ORDIN	ANCE	#()!!)	2022-05

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AN ORDINANCE OF THE CITY OF DUNNELLON, CREATING 'CHAPTER 18. ARTICLE VIII – VACATION RENTALS' OF THE CITY'S CODE OF ORDINANCES; PROVIDING FOR CONSTRUCTION AND DEFINITIONS; PROVIDING FOR ANNUAL VACATION RENTAL REGISTRATION; PROVIDING FOR INSPECTIONS: PROVIDING **REGULATIONS**; **PROVIDING FOR** VIOLATIONS, GENERAL ENFORCEMENT, AND REMEDIES, PROVIDING FOR EXEMPTIONS; **APPEALS: PROVIDING FOR PROVIDING FOR** CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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WHEREAS, prior to 2011, Florida's municipalities were free to regulate Vacation Rentals under the Home Rule Authority granted to them by the Florida Constitution and Chapter 166, *Florida Statutes*; and

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WHEREAS, in 2011, the Florida Legislature, through the enactment of Chapter 2011-119, Laws of Florida, preempted the local regulation of a specific land use known as Vacation Rentals, thereby preventing municipalities from enacting new regulations necessary to address any consequential or negative impacts caused by Vacation Rentals; and

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WHEREAS, in 2014, the Florida Legislature, through the enactment of Chapter 2014-71, Laws of Florida, rescinded the complete preemption of the regulation of Vacation Rentals, but specifically mandated that local laws, ordinances, or regulations could not prohibit Vacation Rentals or regulate the duration or frequency of Vacation Rentals; and

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WHEREAS, Chapter 2014-71, Laws of Florida, returned some local control back to municipalities to mitigate the effects of Vacation Rentals in an attempt to make them safer and more compatible with existing neighborhood regulations and to hold operators of such properties accountable for their proper operation; and

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WHEREAS, local governments apply design standards tailored for residential neighborhoods for their roads, driveways, emergency services planning, public shelters, emergency evacuation plans, solid waste collection, utilities, and buffers, and also tailored in assessing their infrastructure impacts and their corresponding fair and proportionate impact/connection fees; and

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WHEREAS, the Occupants of Vacation Rentals, due to the transient nature of such occupancy, may be unfamiliar with local evacuation plans and safety measures that would ordinarily be provided to guests in traditional lodging establishments, i.e., hotels and motels; and

WHEREAS, traditional lodging establishments are typically restricted to commercial and other non-residentially zoned areas where intensity of use is separated from less busy and quieter residential uses; and

WHEREAS, traditional lodging establishments must meet stricter development requirements, undergo inspections, and meet more stringent operational and business requirements; and

WHEREAS, because of the high occupancy and short-term nature of Occupants within many Vacation Rentals, fire safety becomes paramount; and

WHEREAS, Chapter 509, *Florida Statutes* expressly provides that local governments have authority to conduct inspection of public lodging, including Vacation Rentals, for compliance with the Florida Fire Prevention Code; and

WHEREAS, Chapter 633, *Florida Statutes*, expressly provides that local authorities shall enforce, within their fire safety jurisdiction, uniform fire safety standards for transient public lodging establishments, which by definition include Vacation Rentals; and

WHEREAS, Rule 69A-43 of the Florida Administrative Code provides uniform fire safety standards for transient public lodging establishments; and

WHEREAS, by definition, Vacation Rentals are transient public lodging establishments;

and

WHEREAS, if left unregulated, the Occupants of Vacation Rentals located within established neighborhoods can disturb the quiet enjoyment of the neighborhood and create numerous secondary impacts, including noise, traffic, parking, and an increased demand on public services; and

WHEREAS, like many other municipalities throughout the State of Florida, the City of Dunnellon wishes to impose standards both to provide for the safety and welfare of Occupants of Vacation Rentals, to facilitate and enable fair and healthy economic competition between forms of public lodging accommodations, and to minimize any negative impacts caused by Vacation Rentals in residential areas, especially established single-family neighborhoods; and

