

ORDINANCE NO. 20-XX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEASIDE

MODIFYING SEASIDE MUNICIPAL CODE SECTION 17.52.251 SHORT TERM RENTAL PROGRAM AND 3.24.121 AFFORDABLE HOUSING AND NEIGHBORHOOD IMPROVEMENT

WHEREAS, In 2018, the Short Term Rental program was created by adopting Ordinance 1053 establishing the provisions of licensing short term rentals; and

WHEREAS, Ordinance 1054 was adopted which directed all transient occupancy tax (TOT) generated by short term rentals be accounted for in a separate fund with 50% reserved for affordable housing projects and 50% reserved for neighborhood improvement projects with recommendations to the City Council by the Neighborhood Improvement Commission; and

WHEREAS, the City Council received an update on the program and directed changes for more clarity and efficiencies to the program and to make it easier for both staff and operators.

THE CITY COUNCIL OF THE CITY OF SEASIDE DOES ORDAIN AS FOLLOWS:

SECTION 1. GENERAL PURPOSE AND FINDINGS.

The purpose of this Ordinance is to consider the following text amendments to the Seaside Municipal Code updating provisions of the short-term rental program structure and licensing and to the allocation of TOT revenues from short-term rentals to the affordable housing fund and for park improvements.

SECTION 2. ENVIRONMENTAL COMPLIANCE

The proposed changes to the Ordinance will not result in direct or indirect changes to the environment and do not meet the definition of project under CEQA. (14 CCR 15378(b))

SECTION 3. REVISIONS TO CHAPTER 17.52.251

Text amendment to the Seaside Municipal Code Chapter 17.52.251 modifying specific sections as included in ATTACHMENT A.

SECTION 4. REVISIONS TO CHAPTER 3.24

Chapter 3.24 is hereby amended as follows:

3.24.121 Affordable housing and neighborhood improvement. Share Fifty percent of the transient occupancy tax collected from short-term rentals shall be set aside in the city of Seaside housing fund to be used to assist with affordable housing projects/activities in accordance with the direction of the city council and fifty percent of the transient occupancy tax shall be directed toward community and neighborhood park improvements, with recommendations to the city council by the neighborhood improvement commission.

Allocation of the collected funds from short-term rentals will be done after the close of the current fiscal year and next of administrative costs.

SECTION 5. SEVERABILITY

If any word, phrase, sentence, part, section, subsection, or other portion of this Chapter, or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the prescribed application thereof, shall be severable, and the remaining provisions of this Chapter, and all applications thereof, not having been declared void, unconstitutional or invalid, shall remain in full force and effect. The City Council hereby declares that it would have passed this title, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases had been declared invalid or unconstitutional.”

SECTION 6. EFFECTIVE DATE

This Ordinance shall become effective thirty (30) days after its final passage and adoption at a duly noticed public hearing for the second reading of the proposed text revisions.

INTRODUCED AND PASSED TO PRINT at a regular meeting of the City Council of the City of Seaside, State of California, on the ____ day of April, 2020.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Seaside, State of California, on the ____ day of April, 2020, by the following vote:

AYES: COUNCIL MEMBERS:
NOES: COUNCIL MEMBERS:
ABSENT: COUNCIL MEMBERS:
ABSTAIN: COUNCIL MEMBERS:

Ian Oglesby, Mayor

ATTEST:

Lesley Milton, City Clerk