

## MEASURE H

### AN ORDINANCE OF THE PEOPLE OF THE CITY OF RICHMOND AS APPROVED BY THE CITY'S QUALIFIED ELECTORS AT THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2018 TO INCREASE THE DOCUMENTARY TRANSFER TAX

The People of the City of Richmond do ordain as follows:

#### **SECTION 1**

Section 13.40.020 of Chapter 13.40 of Article XIII of the City of Richmond Municipal Code is hereby amended to read as follows:

#### **13.40.020 - Imposition of tax.**

There is hereby imposed a tax on all transfers by deeds, instruments, writings or any other document by which lands, tenements, or other interests in real property are sold, located in the City of Richmond, which are, or is, granted, assigned, transferred or otherwise conveyed to or vested in a purchaser, or purchasers thereof, or any other person or persons, by his/her or their direction, when the value of consideration exceeds one hundred dollars (\$100.00). The tax shall be levied at the following rates:

- (a) Thirty dollars (\$30.00) for each one thousand dollars (\$1,000.00) or fractional part thereof of the consideration exceeding ten million dollars (\$10,000,000.00);
- (b) Twenty five dollars (\$25.00) for each one thousand dollars (\$1,000.00) or fractional part thereof of the consideration equal to or less than ten million dollars (\$10,000,000.00) and exceeding three million dollars (\$3,000,000.00);
- (c) Twelve dollars and fifty cents (\$12.50) for each one thousand dollars (\$1,000.00) or fractional part thereof of the consideration equal to or less than three million dollars (\$3,000,000.00) and equal to or exceeding one million dollars (\$1,000,000.00);
- (d) Seven dollars (\$7.00) for each one thousand dollars (\$1,000.00) or fractional part thereof of the consideration less than one million dollars (\$1,000,000.00).

#### **SECTION 2**

The tax imposed by this Ordinance is a general tax for general governmental purposes and may be used for any usual and current expenses of the City of Richmond as declared by Richmond Municipal Code section 13.40.015.

#### **SECTION 3**

If any section, subsection, part, clause, sentence or phrase of this Ordinance or the application thereof is for any reason held to be invalid or unconstitutional by the decision of any court of

competent jurisdiction, the validity of the remaining portions of this Ordinance, the application thereof and the tax imposed shall not be affected thereby, but shall remain in full force and effect, it being the intent of the People to adopt each and every section, subsection, part, clause, or phrase regardless of whether any other section, subsection, part, clause, or phrase or the application thereof is held to be invalid or unconstitutional.

#### **SECTION 4**

It is the intent of the People that City of Richmond Municipal Code Section 13.40.020 by this Ordinance shall not be considered repealed and reenacted in its amended form; that the portions which are not altered are to be considered as having been the law from the time when they were enacted; that the new provisions are to be considered as having been enacted at the time of the amendment; and that the omitted portions are to be considered as having been repealed at the time of the amendment.

#### **SECTION 5**

If a majority of qualified electors vote in favor of the ballot measure regarding this Ordinance, this Ordinance shall be adopted upon the date the vote therefor is declared by the City Council and shall go into effect ten (10) days thereafter in accordance with California Elections Code Section 9217 and article VIII of the Richmond City Charter.

#### **SECTION 6**

The People of the city of Richmond hereby authorize the Mayor and City Clerk of the city to execute this Ordinance to reflect its adoption at the November 6, 2018 election.

I hereby certify that the foregoing ordinance was duly adopted by a majority of the voters of the City casting votes on the question on November 6, 2018.