WHEREAS, Vacation Rentals located within established neighborhoods may disturb the quiet enjoyment of the neighborhood, lower property values, and otherwise negatively impact permanent neighborhood residents; and

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WHEREAS, Vacation Rentals may create compatibility impacts, including but not limited to excess noise, on-street parking, accumulation of trash, and diminished public safety; and

center of the family unit; and

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make in their lifetime, with the homestead held sacred in popular culture as the heart and

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> First Draft 06/21/2022 Second Draft 08/07/2023 Third Draft 08/16/2023

WHEREAS, permanent residents within established residential neighborhoods deserve the right to tranquility and peaceful enjoyment of their home without intrusion by an excessive number of transient Occupants and

WHEREAS, a permanent residence is typically the largest investment a family will

WHEREAS, the City of Dunnellon has experienced an increase in the repurposing of existing residential homes for the primary purpose of serving as Vacation Rentals; and

WHEREAS, Policy 3.2 of the City's Comprehensive Plan requires the City to establish standards for protection of residential areas from inconsistent uses which threaten the residential quality or stability of neighborhoods; and

WHEREAS, the City of Dunnellon seeks to balance respect for private property rights and incompatibility concerns between the investors in Vacation Rentals and the familial investment in permanent residences in established residential neighborhoods through the use of reasonable rules and regulations; and

WHEREAS, the City of Dunnellon desires Vacation Rentals that are safe, conform to the character of the community, provide positive impacts for tourism, do not detract from property values, and achieve greater neighborhood compatibility; and

WHEREAS, the City's enactment of regulations applicable to Vacation Rentals is necessary to preserve the integrity of residential areas and neighborhoods and corresponding property values, while also protecting the health, safety, and welfare of residents, property owners, investors, and transient Occupants of the City; and

WHEREAS, although family sizes vary from residence to residence, according to 2020 U.S. Census data, the average family size in the City of Dunnellon is 2.64 persons; and

WHEREAS, according to the 2020 U.S. Census Bureau date also indicates that the City of Dunnellon has an average household size of 1.76 persons; and

WHEREAS, Vacation Rentals situated in a residential neighborhood can and do create a great disparity in occupancy significantly above the average household size within the City; and

WHEREAS, the maximum overnight occupancy limits for Vacation Rental units established herein are enacted to mitigate against the potential harms caused by the unsafe overcrowding of Vacation Rentals by overnight short term Occupants, as well as the incompatible nature of overcrowded short term Vacation Rentals with existing residential neighborhoods which statistically have a much lower average household size based on U.S. data; and

WHEREAS, a maximum occupancy based on the number of Bedrooms is a fair and proportional manner to set maximum occupancy for each dwelling unit, with an ultimate maximum of sixteen (16) persons within any Vacation Rental, even if the number of Bedrooms would support more than sixteen (16) persons, because properties regulated by the National Fire Protection Association (NFPA) 101 Life Safety Code occupancies of greater than sixteen (16) persons falls within a commercial classification of 'hotel' or 'dormitory'; and

WHEREAS, the City's Vacation Rental regulations are intended to supplement, not replace, any existing federal, state, and/or local law or regulation, or any existing controls (including, but not limited to deed restrictions and/or covenants) within established residential units served by homeowner or condominium associations; and

WHEREAS, the State of Florida has established mandated human trafficking awareness training pertaining to Vacation Rentals; and

WHEREAS, the City's vacation regulations contained herein neither prohibit Vacation Rentals nor restrict the duration or frequency of Vacation Rentals; rather they are intended to address compatibility concerns and the secondary effects of Vacation Rentals located within the City and specifically within residential areas and neighborhoods; and

WHEREAS, these regulations are deemed necessary to preserve property values and to protect the health, safety, and general welfare of permanent residents, property owners, investors, transient occupants, and visitors alike; and

WHEREAS, This ordinance is also enacted to better inform and protect transient Occupants of Vacation Rentals by requiring Vacation Rental Owners to conspicuously post minimum information related to health and safety and applicable regulations; and

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WHEREAS, the City's Planning Commission has determined that this Ordinance is consistent with the City's Comprehensive Plan and provided its recommendation to City Council; and

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WHEREAS, the City Council of the City of Dunnellon determines that adoption of this Ordinance benefits the public health, safety and welfare of the residents and citizens of the City as well as visitors to the City of Dunnellon.

