

**RESOLUTION NO. 2017-**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY, CALIFORNIA, ESTABLISHING FEES AND FINES FOR SHORT TERM VACATION RENTALS.**

**WHEREAS**, Section 3.24.011(D)(4) of the Cathedral City Municipal Code authorizes the City Council to set by resolution the application and registration fee for short term vacation rental unit permits; and

**WHEREAS**, the City may set the application and registration fee in an amount not to exceed its actual and reasonable costs of issuing the permit and administering the regulatory program; and

**WHEREAS**, Section 3.24.011(G)(3) of the Cathedral City Municipal Code authorizes the City Council to set the fines that may be levied against any person who is issued an administrative citation for a violation of Chapter 3.24 or for violation of a term or condition of a vacation rental unit permit; and

**WHEREAS**, the establishment of fines is a municipal affair and the City Council may establish fines for violations of the City Code in any reasonable amount.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

**SECTION 1. Increase of Application and Registration Fee.** The City Council hereby increases the application and registration fee for new and renewal vacation rental unit permits to \$415. The City Council finds that this amount reflects the City's actual and reasonable costs of issuing permits and administering the program, including costs associated with searching for unpermitted vacation rentals, the complaint hotline, reviewing permit applications and issuing permits, and police and code compliance responses. Any physical inspections required by the City prior to issuing a permit shall be subject to a separate charge for the inspection at the City's existing inspection fee amount.

**SECTION 2. Fines for Violations.** The City Council hereby establishes the following fines for violations of Section 3.24.011:

1. *Violation of 3.24.011(G)(5):* The owner of any vacation rental unit that fails to obtain a permit from the City or cease operations within sixty (60) days of the effective date of Section 3.24.011(G)(5) may be fined up to five thousand dollars (\$5,000) each time the unit is rented until such time as a vacation rental unit permit is obtained from the City.

2. *Violation of 3.24.011(E)(2), (4):* The City may impose a fine of up to \$500 per occurrence for failing to respond to respond to calls or complaints regarding the

condition, operation, or conduct of occupants and/or guests of the vacation rental unit in a timely and appropriate manner, or failing to be available twenty-four hours per day, seven days per week for the purpose of responding within forty-five minutes to complaints.

3. *Violation of 3.24.011(E)(4)*: The City may impose a fine for lodging a false complaint regarding the condition, operation, or conduct of occupants of the vacation rental unit or their guests, which fine shall not exceed \$100 for a first violation, \$250 for a second violation within twelve months, and \$500 for a third or subsequent violation within twelve months.

4. *All Other Violations of 3.24.011*: Except as noted above, the City may impose a fine for all other violations of Section 3.24.011, which fine shall not exceed \$250 for a first violation, \$500 for a second violation within twelve months, and \$1000 for a third or subsequent violation within twelve months.

**SECTION 3.** This Resolution shall take effect immediately upon adoption.

**PASSED, APPROVED AND ADOPTED** at a regular meeting of the City Council of the City of Cathedral City held on this \_\_\_ day of \_\_\_\_\_, 2017, by the following vote:

Ayes:

Noes:

Absent:

Abstain:

\_\_\_\_\_  
Stanley E. Henry, Mayor

ATTEST:

\_\_\_\_\_  
Gary F. Howell, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_

Eric S. Vail, City Attorney