ORDINANCE NO. 1326

AN ORDINANCE IMPOSING A TEN PERCENT (10%) TAX ON THE GROSS RECEIPTS OF HAZARDOUS WASTE FACILITIES WITHIN THE COUNTY OF SOLANO

The Board of Supervisors of the County of Solano, State of California, does ordain as follows:

SECTION I.

Chapter 11, Article VII, Sections 11-45 and 11-46 of the Solano County Code are repealed, amended and reenacted and new Sections 11-47 and 11-48 are added as follows:

Article VII. Gross Receipts Tax on Existing and Offsite Multi-user Hazardous Waste Facilities.

Section 11-45. Definitions.

(a) "Existing hazardous waste facility" is defined in Health and Safety Code Section 25148.

(b) "Offsite, multiuser, hazardous waste facility" is defined in Health and Safety Code Section 25173.5.

Section 11-46. Imposed; amount.

There is hereby imposed upon any existing hazardous waste facility and upon any offsite, multiuser hazardous waste facility within the County of Solano a tax, in the amount of ten percent (10%) of the annual gross receipts of each such facility.

Section 11-47. Payment.

Tax payments are due on the last day of each month and payable by the fifteenth of the next following month. Payments shall be made to the County Auditor-Controller.

Section 11-48. Regulations.

The Board of Supervisors may by resolution, adopt rules and regulations governing the administration and interpretation of this ordinance as necessary for the efficient collection of this tax.
SECTION II.

The adoption of this ordinance shall not affect gross receipts, taxes due and unpaid pursuant to Ordinance 1169 on or at the effective date of this ordinance or the collection of the gross receipts taxes.

SECTION III.

The provisions of Section I. above shall be subject to voter approval as a referendum measure submitted to popular election by the Board of Supervisors pursuant to Elections Code Sections 3750 et seq., and shall go into effect only if approved by a majority of those voting at the General Election of November 8, 1988. If so approved, said provisions shall become effective immediately upon such voter approval. Said provisions shall be submitted to voter approval at said election and the measure to be voted upon shall be:

Shall Ordinance No. 1326 of the Board of Supervisors of Solano County be approved to provide authorization for the levying of a ten percent (10%) tax on the gross receipts of any existing hazardous waste facility and any offsite, multiuser hazardous waste facility?

SECTION IV.

This Ordinance shall be published once before the expiration of FIFTEEN (15) DAYS after its final passage in the Daily Republic, a newspaper of general circulation, printed and published in Solano County, State of California, and shall be in full force and effect immediately; provided, however, that the provisions of Section I. above shall be subject to voter approval, as provided for hereinabove.

LEE STURM SIMMONS, Chairwoman
Board of Supervisors 9-9-88

ATTEST:

LINDA TERRA, Clerk of the
Board of Supervisors
I, LINDA TERRA, Clerk of the Board of Supervisors, County of Solano, State of California, do hereby certify that the foregoing Ordinance was introduced at a regular meeting held on August 2, 1988.

On Motion of Supervisor ____________, Seconded by Supervisor ____________, this Ordinance was adopted at a regular meeting of said Board on August 9, 1988, by the following vote:

AYES: ____________ Supervisors Brann, Caddle, Davis, Pippo, and Chairwoman Sturn-Simmons

NOES:

ABSTAINED:

ABSENT:

WITNESS my hand and Seal of said Board this _____ day of August, 1988.

LINDA TERRA, Clerk of the Board of Supervisors

[Signature]

Deputy

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