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LEGISLATIVE UNDERSCORING: <u>Underlined words</u> constitute additions to the City of Dunnellon Code of Ordinances, strikethrough constitutes deletions from the original, and asterisks (***) indicate an omission from the existing text which is intended to remain unchanged.

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NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DUNNELLON, FLORIDA AS FOLLOWS:

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SECTION 1: The "whereas" clauses cited herein are the legislative findings of the City Council.

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SECTION 2: 'Chapter 18, Article VIII – Vacation Rentals' of the City's Code of Ordinances is hereby created as follows:

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CHAPTER 18 – BUSINESSES.

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ARTICLE VIII. - VACATION RENTALS

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Sec. 18-240. Construction of Article.

- This Article shall be liberally construed to accomplish its purpose of regulating Vacation
- 187 Rentals, facilitating and enabling fair and healthy economic competition between forms of
- public lodging accommodations, protecting the residential character of the City of Dunnellon's
- neighborhoods, the health, safety, and general welfare of its residents and visitors, and the
- 190 quiet enjoyment by the City's residents of their residential property.

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Section 18-241. Definitions.

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The following words, terms, and phrases, when used in this Ordinance, shall have the meanings set forth herein:

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- Bedroom. The term "Bedroom" means any room in a Vacation Rental which has a minimum of 197 70 square feet, a bed or other place for sleeping and a separate closet that is an integral part of the 198 permanent construction within the Bedroom or an en-suite bathroom and is located along an 199 exterior wall with an emergency means of escape and rescue opening to the outside, but shall not 200 include living rooms, kitchens, bathrooms, shower rooms, water closet compartments, laundries, 201 pantries, fovers, connecting corridors, closets and storage spaces. A Bedroom shall not constitute 202 the only means of access to other Bedrooms or habitable spaces and shall not serve as the only 203 means of egress from other habitable spaces. If a room has been added, altered, or converted 204
- without any required building permit having been granted, such room shall not be deemed a 205 Bedroom. 206
- 207 Occupant. The term "Occupant" means any person who occupies a Vacation Rental 208 209 overnight.
- Owner. The term "Owner" shall mean the person or entity holding legal title to the Vacation Rental 211 212 property, as reflected in the Marion County Tax Collector's records.
- Owner-Occupied. The term "Owner-Occupied" means the Vacation Rental is then 214 occupied by person(s), at the Vacation Rental Owner's consent, who do not pay rent for 215 the occupancy of the Vacation Rental, when such persons are members of the family of 216 the Vacation Rental Owner. 217
- Pre-existing contract. A duly executed written contract entered into by a Vacation Rental 219 Owner (or on an Owner's behalf) and a future Occupant prior to the effective date of this 220 Article on April 1, 2024 under which the Vacation Rental Owner has agreed to rent a 221 Vacation Rental to the Occupant. 222
- Responsible Party. The term "Responsible party" means the Owner, or any person eighteen 224 (18) years of age or older designated by the Owner, tasked with responding to requests 225 for complaints, and other problems relating to or emanating from the Vacation Rental. 226 There shall only be one designated Responsible Party for each Vacation Rental. An 227 Owner may retain a private property management company to serve as the designated 228 Responsible Party. 229
- 230 Vacation Rental. A "Vacation Rental" is a dwelling unit that is also a transient public lodging 231 establishment, but is not a time share project. A transient public lodging establishment, as defined 232 by F.S. § 509.013(4)(a), as amended, is any unit which is rented out to guests more than three (3) times in a calendar year for periods of less than thirty (30) days or one (1) calendar month, 234 whichever is less, or which is advertised or held out to the public as a place regularly rented to guests for periods less than thirty (30) days or one (1) calendar month, whichever is less. 236

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238 Sec. 18-242 Vacation Rental General Regulations.

