

ORDINANCE NO. 6356 (EMERGENCY)

**AN ORDINANCE ADDING SECTION 7.1002(3) TO CHAPTER 7 OF THE
SPRINGFIELD MUNICIPAL CODE AND IMPOSING A 3% TAX ON MARIJUANA
RETAILERS' RECREATIONAL SALES IN SPRINGFIELD
AND DECLARING AN EMERGENCY**

The Common Council of the City of Springfield finds that:

WHEREAS, in 2014, Oregon voters passed Ballot Measure 91, which allowed adults 21 and older to use, grow, process, and sell limited amounts of marijuana for recreational purposes;

WHEREAS, in 2014, the City Council adopted a gross receipts tax on the sale of marijuana in the City of Springfield, the amount of tax to be set by Council Resolution;

WHEREAS, in 2015, the Oregon Legislature passed House Bill 3400, under which the City of Springfield may impose a tax of up to 3% on the recreational sale of marijuana and marijuana items by marijuana retailers within the City of Springfield;

WHEREAS, House Bill 3400 requires a municipal tax on the sale of recreational marijuana to be adopted by ordinance and referred to the electors of the City at a general statewide election; and

WHEREAS, the City Council desires to impose a 3% tax on the recreational sale of marijuana and marijuana items by a marijuana retailer within the jurisdiction of the City of Springfield;

NOW THEREFORE THE CITY OF SPRINGFIELD ORDAINS AS FOLLOWS:

Section 1. Chapter 7 BUSINESS of the Springfield Municipal Code, Section 7.1002, is hereby amended add the following subsection (3):

“(3) The amount of tax levied for recreational marijuana shall be 3% of the gross taxable sales of marijuana and marijuana items by a marijuana retailer.”

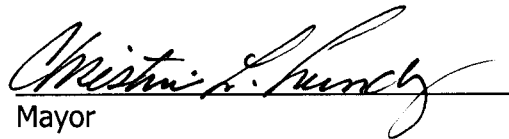
Section 2. Except as specifically amended herein, Chapter 7 shall continue in full force and effect.

Section 3. Severability Clause. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and individual provision and such holding shall not affect the validity of the remaining portion hereof.

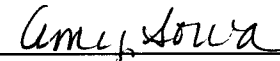
Section 4. Effective Date. This Ordinance shall become effective upon the City of Springfield receiving certified election results from Lane County that show the voters of the City of Springfield have approved a referendum for a 3% tax on the sale of recreational marijuana in the City of Springfield.

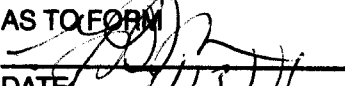
ADOPTED by the Common Council of the City of Springfield this 18 day of July, 2016, by a vote of 6 for and 0 against.

APPROVED by the Mayor of the City of Springfield this 18 day of July, 2016.


Mayor

ATTEST:


City Recorder

REVIEWED & APPROVED
AS TO FORM

DATE: 7/15/16
OFFICE OF CITY ATTORNEY

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