

ORDINANCE NO. 552-2016

AN ORDINANCE REPEALING ORDINANCE NO. 533-2014, AN ORDINANCE ESTABLISHING A TAX ON THE SALE OF MARIJUANA AND MARIJUANA-INFUSED PRODUCTS IN THE CITY OF DUNDEE, AS CODIFIED BY DUNDEE MUNICIPAL CODE SECTION 3.06 (MARIJUANA TAX)

WHEREAS, a majority of the electors of Dundee, voting in the November 8, 2016 General Election, approved Ordinance No. 550-2016, to adopt the statutory local marijuana tax on marijuana items sold in the City of Dundee; and

WHEREAS, the City Council finds it in the best interest of the City to repeal the previous local tax on marijuana adopted in Ordinance No. 533-2014, codified in Section 3.06 of the Dundee Municipal Code (õCodeö).

NOW, THEREFORE, THE CITY OF DUNDEE DOES ORDAIN AS FOLLOWS:

SECTION 1. Repeal. Dundee Ordinance No. 533-2014, An Ordinance Establishing a Tax on the Sale of Marijuana and Marijuana-Infused Products in the City of Dundee, enacted on September 16, 2014 and codified by Chapter 3.06 of the Code, titled õMarijuana Taxö, is hereby repealed, as of the effective date of this Ordinance.

SECTION 2. Savings. Ordinance No. 533-2014 and Code Chapter 3.06, repealed by this Ordinance, shall remain valid and in full force and effect, for purposes of all criminal or civil enforcement or collection actions filed or commenced during the times Code Section 3.06 or portions thereof were operative. This section simply clarifies the existing situation that nothing in this Ordinance affects the validity of prosecutions commenced and continued under the laws in effect at the time the matters were originally filed.

SECTION 3. Severability. The sections, subsections, paragraphs and clauses of this ordinance are severable. The invalidity of one section, subsection, paragraph, or clause shall not affect the validity of the remaining sections, subsections, paragraphs and clauses.

SECTION 4. Effective Date. This Ordinance shall be effective 30 days after passage by the Council and signature by the Mayor.

ADOPTED by the Council this _____ day of _____, 2016.

Approved:

David Russ, *Mayor*

ATTEST:

Rob Daykin, *City Administrator/Recorder*