(a) Applicability. The regulations set forth in this article shall apply to any building or structure utilized as a Vacation Rental within any City zoning district.

(b) Annual Registration and inspection.

(1) Annual registration required. After April 1, 2024 It shall be unlawful for any person or entity to operate a Vacation Rental within the corporate limits of the City without first registering the Vacation Rental with the City's Community Development Department in accordance with the requirements of this article and renewing such registration annually thereafter per the requirements of this section, except in the instance of providing accommodations to fulfill a pre-existing contract as provided hereinafter.

(2) Initial registration. Every Vacation Rental Owner shall initially apply for registration with the City by submitting to the City's Community Development Department a properly completed and notarized registration form, as prescribed by the City, together with a registration fee in an amount established by resolution of the City council. A separate registration form shall be required for each Vacation Rental. The registration form shall be accompanied by the following:

a. A current and active copy of the business tax receipt issued by the City if applicable (Per Chapter 18 of the City's Code of Ordinances an Owner is required to obtain a business tax receipt if owning two (2) or more rental properties);

b. A current and active copy of the Florida Department of Business and Professional Regulation license as a transient public lodging establishment/Vacation Rental:

c. A current and active copy of the Vacation Rental's certificate of registration with the Florida Department of Revenue for the purpose of collecting and remitting sales taxes, transient rental taxes and any other taxes required by law to be remitted, as applicable, or proof that payment is arranged through a third party such as an on-line platform;

d. Proof of the establishment of an account with the Marion County Tax Collector for the payment of applicable taxes or that payment is arranged through a third party such as an on-line platform;

e. Copies of the postings required by subsection (c)(4) below:

<u>f.</u> Exterior site sketch. An exterior site sketch of the Vacation Rental property showing and identifying all structures, pools, spas, fencing, docks, and uses, including areas provided for off-street parking. For purposes of the sketch, parking spaces shall be shown so as to enable a fixed count of the number of parking spaces provided. At the

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280		option of the Vacation Rental Owner, such sketch may be hand drawn, and need not be		
281		professionally prepared;		
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283	g.	Interior building sketch by floor. A building sketch by floor shall be provided, showing		
284		a floor layout identifying all Bedrooms, other rooms, exits, hallways, and stairways,		
285		and location of fire extinguishers, smoke, and carbon monoxide detectors. At the option		
286		of the Vacation Rental Owner, such sketch may be hand drawn, and need not be		
287		professionally prepared; and		
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289	h.	A completed Vacation Rental Responsible Party designation, in the format prescribed		
290		by the City, which includes the information required by subsection (c)(3) below.		
291		of the Orty, which includes the information relative of Subsection (e.g.) cere		
292	<u>i.</u>	Acknowledgement that the Vacation Rental Owner is aware of State of Florida		
293	1.	requirements that govern Vacation Rentals, including, but not limited to requirements		
293 294		pertaining to mandated human trafficking awareness training.		
		pertaining to mandated numan traffexing awareness training.		
295	(2) Pa	gistration renewal. After a Vacation Rental is initially registered, the registration shall		
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297		be renewed by October 1st of each year through the execution of a renewal affidavit, in the		
298		format prescribed by the City, and the payment of the renewal fee established by resolution		
299	01	the City council.		
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301		gistration updates. Any changes to the information or submittals included with the initial		
302		distration must be reported to the City within thirty (30) days of the occurrence of such		
303	cha	anges. Such changes include, but are not limited to:		
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305	<u>a.</u>	An increase in the number of Bedrooms of the Vacation Rental.		
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307	<u>b.</u>	An increase in the maximum occupancy of the Vacation Rental.		
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309	<u>c.</u>	An increase or decrease in the number of parking spaces, or a change in the location of		
310		parking spaces of the Vacation Rental.		
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312	d.	A change in ownership of the Vacation Rental.		
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314	<u>e.</u>	A change in status of state licensure. City registration shall not be valid for any duration		
315		where such Vacation Rental is not properly licensed with the State of Florida's		
316		Department of Business and Professional Regulation.		
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318	(5) It	acomplete registration/renewal. If the registration form or renewal form submitted		
319		ursuant to this section is incomplete, the registrant shall be informed of such deficiency		
320		nd shall have ten (10) days to correct the deficiency.		
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322	(6) I ₁	aspection.		
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a. Inspection of a Vacation Rental to verify compliance with the Florida Fire Prevention Code shall be required subsequent to the initial registration of the Vacation Rental, and annually after each renewal. If instances of noncompliance are found, all such instances of noncompliance shall be handled as other violations of the Florida Fire Prevention Code are otherwise handled in the City. The Vacation Rental, Owner, Agent, or Responsible Party shall provide reasonable access to the City's inspector or designated contractor for such inspection.

