

THE CHARTER OF THE CITY OF DEL MAR

We, the people of the City of Del Mar, State of California, do ordain and establish this Charter as the organic law of the City under the Constitution of the State.

ARTICLE I

Incorporation and Succession

Section 100. Name and Boundaries. The City of Del Mar, hereinafter termed the City, shall continue to be a municipal corporation under its present name of "City of Del Mar." The boundaries of the City shall be the boundaries as established at the time this Charter takes effect or as such boundaries may be changed thereafter in the manner authorized by law.

Section 101. Succession, Rights and Liabilities. The City of Del Mar shall continue to own, possess, control and be entitled to all rights and property of every kind and nature owned, possessed, or controlled by it or to which it is entitled at the time this Charter takes effect and shall continue to be subject to all its debts, obligations, liabilities and contracts.

Section 102. Ordinances. All lawful ordinances, resolutions, rules and regulations, or portions thereof, in force at the time this Charter takes effect, and not in conflict or inconsistent herewith, are hereby continued in force until the same shall have been duly repealed, amended, changed or superseded by proper authority.

Section 103. Continuance of Terms of Office. The members of the City Council in office at the time this Charter takes effect shall continue to hold their respective offices for the terms for which they were elected.

Section 104. Continuance of Present Officers and Employees. The present officers and employees of the City shall continue to perform the duties of their respective offices and employments without interruption for the same compensations and under the same terms and conditions provided by existing ordinances, resolutions, rules or laws but subject to such removal, amendment, change and control as is provided or permitted in this Charter.

Section 105. Pending Actions and Proceedings. No action or proceeding, civil or criminal, pending at the time when this Charter takes effect, brought by or against the City or any officer, office, department or agency thereof, shall be affected or abated by the adoption of this Charter or by anything herein contained.

ARTICLE II
Powers of City

Section 200. Powers. The City shall have the power to levy a tax or taxes upon the right or privilege of being admitted to any premises for the purpose of attending or witnessing any exhibition, entertainment or event, or series of events (amusement, sporting, or otherwise) or upon the right or privilege of attending or witnessing any such exhibition, entertainment or event, or series of events, when a charge or price is paid or imposed for said right or privilege.

Section 201. Subject to General Laws. Except as otherwise expressly provided in this Charter, the City shall be subject to and governed by the general laws of the State as now and hereafter existing relating to cities organized under said general laws and shall have and may exercise all the rights, powers and privileges and be subject to all the restrictions, limitations and procedures granted or imposed by said general laws upon such general law cities.

ARTICLE III
Effect on School Districts

Section 300. No effect on Present School Districts. The adoption of this Charter shall have no effect upon any existing school district or the boundaries thereof or upon the Board of Education of any such school district or the members thereof.

ARTICLE IV
Definitions

Section 400. Definitions. Unless the provision or the context otherwise requires, as used in this Charter:

- (a) "Shall" is mandatory, and "may" is permissive.
- (b) "City" is the City of Del Mar, and "City Council," "department," "agency," "officer," or "employee," is City Council, department, agency, officer or employee, as the case may be, of the City of Del Mar.
- (c) "State" is the State of California.

ARTICLE V
Severability

Section 500. Validity. If any provision of this Charter, or the application thereof to any person or circumstances is held invalid, the remainder of the Charter and the application of such provision to other persons or circumstances, shall not be affected thereby.