

BILL #23-1237
ORDINANCE #23-1237

AN ORDINANCE IMPOSING A SALES TAX AT A RATE OF THREE PERCENT ON ALL TANGIBLE PERSONAL PROPERTY RETAIL SALES OF ADULT USE NON-MEDICAL MARIJUANA SOLD WITHIN THE CITY OF VANDALIA, 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 APRIL 4, 2023; DESIGNATING THE FORM OF BALLOT; AND DIRECTING THE 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 Vandalia 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 non-medical marijuana sold in such political subdivision subject to approval by voters of the City of Vandalia; and

WHEREAS, the Board of Aldermen finds that it is in the best interests of the citizens of the City of Vandalia to impose a sales tax of three percent on all tangible personal property retail sales of adult use non-medical marijuana sold in the City of Vandalia 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 April 4, 2023.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the City of Vandalia, Missouri, as follows:

Section 1. ADULT USE MARIJUANA SALES TAX. A sales tax at the rate of three percent on all tangible personal property retail sales of adult use non-medical marijuana sold in the City of Vandalia, 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. EFFECTIVE DATE. 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 April 4, 2023, at which election a proposal to authorize the Board of Aldermen of the City of Vandalia to impose the tax herein provided for shall be submitted to the voters of the City of Vandalia.

Section 3. FORM OF BALLOT. The ballot to be used in such election shall contain substantially the following language:

Shall the City of Vandalia, Missouri, impose a sales tax of three percent (3.0%) on all retail sales of adult use non-medical marijuana sold in the city of Vandalia, Missouri?

Yes

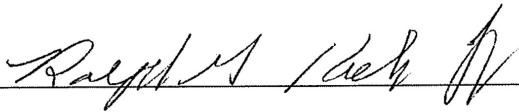
No

If you are in favor of the question, place an "X" in the box opposite "Yes." If you are opposed to the question, place an "X" in the box opposite "No."

Section 4. NOTICE OF ELECTION. The City Clerk is hereby directed to notify the County Clerk of Audrain County, Missouri, of the enactment of this Ordinance no later than 4:30

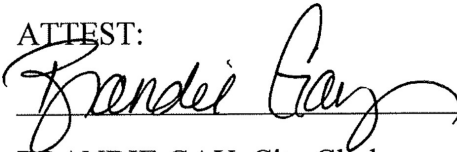
p.m. on Tuesday, January 24, 2023, in accordance with the Comprehensive Election Act,
Chapter 115 of the Revised Statutes of Missouri, as amended.

PASSED by the Board of Aldermen and APPROVED by the Mayor of the City of
Vandalia, Missouri, this 10th day of January, 2023.



RALPH G. KUDA, JR., MAYOR

ATTEST:



BRANDIE GAY, City Clerk

Vote on final passage and approval of Bill No. 23-1237/**Ordinance No. 23-1237**

Alderman Weiser:	“Aye”
Alderman Wenzel:	“Aye”
Alderman Hopke:	“Aye”
Alderman Turner:	“Aye”
Alderman Wheeler:	“Aye”
Alderman Shaw:	“Aye”