b. If a Vacation Rental Owner, agent, or Responsible Party, has a scheduled appointment for inspection with a City inspector or designated contractor, as applicable, and the inspector is unable to complete the inspection as a result of action or inaction of the Vacation Rental Owner, agent, or Responsible Party, the Vacation Rental Owner shall be charged a reasonable re-inspection fee to cover the inspection expense incurred. The re-inspection fee shall be paid prior to scheduling the re-inspection. In addition, failure of a Vacation Rental Owner, agent, or Responsible Party, as applicable, to make the Vacation Rental available for an annual inspection within twenty (20) days after notification by the City or its contractor in writing that the City or its contractor is ready to conduct the inspection, shall be a violation of this Article. Such violation shall continue until the inspection is accomplished. Each day that such violation continues shall be a separate violation.

c. This section shall not be construed to limit or restrict the City's authority under the Florida Building Code or Fire Prevention Code to conduct required safety and permit inspections, nor limit the City's authority to seek an administrative search warrant under applicable law.

(7) Evidence of Vacation Rental operation. Advertising, listing, or posting a property on the internet, utilizing any mass communication medium or in any publication as being available for use as a Vacation Rental creates a rebuttable presumption that the Owner or operator is utilizing the property as a Vacation Rental. Nothing set forth herein precludes the City from presenting other forms of evidence of Vacation Rental operation.

(8) False information. It shall be unlawful for any person to give any false or misleading information in connection with the requirements and obligations set forth in this article.

(9) Waiver/estoppel. A Vacation Rental registration shall not be construed to establish any vested rights or entitle the registered Vacation Rental to any rights under the theory of estoppel. A Vacation Rental registration shall not be construed as a waiver of any other requirements contained within the City's code or Comprehensive Plan and is not an approval of any other code requirement outside this Article. The registration of a Vacation Rental is not an approval of a use or activity that would

