

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LANCASTER TO PHASE IMPLEMENTATION OF THE
TRANSACTIONS AND USE TAX INCREASE AUTHORIZED
BY AB 2443 AND ENACTED BY MEASURE YM

WHEREAS, Assembly Bill 2443 (“AB 2443”), an immediately effective urgency statute approved by the Governor on September 29, 2024, added Section 7287.13 to the California Revenue and Taxation Code, and authorizes the City of Lancaster to impose a transactions and use tax for general or specific purposes at a rate of no more than 1% that would, in combination with all other applicable taxes, exceed the limit established in Section 7251.1 of the California Revenue and Taxation Code; and

WHEREAS, on November 5, 2024, voters passed Measure YM (“Measure YM”), which amended Chapter 3.14 of the Lancaster Municipal Code and established an automatic increase of the City’s Transaction and Use Tax if, whenever, and to the extent permitted by applicable law; and

WHEREAS, Measure YM imposes and enacts for general purposes the 1% transactions and use tax authorized by AB 2443 (the “AB 2443 Increase”), but is silent as to how, when, and to what extent the City must actually implement and collect the full AB 2443 Increase amount, or whether the City may phase or defer all or any portion thereof; and

WHEREAS, on [REDACTED], 2024, the City Council approved and enacted Ordinance No. [REDACTED], which authorizes the City Council to, by resolution or other action, phase, defer, or otherwise implement and collect a transactions and use tax rate that is lower than the full rate established by Sections 3.14.050 and/or 3.14.070 of the Lancaster Municipal Code, which includes the AB 2443 Increase; and

WHEREAS, the City Council desires to exercise its authority to defer a portion of the AB 2443 Increase, as set forth below.

THEREFORE, THE CITY COUNCIL OF THE CITY OF LANCASTER DOES
HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council hereby finds and determines that the foregoing recitals are true and correct. The recitals are hereby incorporated into the operative provisions of this Resolution by this reference.

SECTION 2. One-quarter (1/4) of the 1% transactions and use tax increase authorized by AB 2443 and enacted by Measure YM (*i.e.*, .5%) shall be deferred to and not take effect until January 1, 2028.

SECTION 3. One-quarter (1/4) of the 1% transactions and use tax increase authorized by AB 2443 and enacted by Measure YM (*i.e.*, .5%) shall be deferred to and not take effect until January 1, 2029.

SECTION 4. The City Clerk shall certify to the passage and adoption of this resolution.

PASSED, APPROVED and ADOPTED this _____ day of _____, 2024, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

ANDREA ALEXANDER
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF RESOLUTION
CITY COUNCIL

I, _____, _____ City of Lancaster, California, do hereby certify that this is a true and correct copy of the original Resolution No. ____, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____ day of _____, _____.

(seal)
