

# CITY of CARPINTERIA, CALIFORNIA



May 30, 2024

Honorable Board of Supervisors  
County of Santa Barbara  
105 East Anapamu Street, Room 407  
Santa Barbara, CA 93101

RE: November 5, 2024 General Election

The Carpinteria City Council, at its regular meeting of May 28, 2024, adopted resolutions pertaining to consolidating the City's Election of City Council candidates and submittal of a measure to the voters with Santa Barbara County Elections Division. The following resolutions are attached as follows:

1. Resolution No. 6317, calling for the holding of a General Municipal Election to be held on Tuesday, November 5, 2024 and requesting the Board of Supervisors of the County of Santa Barbara to consolidate said election with the Presidential General Election to be held on the same date.
2. Resolution No. 6320, ordering the submission to the qualified electors of the City of a certain measure relating to increasing the rate of the City's Transient Occupancy Tax at the General Election to be held on Tuesday, November 5, 2024.
3. Resolution No. 6321, requesting the Board of Supervisors of the County of Santa Barbara to consolidate a General Municipal Election to be held on November 5, 2024, with the Statewide General Election to be held on the date pursuant to § 10403 of the Elections Code.

The City of Carpinteria respectfully requests the Santa Barbara County Board of Supervisors' approval of a request for consolidation. Upon approval, we request confirmation by minute order. If you have any questions, please contact me at (805) 755-4403.

Sincerely,

A handwritten signature in blue ink that reads "Brian C. Barrett".

Brian C. Barrett, CMC, CPMC  
City Clerk

Enclosures

c: Santa Barbara County Elections Division (w/encl. and a request for consolidated election services and request for nomination signature verification services)

**RESOLUTION NO. 6317**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024 AND REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA BARBARA TO CONSOLIDATE SAID ELECTION WITH THE PRESIDENTIAL GENERAL ELECTION TO BE HELD ON THE SAME DATE**

**WHEREAS**, under the provisions of the laws relating to general law cities in the State of California, a General Municipal Election shall be held on November 5, 2024 in the City of Carpinteria ("City"), for the election of Municipal Officers representing City Council District Nos. 2 and 4; and

**WHEREAS**, a vacancy in the office of City Council District No. 3 was created by the resignation of Councilmember Roy Lee on May 7, 2024. This office will commence upon the swearing-in scheduled for December 9, 2024 and this term will end in December 2026 (half term of two years); and

**WHEREAS**, on May 13, 2024, the City Council chose to fill the vacant City Council District No. 3 seat by election; and

**WHEREAS**, it is desirable that the General Municipal Election be consolidated with any and all elections to be administered by Santa Barbara County ("County") on the same date and conducted in all respects as if there were only one election; and

**WHEREAS**, the City seeks the provision of election services from the County related to the conduct of the City's General Municipal Election.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

**SECTION 1.** The above recitals are true and correct, and incorporated herein by reference.

**SECTION 2.** Pursuant to the requirements of the laws of the State of California relating to General Law Cities, there is called and ordered to be held in the City of Carpinteria, California, on Tuesday, November 5, 2024, a General Municipal Election for the purpose of electing two Members of the City Council representing City Council District Nos. 2 and 4 for the full term of four years (terms ending in November 2028) and also electing one Member of the

City Council representing District No. 3 for the half term of two years due to Councilmember Lee's resignation (term ending in November 2026).

**SECTION 3.** Pursuant to Resolution No. 6320, a general tax measure relating to the City's transient occupancy tax is to also be submitted to the voters on the ballot for the General Municipal Election.

**SECTION 4.** Pursuant to the requirements of § 10403 of the Elections Code, the County Board of Supervisors is hereby requested to consent and agree to the consolidation of the City's General Municipal Election with the County-administered election occurring on the same date and to permit the County Elections Official to render specified services to the City. That the Board of Supervisors is requested to issue instructions to the County Elections Department to take any and all steps necessary for the holding of the consolidated election.

**SECTION 5.** That the ballots to be used at the election shall be in form and content as required by law. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

**SECTION 6.** That the City Clerk is authorized, instructed and directed to coordinate with the County of Santa Barbara Registrar-Recorder/County Clerk to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

**SECTION 7.** That the polls (vote centers) for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls (vote centers) shall be closed, pursuant to Election Code § 10242, except as provided in §§ 14212, 14401 of the Elections Code of the State of California.

