

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE
BY THE CITY COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE OF THE CITY OF HAYWARD, CALIFORNIA ADDITION ARTICLE 21 TO CHAPTER 8 OF THE HAYWARD MUNICIPAL CODE RELATING TO A COMMERCIAL CANNABIS TAX

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

Section 1. Article 21 is added to Chapter 8 of the Hayward Municipal Code and is hereby enacted to read as follows:

ARTICLE 21
COMMERCIAL CANNABIS TAX

- SEC. 8-21.00 FINDINGS AND PURPOSE
- SEC. 8-21.10 DEFINITIONS
- SEC. 8-21.11 TAX IMPOSED
- SEC. 8-21.12 DECLARATION STATEMENT REQUIRED
- SEC. 8-21.13 PAYMENT – TIMING
- SEC. 8-21.14 AUDIT OF DECLARATION STATEMENT AND PAYMENT
- SEC. 8-21.15 NOTICE NOT REQUIRED BY CITY
- SEC. 8-21.16 TAX DEEMED DEBT TO THE CITY
- SEC. 8-21.17 DEFICIENCY DETERMINATIONS
- SEC. 8-21.18 TAX ASSESSMENT – NON PAYMENT – FRAUD
- SEC. 8-21.19 TAX ASSESSMENT – NOTICE REQUIREMENTS
- SEC. 8-21.20 TAX ASSESSMENT – HEARING
- SEC. 8-21.21 REMEDIES FOR VIOLATION – TAXES NOT WAIVED
- SEC. 8-21.22 AMENDMENTS OF ARTICLE
- SEC. 8-21.23 ADMINISTRATIVE REGULATIONS

Section 2. California Environmental Quality Act (CEQA). The City Council independently finds and determines that this action is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines, as an activity that is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. The general exemption applies in this instance because it can be seen with certainty that there is no possibility that the proposed amendments could have a significant effect on the environment, and thus are not subject to CEQA. Thus, it can be seen with certainty that the proposed project would not have a significant effect on the environment.

Section 3. If any section, subsection, paragraph or sentence of this Ordinance, or any part thereof, is for any reason found to be unconstitutional, invalid, or beyond the authority of the City of Hayward by a court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance.

Section 4. This Ordinance shall become effective upon adoption by the City Council.

INTRODUCED at a regular meeting of the City Council of the City of Hayward, held on the 6th day of March 2018, by Council Member Zermeño.

This ordinance will be considered for adoption at the meeting of the Hayward City Council, to be held on March 20, 2018, at 7:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. The full text of this Ordinance is available for examination by the public in the Office of the City Clerk.

Dated: March 16, 2018
Miriam Lens, City Clerk
City of Hayward