

## ORDINANCE 1714

**AN ORDINANCE ADOPTED BY THE VOTERS OF THE CITY OF SEAL BEACH AMENDING SECTIONS 4.55.025 AND 4.55.035 OF THE SEAL BEACH MUNICIPAL CODE TO INCREASE THE RATE OF THE EXISTING TRANSACTIONS AND USE TAX BY .5%, FROM 1% TO 1.5%, TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION**

THE VOTERS OF THE CITY OF SEAL BEACH DO HEREBY ORDAIN AS FOLLOWS:

**Section 1.** Section 4.55.025 of Chapter 4.55, Title 4 of the Seal Beach Municipal Code is hereby amended to read as follows (additional text underlined, deleted text struck through):

**“4.55.025.     Transactions Tax Rate.**

“For the privilege of selling tangible personal property at retail, a tax is hereby imposed upon all retailers in the incorporated territory of the city at the rate of ~~4.0~~ 1.5% of the gross receipts of any retailer from the sale of all tangible personal property sold at retail in said territory on and after the operative date of this chapter.”

**Section 2.** Section 4.55.035 of Chapter 4.55, Title 4 of the Seal Beach Municipal Code is hereby amended to read as follows (additional text underlined, deleted text struck through):

**“4.55.035.     Use Tax Rate.**

“An excise tax is hereby imposed on the storage, use or other consumption in the city of tangible personal property purchased from any retailer on and after the operative date of this chapter for storage, use or other consumption in said territory at the rate of ~~4.0~~ 1.5% of the sales price of the property. The sales price shall include delivery charges when such charges are subject to state sales or use tax regardless of the place to which delivery is made.”

**Section 3. Intended Amendment.** It is the intent of the voters to amend Sections 4.55.025 and 4.55.035 only as specified in this Ordinance to increase the rate of the existing Seal Beach transactions and use tax in Chapter 4.55 of Title 4 of the Seal Beach Municipal Code. Pursuant to Elections Code Section 9217, the City Council may amend the provisions of this Ordinance, except that no such amendment that has the effect of increasing the rate of this tax above the rate approved in this Ordinance shall be effective without voter approval. Except as specifically amended in this Ordinance, the remaining provisions of Chapter 4.55 of Title 4 of the Seal Beach Municipal Code shall remain in full force and effect.

**Section 4. Severability.** If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the Ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

**Section 5. Effective Date and Expiration.** This Ordinance shall take effect immediately upon approval by the voters and shall remain in effect until repealed or amended by the voters of the City of Seal Beach.

**APPROVED** at a regular meeting of the City Council of the City of Seal Beach held on the 22<sup>nd</sup> day of July 2024.

**PASSED AND ADOPTED** by the voters of the City of Seal Beach, State of California, at the General Municipal Election held on November 5, 2024.

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Schelly Sustarsic, Mayor

ATTEST:

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Gloria D. Harper, City Clerk

APPROVED AS TO FORM:



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Nicholas Ghirelli, City Attorney

STATE OF CALIFORNIA }  
COUNTY OF ORANGE } SS  
CITY OF SEAL BEACH }

I, Gloria D. Harper, City Clerk of the City of Seal Beach, do hereby certify that the foregoing Ordinance 1714 was approved at a regular meeting held on the 22<sup>nd</sup> day of July, 2024, and was passed, and adopted by the voters of the City of Seal Beach, State of California, at the General Municipal Election held on November 5, 2024 and do hereby further certify that the Ordinance has been published pursuant to the Seal Beach Charter and Resolution Number 2836.

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Gloria D. Harper, City Clerk