**SECTION 8.** That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

**SECTION 9.** That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

**SECTION 10.** The County Elections Department is authorized to canvass the returns of the General Municipal Election. That in the event of a tie vote (if any two or more persons receive an equal and the highest number of votes for an office) as certified by the County of Santa Barbara Registrar-Recorder/County Clerk, the City Council, in accordance with Election Code § 15651(a), shall set a date, time, and place and summon the candidates who have received the tie votes to appear and will determine the tie by lot.

**SECTION 11.** That the City Clerk is hereby directed to file a certified copy of this resolution, along with Resolution No. 6320, with the Board of Supervisors and the County Elections Department.



**RESOLUTION NO. 6320**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
CARPINTERIA, CALIFORNIA, ORDERING THE SUBMISSION TO  
THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN  
MEASURE RELATING TO INCREASING THE RATE OF THE  
CITY'S TRANSIENT OCCUPANCY TAX AT THE GENERAL  
ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024**

**WHEREAS**, pursuant to Title 3 (Revenue and Finance) of the Carpinteria Municipal Code ("CMC"), the City of Carpinteria currently imposes a Transient Occupancy Tax ("TOT") at the rate of twelve percent (12%) on short-term guests of hotels, motels, and other lodgings within the City;

**WHEREAS**, the City Council desires to amend the CMC to increase the maximum rate of the TOT from twelve percent (12%) to fifteen percent (15%);

**WHEREAS**, pursuant to California Elections Code Section 9222 and California Revenue and Taxation Code Sections 7280 and 7281, the City Council has the authority to place a measure on the ballot regarding the imposition, extension or increase in a local TOT to be considered by the voters at a municipal election;

**WHEREAS**, TOT is a general tax, the proceeds of which are deposited in the City's General Fund and pay for essential City services, including but not limited to, Sheriff deputies, street repair, maintenance of library, senior and youth programs, and other general governmental services;

**WHEREAS**, Proposition 218 (California Constitution, Article XIII C and D) requires that all general taxes that are imposed, extended or increased be submitted to the electorate and approved by a majority vote of the qualified electors voting in the election;

**WHEREAS**, pursuant to the CMC Section 2.06.040, the City's regular General Municipal Election for officers is held on the first Tuesday after the first Monday in November of each even-numbered year. Therefore, the next regularly scheduled General Municipal Election for the election of members of the City Council will be held on Tuesday, November 5, 2024;

**WHEREAS**, based on the above, the City Council desires to submit a ballot measure to the voters at said upcoming General Municipal Election that proposes to increase the City's TOT from 12% to 15% ("Measure"), the specific terms of which are provided for in Ordinance No. 780 attached hereto as Exhibit "A" and by this reference made an operative part hereof, in accordance with all applicable laws;



**WHEREAS**, pursuant to Government Code Section 53724(b) (Proposition 62), two-thirds of the City Council must vote in favor of placing the TOT Measure on the November 5, 2024 General Municipal Election ballot;

**WHEREAS**, it is desirable that the General Municipal Election be consolidated with the Statewide General Election held on the same date and that within the City the precincts, polling places, voting centers and election officers of the two elections be the same, and that the Santa Barbara County Elections Department canvass the returns of the General Municipal Election and that the election be held in all respects as if there were only one election;

**WHEREAS**, it is also desirable to establish deadlines and rules for the submission of written arguments and rebuttals for and against the Measure, and a City Attorney impartial analysis, in accordance with California Elections Code procedures, which shall be embodied in separate resolutions.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

**SECTION 1. Recitals.** The above recitals are true and correct, and incorporated herein by reference.

**SECTION 2. Submission of Ballot Measure.** The Carpinteria City Council pursuant to its right and authority, does order submitted to the qualified voters of the City at the General Municipal Election to be held on November 5, 2024 the following question, which shall be printed on the ballots substantially in the form as shown:

<b>CITY OF CARPINTERIA ESSENTIAL SERVICES, PUBLIC SAFETY MEASURE</b>	
Shall the measure protecting essential services including maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; protecting beaches from pollution; other general government purposes; increasing Carpinteria's transient occupancy tax, paid only by hotel/motel/short-term rental guests, from 12% to 15%, generating \$750,000 annually until ended by voters, requiring spending disclosures, all funds spent locally, be adopted?	<b>YES</b>
	<b>NO</b>

**SECTION 3. Placement on the Ballot.** The full text of the City's TOT Measure (Ordinance No. 780) is attached hereto as "Exhibit A" and incorporated herein by reference. The full text of the Measure shall not be printed in the Voter Information guide, and a statement shall be printed in the ballot pursuant to Elections Code Section 9223 advising voters that they may obtain a copy of Ordinance No. 780 at no cost, upon request made to the City Clerk or by visiting the City's website.

