

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-09-0102

2  
3 RESOLUTION OF THE CITY COUNCIL OF THE CITY  
4 OF LONG BEACH CONFIRMING, FOLLOWING HEARING,  
5 THE ANNUAL REPORT OF THE LONG BEACH TOURISM  
6 BUSINESS IMPROVEMENT AREA, CONTINUING THE  
7 LEVY OF ANNUAL ASSESSMENT AS SET FORTH IN SAID  
8 REPORT AND SETTING FORTH OTHER RELATED  
9 MATTERS

10  
11 WHEREAS, pursuant to Section 36533 of the California Streets and  
12 Highways Code, the Long Beach Tourism Business Improvement Area Advisory Board  
13 has caused a Report to be prepared for October 1, 2009 through September 30, 2010  
14 relating to the Long Beach Tourism Business Improvement Area ("LBTBIA"); and

15 WHEREAS, said Report contains, among other things, all matters required  
16 to be included by the above cited Section 36533; and,

17 WHEREAS, on September 22, 2009 at 5:00 p.m., the City Council  
18 conducted a public hearing relating to that Report in accordance with its Resolution of  
19 Intention No. RES-09-0089, adopted September 1, 2009, at which public hearing all  
20 interested persons were afforded a full opportunity to appear and be heard on all matters  
21 relating to the Report; and,

22 WHEREAS, a majority protest not having been received, it is the City  
23 Council's desire to confirm the Report as originally filed and impose and continue the levy  
24 of the Annual Assessment as described in the Report;

25 NOW, THEREFORE, the City Council of the City of Long Beach resolves as  
26 follows:

27 Section 1. A public hearing having been conducted on September 22,  
28 2009 at 5:00 p.m., and all persons having been afforded an opportunity to appear and be

1 heard, the City Council hereby confirms the Report of the Long Beach Tourism Business  
2 Improvement Area, previously filed and approved by Resolution No. RES-09-0089,  
3 adopted September 1, 2009, as originally filed, and declares that this resolution shall  
4 constitute the levy of the Assessment referred to in the Report for October 1, 2009  
5 through September 30, 2010 as more specifically set forth in Exhibit "A".

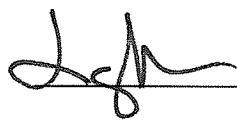
6 Section 2. This resolution shall take effect immediately upon its adoption  
7 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

8 I hereby certify that the foregoing resolution was adopted by the City  
9 Council of the City of Long Beach at its meeting of September 22, 2009, by the  
10 following vote:

11 Ayes: Councilmembers: Garcia, Lowenthal, DeLong,  
12 O'Donnell, Schipske, Andrews,  
13 Reyes Uranga, Gabelich, Lerch.

14  
15 Noes: Councilmembers: None.

16  
17 Absent: Councilmembers: None.

18  
19  
20   
21 \_\_\_\_\_  
22 City Clerk

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**Exhibit A**

**FY 2010 Long Beach Tourism PBIA  
Assessment Formula**

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**Per Section 3 of Ordinance 05-0018 establishing the district:**

The boundaries of the LBTBIA shall be the Airport District and the Downtown District located within the City of Long Beach as illustrated on the attached map. The Airport District is bounded by Redondo Avenue, Carson shall be subject to any amendments made hereafter to said law or to other applicable

The boundaries of the LBTBIA shall be the Airport District Street, Bellflower Boulevard , and East Stearns Street. The Downtown District is bounded by Third Street, Alamitos Avenue, Queensway Bay (including the Queen Mary, excluding Queensway Harbor and the Long Beach Marina), and Highway 710.

The proposed LBTBIA will include all hotels, with greater than thirty (30) rooms, within the LBTBIA boundaries which include the Airport District and the Downtown District. The assessment shall be levied on all hotel businesses, existing and future, with greater than thirty (30) rooms, within the area based upon three percent (3%) of the gross short term room rental revenue. The assessment will be collected monthly, based on three percent (3%) of the gross short term room rental revenues for the previous month. New hotel businesses within the boundaries will not be exempt from the levy of assessment pursuant to Section 36531. Pursuant to the Long Beach Municipal Code, assessments pursuant to the LBTBIA shall not be included in gross room rental revenue for purpose of determining the amount of the transient occupancy tax. As used in this Ordinance , the phrase "short term room rental" shall mean occupancies that last less than fifteen (15) consecutive days and shall not include occupancies related to state and federal government business by state and federal government employees, shall not include occupancies paid by LA County Social Service vouchers and shall not include airline crew room occupancies.

