

ORDINANCE NUMBER 974

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, CALIFORNIA, PROVIDING FOR A CREDIT OF SALES AND USE TAXES

THE CITY COUNCIL OF THE CITY OF PERRIS DOES ORDAIN AS FOLLOWS:

WHEREAS, the City Council of the City of Perris has established the Redevelopment Agency of the City of Perris and has approved and adopted a Redevelopment Plan for the Agency's redevelopment project known as Project Area Number 2 (the "Project Area") by its adoption of Ordinance Number 580 on July 11, 1983, pursuant to the provisions of Sections 33000, et seq. of the California health & Safety Code; and

WHEREAS, the Agency is undertaking a program under the Community Redevelopment Law for the redevelopment, replanning and redesign of blighted areas within the Project Area with stagnant, improperly utilized and unproductive land which requires redevelopment in the interest of health, safety, morals and general welfare of the people of the City; and

WHEREAS, the City wishes to provide a credit for sales and use tax which are generated within the boundaries of Perris Marketplace (K-Mart) Project in the City of Perris, County of Riverside, State of California.

WHEREAS, the Community Redevelopment Law Reform Act of 1993, otherwise known as AB1290, repeals certain sales and use tax financing mechanisms, specifically provided for in a Memorandum of Understanding for the development of the Perris Development Marketplace Project; and

WHEREAS, a finding of urgency is required in order to immediately adopt this ordinance prior to January 1, 1994, the effective date of AB1290, for the purpose of preserving the public health, safety and general welfare in the subject project which assists in the elimination of blight within the city.

SECTION 1. Summary. This Ordinance provides for a credit of sales and use taxes generated within the boundaries of the Project Area.

SECTION 2. Authority. This Ordinance is enacted pursuant to Section 7202.5 of the Revenue and Taxation Code of the State of California.

SECTION 3. Sales Tax Credit. Chapter 3.16 of the Perris Municipal Code is hereby amended by adding a new Section 3.16.136 to read as follows:

"3.16.136 - Credit Against Payment of Taxes. Any person subject to sales and use tax under this chapter shall be entitled to a credit against the payment of taxes due under this chapter for the amount of sales and use taxes due to the Redevelopment Agency of the City of Perris pursuant to Section 7202.6 of the Revenue and Taxation Code of the State of California and Ordinance Number 4 of the Redevelopment Agency of the City of Perris"

SECTION 4. Administration. The City shall contract prior to the effective date of this Ordinance, with the State Board of Equalization to perform all functions incident to the administration or operation of this Ordinance which shall continue in effect so long as the City and the County have operative sales and use tax ordinances enacted pursuant to the California Revenue and Taxation Code.

SECTION 5. Urgency Finding. This Ordinance shall be adopted as an urgency Ordinance for the immediate preservation of the public health, safety and general welfare.

SECTION 6. Authorization to Publish Ordinance. The Mayor shall sign this Ordinance and the City Clerk shall cause the same to be published within 15 days after its adoption, at least once in full, in the Perris Progress, a newspaper of general circulation published and circulated in the City of Perris.

SECTION 7. Effective Date. This Ordinance shall take effect immediately.

SECTION 8. Operative Date. This Ordinance shall become operative on the first day of the first calendar quarter commencing more than 180 days after adoption.

ADOPTED, SIGNED and APPROVED this 27th day of December, 1993.

Attest:

MAYOR OF THE CITY OF PERRIS

City Clerk

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss
CITY OF PERRIS)

I, Beti An Hynes, duly elected City Clerk of the City of Perris, California, do hereby certify that the foregoing Urgency Ordinance Number 974 was introduced and adopted by the City Council of the City of Perris at a regular meeting thereof held the 27th day of December 1993, by the following called vote:

Ayes: Fletcher, Long, Torres and Baitinger
Noes: None
Absent: None
Abstain: Denney

CITY CLERK _____