**SECTION 4. Majority Vote Required to Pass.** The vote requirement for the TOT Measure to pass is a majority (50%+1) of the votes cast.

**SECTION 5. Public Examination.** Pursuant to Elections Code Section 9295, the Ordinance Measure will be available for public examination for no fewer than ten (10) calendar days prior to being submitted for printing in the Voter Information guide. The City Clerk shall post notice in the Clerk's office of the specific dates that the examination period will run.

**SECTION 6. Conduct of Election in Conformity with Law.** That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

**SECTION 7. CEQA.** The City Council hereby finds and determines that the ballot Measure relates to organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment, and therefore is not a Project within the meaning of the California Environmental Quality Act ("CEQA") and the State CEQA Guidelines Section 15378(b)(5).

**SECTION 8. Notice and Publication.** That notice of the time and place of holding the election is given, and the City Clerk is hereby directed to publish a synopsis of the Measure in accordance with California Elections Code Section 12111 at least one time no later than one week before the election in a newspaper of general circulation in the City. The City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as may be required by law.

**SECTION 9. Certification.** That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

**SECTION 10. Delivery to County.** The City Clerk is directed to deliver copies of this Resolution and its attachments to the Clerk of the Santa Barbara County Board of Supervisors and to the Santa Barbara County Elections Official, and is authorized to execute, file, sign, communicate and do whatever is otherwise necessary to effectuate the placement of City's TOT Measure on the November 5, 2024 ballot.

**PASSED, APPROVED AND ADOPTED** on this 28th day of May, 2024, by the following vote:

AYES: COUNCILMEMBER(S): Lee, Nomura, Solorzano, Alarcon, Clark

NOES: COUNCILMEMBER(S): None  
 ABSENT: COUNCILMEMBER(S): None  
 ABSTAIN: COUNCILMEMBER(S): None

*al clark*  
 Mayor, City of Carpinteria

ATTEST:

*Brian C. Barrett*  
 Brian C. Barrett, CMC, CPMC  
 City Clerk, City of Carpinteria



I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

*Brian C. Barrett*  
 Brian C. Barrett, CMC, CPMC  
 City Clerk, City of Carpinteria

APPROVED AS TO FORM:

*Jena Shoaf Acos*  
 Jena Shoaf Acos, on behalf of Brownstein  
 Hyatt Farber Schreck, LLP acting as  
 City Attorney of the City of Carpinteria

STATE OF CALIFORNIA )  
 County of Santa Barbara )SS

I, Brian C. Barrett, City Clerk of the City of Carpinteria, California, do hereby certify that the foregoing is a true and correct copy of the original now remaining on file and of record in my office.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Seal of the City of Carpinteria to be affixed this 30th day of May 2024  
 By *Brian C. Barrett*  
 City Clerk

ATTACHMENT:  
 Exhibit "A" - Ordinance No. 780





**EXHIBIT A TO RESOLUTION NO. 6320**

**Ordinance No. 780**

ORDINANCE NO. 780

AN ORDINANCE OF THE CITY OF CARPINTERIA, CALIFORNIA,  
AMENDING SECTION 3.20.030 OF THE CARPINTERIA MUNICIPAL  
CODE TO INCREASE THE UNIFORM TRANSIENT OCCUPANCY TAX  
ON RENT CHARGED TO HOTEL GUESTS FROM TWELVE PERCENT  
(12%) TO FIFTEEN PERCENT (15%) EFFECTIVE JANUARY 1, 2025

**WHEREAS**, pursuant to California Revenue and Taxation Code Section 7280, the City of Carpinteria ("City") levies an transient occupancy tax on short-term hotel stays in the City, as regulated under Chapter 3.20 ("Uniform Transient Occupancy Tax") of Title 3 ("Revenue and Finance") of the Carpinteria Municipal Code ("CMC");

**WHEREAS**, on May 28, 2024, through the adoption of Resolution No. 6320 by a two-thirds (2/3) majority vote of all members of the City Council as required by Government Code Section 53724(b), the City Council resolved to submit this Ordinance to the qualified voters of the City at the November 5, 2024 General Municipal Election;

**WHEREAS**, this Ordinance imposes an additional three percent (3%) tax to the existing twelve percent (12%) transient occupancy tax ("TOT"), thereby increasing the TOT to fifteen percent (15%); and,

**WHEREAS**, this Ordinance is anticipated to raise an additional \$750,000 in revenue annually, for deposit to the City's general fund and used for any general governmental purpose within the City.

