy City Clerk shall submit this Ordinance or an abbreviated form thereof to the St. Louis County Board of Election Commissioners, pursuant to Section 9.03 (b) of the St. John City Charter and in accordance with the Comprehensive Election Act, Chapter 115.125(1) RSMo no later than 5:00pm on Tuesday, August 29, 2023, for placement on the November 7, 2023 ballot for consideration by the voters of the City of St. John.

SECTION 5: The Deputy City Clerk shall prepare notice of the passage of this ordinance and the proposed amendments contained herein and publish same in a newspaper of general circulation at least thirty (30) days prior to the election date stipulated above.

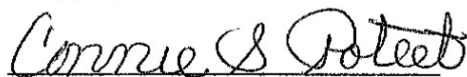
SECTION 6: This Ordinance shall be in full force and effect from and after its date of adoption as provided by law.

PASSED AND ADOPTED THIS 21ST DAY OF AUGUST, 2023



Tom Halaska, Mayor

ATTEST:



Connie Poteet, Deputy City Clerk



1st Reading: 08-07-23 S

2nd Reading: 08-21-23 L

Amended: 08-21-23

3rd Reading: 08-21-23 S