	Page 10 of	14
365 366 367		erwise be illegal under Florida law, the Florida Building Code, the Florida Fire de, or in violation of the City Code or Comprehensive Plan.
368 369 370		on rental standards. No person or entity shall operate a Vacation Rental within the City such Vacation Rental complies with the following standards:
371 372 373 374	who	ximum occupancy. The maximum occupancy restrictions set forth below shall not apply en the property is Owner-Occupied by the Vacation Rental Owner. Maximum supancy of a Vacation Rental shall not exceed the lesser of:
375 376	<u>a.</u>	Two (2) persons per Bedroom plus two (2) additional persons; or
377 378	<u>b.</u>	Sixteen (16) persons.
379 380 381 382 383 384	of-v at a be	rking. All vehicles associated with the Vacation Rental shall be parked off of City right-way within a driveway or a designated parking area located on the premises and shall, all times, abide by all generally applicable City of Dunnellon ordinances. Vehicles may parked offsite in designated City parking spots or areas in compliance with City Code as indicated by City signage.
385 386 387 388 389 390	Par pro ser	cation Rental Responsible Party. Each Vacation Rental must designate a Responsible ty to respond to routine inspections as well as non-routine complaints and any other blems related to the operation of the Vacation Rental. The Vacation Rental Owner may be in this capacity or shall otherwise designate another person eighteen (18) years or er to perform the following duties:
391 392 393 394	<u>a.</u>	Be available by telephone at the listed phone number twenty-four (24) hours per day, seven (7) days per week and be capable of handling any issues relating to the operation of the Vacation Rental:
395 396 397 398	<u>b.</u>	Be willing and able to come to the Vacation Rental within two (2) hours following notification from an Occupant, the Owner, or the City to address any issues relating to the operation of the Vacation Rental:
399 400	<u>c.</u>	Receive service of any legal notice on behalf of the Owners for violation of the requirements set forth in this article:
401 402 403 404	<u>d.</u>	Otherwise monitor the Vacation Rental to ensure compliance with the requirements set forth in this article.

(4) Minimum Vacation Rental information required postings. The Owner of a Vacation Rental 405 or its Responsible Party shall post the following information within the Vacation Rental, 406 either on the back of or next to the main entrance door or on the refrigerator: 407 408 a. The name, address, and telephone number of the Vacation Rental Responsible Party; 409 410 The maximum occupancy of the unit; 411 412 c. A notification that all garbage or trash must be placed in a garbage or trash can or other 413 approved garbage receptacle and the days and time of trash pickup; 414 415 d. The location of the nearest hospital; 416 417 The location of designated parking spaces/areas: 418 419 f. A basic evacuation map showing available entrances and exits from the unit in case of 420 an emergency. 421 422 g. A copy of the latest version of a document to be supplied by the City which includes 423 excerpts from City of Dunnellon ordinance provisions of general application relevant 424 to Vacation Rentals including, but not necessarily limited to, solid waste pick-up 425 regulations, regulations related to Rainbow River rules (including State Laws regarding 426 alligators and wildlife), and the City of Dunnellon's Noise Ordinance. 427 428 (5) Subletting prohibited. Subletting of Vacation Rentals is prohibited. 429 430 (6) Advertising. A Vacation Rental Owner shall include the City of Dunnellon Vacation Rental 431 registration number of the Vacation Rental unit in all advertising of the availability of 432 accommodations for the Vacation Rental unit. Advertising includes, but is not limited to 433 print, radio, television, video, online, social media, and sharing economy platform. 434 435 (7) Impermissible Rentals. No accessory structure, vehicle, recreational vehicle, trailer, 436 camper, boat, tent, or similar apparatus that is ineligible to be independently licensed by 437 the Florida Department of Business and Professional Regulation as a transient public 438 lodging establishment/Vacation Rental shall be utilized to provide sleeping quarters or 439 otherwise accommodate more than the permitted number of overnight Occupants on a

property where the primary structure is used as a Vacation Rental. This restriction does

not apply to detached dwelling units that are fully equipped for occupancy (guest houses),

which thereby contain a permanent cooking area, bathroom(s), and bedroom(s).

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Sec. 18-243 Violations/Remedies and Enforcement.

(1) <u>Violations</u>. Non-compliance with any provision of this article shall constitute a violation of the City Code of Ordinances and each day the violation exists shall constitute a separate and distinct violation.

(2) <u>Remedies and enforcement</u>. Any violations of this Article may be prosecuted and shall be punishable as provided for in Section 1-12 of the Code of Ordinances or through any other manner authorized by law, including, but not limited to, injunctive relief.

Sec. 18-244 Exemption for Pre-Existing Contracts.

(a) Notwithstanding any other provision of this Article, pre-existing contracts are exempt from the provisions of this Article.