**NOW THEREFORE, THE PEOPLE OF THE CITY OF CARPINTERIA DO HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1. Incorporation of Recitals.** All the foregoing recitals are true and correct and are each relied upon independently by the People for its adoption of this Ordinance.

**SECTION 2. Text Amendment.** Subject to the approval of a majority of the qualified voters of the City of Carpinteria at the November 5, 2024 General Municipal Election, Section 3.20.030 of Chapter 3.20 of Title 3 of the CMC is hereby amended to read as follows, with additions noted in ***bold italics*** and deletions noted in ~~strikeout~~:

"3.20.030 - Tax imposed—Rate—Debt to city.

For privilege of occupancy in any hotel, each transient is subject to and shall pay a tax in the amount of ~~twelve~~ ***fifteen*** percent of the rent charged by the operator. Such tax constitutes a debt owed by the transient to the city which is extinguished only by payment to the operator or the city."

**SECTION 3. General Tax.** The TOT assessed by this Ordinance shall be collected and administered in the manner set forth in Chapter 3.20 of the CMC. Said tax is a general tax as defined in Subsection (a) of Section 1 of Article XIIC of the California Constitution,

the proceeds of which shall be deposited in the City's general fund to be used for any lawful general purposes of the City, including but not limited to, maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; and protecting beaches from pollution.

**SECTION 4. Approval by the City Council.** Pursuant to California Government Section 53724 and Revenue and Taxation Code Section 7280, this Ordinance was duly approved for placement on the ballot by a minimum two-thirds (2/3) majority of all members of the City Council on May 28, 2024.

**SECTION 5. Approval by Voters and Effective Date.** Pursuant to California Constitution Article XIII C Section 2(b) and California Elections Code Section 9217, this Ordinance shall take effect only if approved by a majority of the eligible voters of the City of Carpinteria voting at the General Municipal Election to be held on November 5, 2024. It shall be deemed adopted when the City Council has certified the results of that election by resolution and shall take effect ten (10) days thereafter.

**SECTION 6. Severability.** If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect. The People of the City of Carpinteria hereby declare that they would have adopted each section, subsection, sentence, clause, phrase, or portion of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions of this Ordinance be declared invalid or unenforceable.

**SECTION 7. Execution.** The Mayor and the City Clerk are hereby authorized to sign and attest to the adoption of this Ordinance upon certification by the City Council of the results of the election approving this Ordinance.

I hereby certify that the foregoing Ordinance was duly adopted by a majority of the qualified electors of the City of Carpinteria casting votes on the question in the General Municipal Election held on November 5, 2024, by the following electoral results:

VOTES IN FAVOR:

VOTES AGAINST:

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Mayor of the City of Carpinteria

**ATTEST:**

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Brian C. Barrett, CMC, CPMC  
City Clerk, City of Carpinteria

**APPROVED AS TO FORM:**

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Jena Shoaf Acos, on behalf of Brownstein  
Hyatt Farber Schreck, LLP acting as  
City Attorney of the City of Carpinteria

**RESOLUTION NO. 6321**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
CARPINTERIA, CALIFORNIA, REQUESTING THE BOARD OF  
SUPERVISORS OF THE COUNTY OF SANTA BARBARA TO  
CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON  
NOVEMBER 5, 2024, WITH THE STATEWIDE GENERAL ELECTION  
TO BE HELD ON THE DATE PURSUANT TO § 10403 OF THE  
ELECTIONS CODE**

**WHEREAS**, the City Council of the City of Carpinteria has called a General Municipal Election to be held on November 5, 2024, for the purpose of electing Councilmembers (Resolution No. 6317) and submitting to the voters the question relating to increasing the rate of the City's transient occupancy tax (Resolution No. 6320); and

**WHEREAS**, it is desirable that the General Municipal Election be consolidated with the Statewide General Election to be held on the same date and that within the city the precincts, polling places (vote centers) and election officers of the two elections be the same, and that the Santa Barbara County Elections/Registrar of Voters canvass the returns of the General Municipal Election and that the election be held in all aspects as if there were only one election.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

**SECTION 1.** The above recitals are true and correct, and incorporated herein by reference.

**SECTION 2.** The Carpinteria City Council hereby resolves that pursuant to the requirements of § 10403 of the Elections Code, the Board of Supervisors of the County of Santa Barbara is hereby requested to consent and agree to the consolidation of a General Municipal Election with the Statewide General Election on Tuesday, November 5, 2024, for the purpose submitting the question relating to increasing the rate of the City's transient occupancy tax to the qualified voters of the City.

