

**ORDINANCE NO.**

**ORDINANCE OF THE MARIN COUNTY BOARD OF SUPERVISORS  
AMENDING ORDINANCE NO. 3401 ESTABLISHING THE MARIN  
COUNTY TOURISM BUSINESS IMPROVEMENT DISTRICT (MCTBID)  
IN THE COUNTY OF MARIN**

**WHEREAS** on January 6, 2004, the Board of Supervisors of the County of Marin, on behalf of the County (the "County") adopted Resolution No. 3401 establishing the Marin County Tourism Business Improvement District (MCTBID) and levying a benefit assessment on lodging establishments within the MCTBID, pursuant to the Parking and Business Improvement Area Law of 1989 Section 36500 et seq. of Division 18 of the California Streets and Highways Code (the "Act"); and

**WHEREAS** the advisory board of the MCTBID, the Marin Convention and Visitors Bureau, has recommended increasing the benefit assessment from the current 1% of gross room rental revenue to 2%; and,

**WHEREAS** as specified in Resolution No. 2010-96 a hearing concerning the modification of the district will be held on November 30, 2010, before this Board in the Board Chambers at the Marin County Civic Center, Room 330, 3501 Civic Center Drive, San Rafael, California; and

**WHEREAS** at the conclusion of the hearing on November 30, 2010, all notices procedures required by the Act for will have been complied with, and all protests, both written and oral, are overruled and denied and the Board of Supervisors finds that there is not a majority protest within the meaning of Section 36523 of the Act.

**NOW, THEREFORE, LET IT BE ORDAINED** that the Board of Supervisors of the County of Marin hereby adopts the following amendment to Chapter 3.70 of the Marin County Code, amending section 3.70.040 to read as follows:

**3.70.040 Assessment.** The assessment, 2% of the gross room rental revenue, is to be levied on all lodging establishments, existing and future, within the MCTBID in the County of Marin (excluding the unincorporated area of Supervisorial District 4) and within the participating cities of Larkspur, Novato, San Rafael, and Mill Valley, and the Towns of Corte Madera and San Anselmo as indicated and described on Exhibit A. The MCTBID projected annual assessment revenues in year one total approximately \$350,000. An assessment based on percentage will result in revenues that rise and fall in reflection of greater and lesser business in an overall up or down tourism market and world economy.

This Ordinance shall be and is hereby declared to be in full force and effect as of thirty (30) days from and after the date of its passage and shall be published once before the expiration of fifteen (15) days after its passage, with the names of the Supervisors voting for and against the same, in the *Marin Independent Journal*, a newspaper of general circulation published in the County of Marin.

**PASSED AND ADOPTED** at a regular meeting of the Board of Supervisors of  
the County of Marin held on this day of 2010 by the following vote:

AYES            SUPERVISORS

NOES           NONE

ABSENT:       NONE

ATTEST:

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CLERK