(b) If a Vacation Rental is cited for a violation of any of the requirements of this Article when the Vacation Rental is occupied under the terms of a pre-existing contract, the Vacation Rental Owner may raise the pre-existing contract as an affirmative defense and defend such violation based on the fact that the Vacation Rental was exempt from applicable provisions of this Article due to it being occupied pursuant to a pre-existing contract, provided the fact finder determines by competent substantial evidence that the contract exists and satisfies the definition of a pre-existing contract.

(c) If a Vacation Rental Owner has a pre-existing contract booking a Vacation Rental prior to the effective date of this ordinance that exceeds the maximum occupancy requirements or otherwise conflicts with the requirements of this ordinance, then the Owner shall attach verifiable evidence of the pre-existing contract to the initial application for a Vacation Rental registration certificate. It is the intent and purpose of this subsection to allow the Vacation Rental Owner to honor the terms and conditions of such pre-existing contracts. No special process or fee shall be required to obtain this benefit. This subsection does not apply to Vacation Rentals governed by Sec. 18-244(d) below.

(d) Notwithstanding any other provision of this Article, Vacation Rental registration is not required for Vacation Rentals that honor pre-existing contracts, but do not accept any new bookings after the effective date of this ordinance.

(e) <u>Pre-existing rental contracts may be assigned to a new Owner in the event of the sale of a Vacation Rental.</u>

Sec. 18-245 Appeal.

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Appeal. Any person adversely affected by an administrative interpretation of the City Clerk. 486 Community Development Manager, or designee may appeal that interpretation to the City 487 Council by filing a written notice of appeal of said interpretation within ten (10) calendar days 488 of said interpretation. The City Council shall hear and decide said appeal at its next available 489 regular meeting date. 490 491 SECTION 3. CONFLICTS. In any case where a provision of this Ordinance is found to be in 492 conflict with a provision of any other ordinance of this City, the provision which establishes the 493 higher standards for the promotion and protection of the health and safety of the people shall 494 prevail. 495 496 SECTION 4. SEVERABILITY. If any section, subsection, sentence, phrase, word, or portion of 497 this Ordinance is determined to be invalid, unlawful, or unconstitutional, said determination shall 498 not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, 499 word, or portion of this Ordinance not otherwise determined to be invalid, unlawful, or 500 unconstitutional. 501 502 SECTION 5. CODIFICATION. The provisions of this Ordinance shall be codified as and 503 become and be made a part of the City of Dunnellon Code of Ordinances. The sections of this 504 Ordinance may be renumbered or re-lettered to accomplish such intention and the word 505 "Ordinance," or similar words, may be changed to "Section," "Article," or other appropriate word. 506 The Code codifier is granted liberal authority to codify the provisions of this Ordinance. 507 508 SECTION 6. EFFECTIVE DATE. This Ordinance shall become effective on April 1, 2024. 509 510 Upon motion duly made and carried, the foregoing ordinance was adopted on the first reading 511 on the day of 2023. 512 513 Upon motion duly made and carried, the foregoing ordinance was adopted on the second and 514 final reading on the day of 2023. 515 516 Ordinance Posted on the City's website on ______, 2023. Public hearing advertised on the 517 City's website on _____ and advertised in the Riverland News on _____. 518 519 520 521 Wallace Dunn, II, Mayor 522 Attest: 523 524 525 Amanda L. Odom, CMC 526 City Clerk 527 528 First Draft 06/21/2022 Second Draft 08/07/2023 Third Draft 08/16/2023

Page 14 of 14 Approved as to Form: 529 530 531 Andrew J. Hand, City Attorney 532 533 534 **CERTIFICATE OF POSTING** 535 536 I HEREBY CERTIFY that copies of the foregoing Ordinance were posted at City Hall, the 537 Chamber of Commerce, and Dunnellon Library, in the City of Dunnellon, Florida, and on the 538 City's Official Website this ____ day of _____ 2023. 539 540 541 Amanda L. Odom, CMC 542 City Clerk 543

Ordinance #ORD2022-05, Vacation Rentals