**SECTION 3.** That a measure is to appear on the ballot as follows:



<p><b>CITY OF CARPINTERIA ESSENTIAL SERVICES, PUBLIC SAFETY</b></p>	<p><b>YES</b></p>
<p>Shall the measure protecting essential services including maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; protecting beaches from pollution; other general government purposes; increasing Carpinteria's transient occupancy tax, paid only by hotel/motel/short-term rental guests, from 12% to 15%, generating \$750,000 annually until ended by voters, requiring spending disclosures, all funds spent locally, be adopted?</p>	<p><b>NO</b></p>

**SECTION 4.** That the proposed complete text of the measure (Ordinance No. 780) submitted to the voters is attached as Exhibit A.

**SECTION 5.** That the vote requirement for the measure to pass is a majority (50%+1) of the votes cast.

**SECTION 6.** That the County Elections Office is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only on form of ballot shall be used. The election will be held and conducted in accordance with the provisions of law regulating the statewide or special election.

**SECTION 7.** That the Board of Supervisors is requested to issue instructions to the County Elections Department to take any and all steps necessary for the holding of the consolidated election.

**SECTION 8.** That the City of Carpinteria recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

**SECTION 9.** That the City Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the County Election Department of the County of Santa Barbara.

**SECTION 10.** That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

**PASSED, APPROVED AND ADOPTED** on this 28th day of May, 2024, by the following vote:

AYES: COUNCILMEMBER(S): Lee, Nomura, Solorzano, Alarcon, Clark


NOES: COUNCILMEMBER(S): None

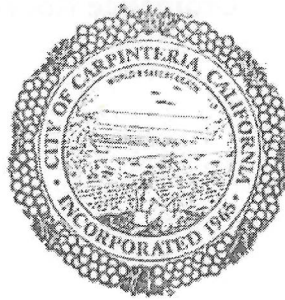
ABSENT: COUNCILMEMBER(S): None

ABSTAIN: COUNCILMEMBER(S): None


  
Mayor, City of Carpinteria

ATTEST:

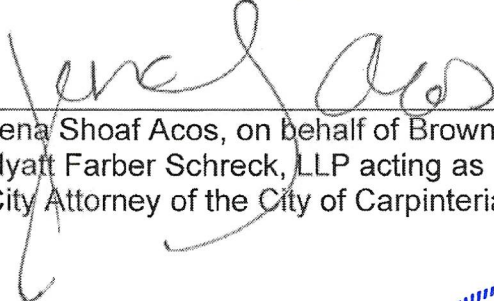
  
Brian C. Barrett, CMC, CPMC  
City Clerk, City of Carpinteria



I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

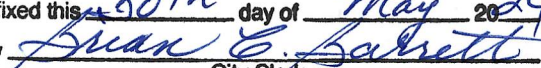
  
Brian C. Barrett, CMC, CPMC  
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

  
Jena Shoaf Acos, on behalf of Brownstein Hyatt Farber Schreck, LLP acting as City Attorney of the City of Carpinteria

STATE OF CALIFORNIA )  
County of Santa Barbara )SS

I, Brian C. Barrett, City Clerk of the City of Carpinteria, California, do hereby certify that the foregoing is a true and correct copy of the original now remaining on file and of record in my office.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Seal of the City of Carpinteria to be affixed this 30th day of May 2024  
By   
City Clerk



**EXHIBIT A TO RESOLUTION NO. 6321**

**Ordinance No. 780**

AMERICAN  
28  
County of San Francisco

I, John E. Brown, City Clerk of the City of San Francisco, do hereby certify that the foregoing is a true and correct copy of the original now remaining on file and on record in my office.

