

**INTRODUCED BY:** Councilmember Tim Cusick

**DATE:** December 12, 2022

**BILL NO.:** 9495

**ORDINANCE NO.:** 7212

**AN ORDINANCE IMPOSING AN ADDITIONAL SALES TAX IN THE AMOUNT OF THREE PERCENT ON ALL TANGIBLE PERSONAL PROPERTY RETAIL SALES OF ADULT USE MARIJUANA SOLD IN THE CITY OF UNIVERSITY CITY, MISSOURI, AND PROVIDING FOR THE SUBMISSION OF A PROPOSITION AUTHORIZING SUCH TAX TO THE QUALIFIED VOTERS AT THE GENERAL MUNICIPAL ELECTION ON APRIL 4, 2023.**

**WHEREAS**, on November 8, 2022, the voters 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**, Section 2.6(5) of Article XIV of the Missouri Constitution authorizes the City of University City, Missouri (City) to impose, by ordinance, an additional sales tax in an amount not to exceed three percent on all tangible personal property retail sales of adult use marijuana sold in the City, subject to approval by voters of the City; and

**WHEREAS**, the City desires to impose an additional sales tax in the amount of three percent on all tangible personal property retail sales of adult use marijuana sold in the City and to submit a proposition authorizing such tax to the qualified voters of the City at the General Municipal Election on April 4, 2023.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY CITY, MISSOURI AS FOLLOWS:**

**Section 1.** An additional sales tax in the amount of three percent on all tangible personal property retail sales of adult use marijuana sold in the City of University City, Missouri (City), 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.** An election is hereby called and ordered to be held on the General Municipal Election day in the City on April 4, 2023, for the purpose of submitting to the qualified voters of the City the following proposition:

**PROPOSITION M**

Shall the City of University City, Missouri impose an additional sales tax in the amount of three percent on all tangible personal property retail sales of adult use marijuana sold in University City?

Yes

No

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

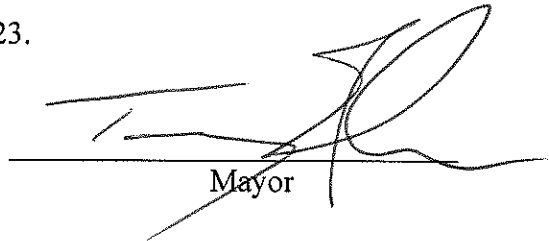
**Section 3.** If a majority of the votes cast on Proposition M by the qualified voters voting thereon are in favor of the proposition, then said additional sales tax in the amount of three percent on all tangible personal property sales of marijuana sold in the City shall be in effect. If a majority of the votes cast on Proposition M by the qualified voters voting thereon are opposed to the proposition, then said additional sales tax in the amount of three percent on all tangible personal property sales of marijuana sold in the City shall not be in effect.

**Section 4.** Said election shall be held in compliance with all laws.

**Section 5.** The City Clerk is directed to notify the Board of Election Commissioners of St. Louis County, Missouri of the election and Proposition M prior to 5:00 p.m. on January 24, 2023, as required by law.

**Section 6.** This ordinance shall take effect and be in full force from and after its passage as provided by law.

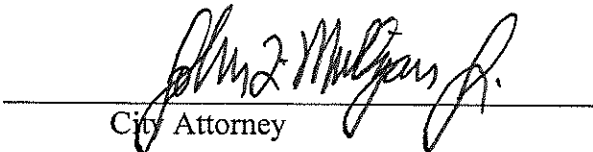
PASSED and ADOPTED this 9<sup>th</sup> day of January, 2023.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

CERTIFIED TO BE CORRECT AS TO FORM:

  
\_\_\_\_\_  
City Attorney

