



Resolution

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

NO. 1103

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA AMENDING THE OCCUPATIONAL LICENSE TAX FEE SCHEDULE OF THE CITY OF SAN LUIS AND AMENDING RESOLUTION 910 PROVIDING FOR LICENSE TAX FEES FOR MEDICAL MARIJUANA DISPENSARIES; MEDICAL MARIJUANA DISPENSARY OFFSITE CULTIVATION LOCATIONS; REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING SEVERABILITY

WHEREAS, the City of San Luis is authorized by A.R.S. § 9.491 to collect business license tax;

WHEREAS, the City of San Luis has provided that a business license tax may be imposed on non-profit “medical marijuana dispensaries” and non-profit “medical marijuana dispensary offsite cultivation location” under Chapter 110: Occupational Licenses and Miscellaneous Business Regulations, §110.03 of its City Code as amended by Ordinance Number 339;

WHEREAS, the City of San Luis has defined “medical marijuana dispensary” and “medical marijuana dispensary offsite cultivation location” under Chapter 110: Occupational Licenses and Miscellaneous Business Regulations, §110.11 of its City Code;

WHEREAS, the City of San Luis Occupational License Tax Fee Schedule to provide for license tax fees for medical marijuana dispensaries and medical marijuana dispensary offsite cultivation locations in 2010 with Resolution No. 910;

WHEREAS, Resolution No. 910 imposed an Occupational License Tax Fee of \$2,000 per year for medical marijuana dispensaries and \$2,000 per year for medical marijuana dispensary offsite cultivation locations;

WHEREAS, the proposed increase of the fees to \$10,000 per year for medical marijuana dispensaries and \$100,000 per year for medical marijuana dispensary offsite cultivation locations has been properly noticed under A.R.S. §9-499.15;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of San Luis, Arizona as follows:

Section 1: The Occupational License Tax Schedule of the City of San Luis is hereby amended by changing the occupational license taxes as follows:

Medical Marijuana Dispensary:

\$10,000.00 per year to be paid in increments of \$2,500.00 quarterly on the first business day of January, April, July, and October.

Medical Marijuana Dispensary:

\$100,000.00 per year to be paid in increments of \$25,000.00 quarterly on the first business day of January, April, July, and October

Section 2: In the event of a conflict between the provisions of this resolution and any other resolution, ordinance, regulation, or policy of the City of San Luis, the conflicting provisions are hereby repealed, superseded, and replaced, and the provisions of this resolution shall govern.

Section 3: If any section, subsection, sentence, clause, phrase, or portion of this Resolution is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution.

PASSED AND ADOPTED by the Mayor and City Council of the City of San Luis, Arizona,
this _____ day of _____, 2015.

Gerardo Sanchez, Mayor

ATTEST:

Sonia Cornelio, City Clerk

APPROVED AS TO FORM

City Attorney