IN WITNESS WHEREOF I have hereunto set my hand and the seal of the City of San Francisco, this

\_\_\_\_\_ day of \_\_\_\_\_ 20\_\_

\_\_\_\_\_  
City Clerk

ORDINANCE NO. 780

AN ORDINANCE OF THE CITY OF CARPINTERIA, CALIFORNIA,  
AMENDING SECTION 3.20.030 OF THE CARPINTERIA MUNICIPAL  
CODE TO INCREASE THE UNIFORM TRANSIENT OCCUPANCY TAX  
ON RENT CHARGED TO HOTEL GUESTS FROM TWELVE PERCENT  
(12%) TO FIFTEEN PERCENT (15%) EFFECTIVE JANUARY 1, 2025

**WHEREAS**, pursuant to California Revenue and Taxation Code Section 7280, the City of Carpinteria ("City") levies an transient occupancy tax on short-term hotel stays in the City, as regulated under Chapter 3.20 ("Uniform Transient Occupancy Tax") of Title 3 ("Revenue and Finance") of the Carpinteria Municipal Code ("CMC");

**WHEREAS**, on May 28, 2024, through the adoption of Resolution No. 6320 by a two-thirds (2/3) majority vote of all members of the City Council as required by Government Code Section 53724(b), the City Council resolved to submit this Ordinance to the qualified voters of the City at the November 5, 2024 General Municipal Election;

**WHEREAS**, this Ordinance imposes an additional three percent (3%) tax to the existing twelve percent (12%) transient occupancy tax ("TOT"), thereby increasing the TOT to fifteen percent (15%); and,

**WHEREAS**, this Ordinance is anticipated to raise an additional \$750,000 in revenue annually, for deposit to the City's general fund and used for any general governmental purpose within the City.

**NOW THEREFORE, THE PEOPLE OF THE CITY OF CARPINTERIA DO HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1. Incorporation of Recitals.** All the foregoing recitals are true and correct and are each relied upon independently by the People for its adoption of this Ordinance.

**SECTION 2. Text Amendment.** Subject to the approval of a majority of the qualified voters of the City of Carpinteria at the November 5, 2024 General Municipal Election, Section 3.20.030 of Chapter 3.20 of Title 3 of the CMC is hereby amended to read as follows, with additions noted in ***bold italics*** and deletions noted in ~~strikeout~~:

"3.20.030 - Tax imposed—Rate—Debt to city.

For privilege of occupancy in any hotel, each transient is subject to and shall pay a tax in the amount of ~~twelve~~ ***fifteen*** percent of the rent charged by the operator. Such tax constitutes a debt owed by the transient to the city which is extinguished only by payment to the operator or the city."

**SECTION 3. General Tax.** The TOT assessed by this Ordinance shall be collected and administered in the manner set forth in Chapter 3.20 of the CMC. Said tax is a general tax as defined in Subsection (a) of Section 1 of Article XIIC of the California Constitution,

the proceeds of which shall be deposited in the City's general fund to be used for any lawful general purposes of the City, including but not limited to, maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; and protecting beaches from pollution.

**SECTION 4. Approval by the City Council.** Pursuant to California Government Section 53724 and Revenue and Taxation Code Section 7280, this Ordinance was duly approved for placement on the ballot by a minimum two-thirds (2/3) majority of all members of the City Council on May 28, 2024.

**SECTION 5. Approval by Voters and Effective Date.** Pursuant to California Constitution Article XIIC Section 2(b) and California Elections Code Section 9217, this Ordinance shall take effect only if approved by a majority of the eligible voters of the City of Carpinteria voting at the General Municipal Election to be held on November 5, 2024. It shall be deemed adopted when the City Council has certified the results of that election by resolution and shall take effect ten (10) days thereafter.

**SECTION 6. Severability.** If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect. The People of the City of Carpinteria hereby declare that they would have adopted each section, subsection, sentence, clause, phrase, or portion of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions of this Ordinance be declared invalid or unenforceable.

**SECTION 7. Execution.** The Mayor and the City Clerk are hereby authorized to sign and attest to the adoption of this Ordinance upon certification by the City Council of the results of the election approving this Ordinance.

I hereby certify that the foregoing Ordinance was duly adopted by a majority of the qualified electors of the City of Carpinteria casting votes on the question in the General Municipal Election held on November 5, 2024, by the following electoral results:

VOTES IN FAVOR:

VOTES AGAINST:

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Mayor of the City of Carpinteria



**ATTEST:**

---

Brian C. Barrett, CMC, CPMC  
City Clerk, City of Carpinteria

**APPROVED AS TO FORM:**

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Jena Shoaf Acos, on behalf of Brownstein  
Hyatt Farber Schreck, LLP acting as  
City Attorney of the City of Carpinteria