

# AGENDA ADDENDUM

~ADJOURNED REGULAR PALM DESERT CITY COUNCIL MEETING~

THURSDAY, NOVEMBER 16, 2017

CIVIC CENTER COUNCIL CHAMBER

73510 FRED WARING DRIVE, PALM DESERT, CA 92260

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## III. ADJOURN TO CLOSED SESSION

Request for Closed Session:

- C. Conference with Legal Counsel regarding significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2):

Number of potential cases: 1 Case - Threatened litigation regarding 1st Reading of Ordinance No. 1332 at regular City Council Meeting of October 26, 2017.

## XII. OLD BUSINESS

### **A M E N D E D from November 9, 2017, Posting:**

- B. ORDINANCE NO. 1332 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM DESERT, CALIFORNIA, APPROVING AMENDMENTS TO PALM DESERT MUNICIPAL CODE CHAPTER 5.10 - SHORT-TERM RENTALS - IN REGARD TO ENFORCEMENT, OPERATIONAL STANDARDS, COMMUNICATION, AND ZONING REQUIREMENTS FOR SHORT-TERM RENTALS WITHIN THE CITY OF PALM DESERT, INCLUDING ELIMINATION OF CERTAIN SHORT-TERM RENTALS IN R-1 AND R-2 ZONES.

- Rec: 1) Waive further reading and adopt Ordinance No. 1332, amending Palm Desert Municipal Code Chapter 5.10 - Short-Term Rentals (STRs), implementing best practices in management and prohibiting issuance of certain new Short-Term Rental Permits within the R-1 and R-2 zones and eliminating certain Short-Term Rental Permits within the R-1 and R-2 zones, including the following amendments made by City Council at the October 26, 2017, meeting.

OR

(Continued on next page.)

- 2) Waive further reading and pass Ordinance No. 1332 to second reading, amending Palm Desert Municipal Code Chapter 5.10 - Short-Term Rentals (STRs), implementing best practices in management and prohibiting issuance of certain new Short-Term Rental Permits within the R-1 and R-2 zones and eliminating certain Short-Term Rental Permits within the R-1 and R-2 zones, including the following amendments made by City Council at the October 26, 2017, meeting:
- a) Existing Short-Term Rental Permits in R-1 and R-2 Zones may be renewed if otherwise qualified, but all such Short-Term Rental Permits (excluding On-Site Owner STR Permits) shall terminate, and such uses permanently cease operation by July 1, 2019. Additional renewals for operation beyond July 1, 2019, may be granted only by the City Manager based on criteria outlined in Section 25.34.140 - "Exceptions Based on Unconstitutional Takings."
  - b) Removing all language regarding Temporary Short-Term Rental Permits.
  - c) Amending violation language regarding operating a Short-Term Rental without a permit to read, "a fine in an amount up to five thousand dollars (\$5,000) for the first citation and each additional citation, and the City having the right to refuse the issuance of any new or renewed Short-Term Rental Permit for the cited property and/or to the cited Owner and/or Operator anywhere else within the City."
  - d) Reporting back to the City Council at a later date (not to exceed nine [9] months) regarding Short-Term Rental issues.
- ~~2) By Minute Motion, authorize: a) City Manager to develop an appropriate position and add one full-time employee to the Code Compliance Division for the purpose of enhanced monitoring and enforcement of Short-Term Rental Permits, with an estimated cost of up to approximately \$100,000 annually; b) staff to release a Request for Proposals (RFP) for operating a Short-Term Rental Hotline and performing other compliance activities; c) staff to calculate a permit fee based upon the all-inclusive cost of administering a Short-Term Rental Compliance Program and to return to City Council at a later date with a resolution for adopting said fee.~~

Action:

POSTED: Monday, November 13, 2017 – 2:45 p.m.