

AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF LONG BEACH AMENDING THE LONG BEACH  
MUNICIPAL CODE BY AMENDING SUBSECTION  
3.80.261.C.4 RELATING TO MARIJUANA BUSINESSES  
BUSINESS LICENSE TAX RATES

The City Council of the City of Long Beach ordains as follows:

Section 1. Subsection 3.80.261.C.4 of the Long Beach Municipal Code is amended to read as follows:

4. Every marijuana business, whether medical or non-medical, that is engaged in marijuana distribution, transport, processing, or testing within the City, shall pay business tax at a rate of up to eight percent (8%) of gross receipts. The tax which was initially set at a rate of six percent (6%), is reduced and set at a rate of one percent (1%). The tax under this section shall not be increased on marijuana businesses unless and until the City Council by ordinance takes action, and the tax rate shall not exceed eight percent (8%) of gross receipts. If a marijuana business that is engaged in marijuana distribution, transport, processing, or testing, is also engaged in marijuana retail sale or delivery of the same marijuana and marijuana products, then it shall pay the business taxes set forth in paragraphs C.1. or C.2., as applicable, for retail sale or delivery of any marijuana or marijuana products and is not required to pay the business taxes set forth in this paragraph for marijuana distribution, transport, processing, or testing for the same marijuana and marijuana products. The marijuana business has the burden of proving that the marijuana or marijuana products involved in distribution, transport, processing, or testing are the same.

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
411 West Ocean Boulevard, 9th Floor  
Long Beach, CA 90802-4511

1 Section 2. The City Clerk shall certify to the passage of this ordinance by  
2 the City Council and cause it to be posted in three (3) conspicuous places in the City of  
3 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the  
4 Mayor.

5  
6 I hereby certify that the foregoing ordinance was adopted by the City  
7 Council of the City of Long Beach at its meeting of January 7, 2020,  
8 by the following vote:

9  
10 Ayes: Councilmembers: Zendejas, Supernaw, Andrews, Uranga,  
11 Austin, Richardson.

12 \_\_\_\_\_  
13 \_\_\_\_\_  
14 Noes: Councilmembers: None.

15 \_\_\_\_\_  
16 Absent: Councilmembers: Price, Mungo.

17 \_\_\_\_\_  
18 Recusal(s): Councilmembers: Pearce.

19  
20  
21 [Signature]  
City Clerk

22  
23  
24 Approved: 1/13/20  
(Date)

25  
26  
27 [Signature]  
Mayor

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA        ) ss  
COUNTY OF LOS ANGELES    )  
CITY OF LONG BEACH         )

Tamela Austin being duly sworn says: That I am employed in the Office of the City Clerk of the City of Long Beach; that on the 9<sup>th</sup> day of January, 2020, I posted three true and correct copies of Final Ordinance No. ORD-20-0001 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the lobby of Civic Chambers; one of said copies in the Main Library; and one of said copies on the front counter of the Office of the City Clerk.

Tamela Austin

Subscribed and sworn to before me  
This 9<sup>th</sup> day of January 2020.

M. De La Cruz  
CITY CLERK