

**RESOLUTION NO. 2011-32**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO MIRAGE ESTABLISHING THE AMOUNTS OF THE APPLICATION FEES FOR A VACATION RENTAL CERTIFICATE AND A VACATION RENTAL SPECIAL EVENT LICENSE REQUIRED UNDER CHAPTER 3.25 "VACATION RENTALS."**

**WHEREAS**, the City Council at a duly noticed public meeting held on July 21, 2011, adopted Ordinance No. 1014 to establish regulations for the use of privately owned residential dwellings as vacation rentals; and

**WHEREAS**, Ordinance No. 1014 provides that the owner of a dwelling unit or the owner's authorized agent or representative must obtain a vacation rental certificate prior to renting the owner's subject unit as a vacation rental; and

**WHEREAS**, in order to obtain a vacation rental certificate, an application and the requisite application fee as established by resolution of the City Council must be submitted to the City by the owner of the subject dwelling or the owner's authorized agent or representative; and

**WHEREAS**, before any event or gathering that involves groups that exceed the maximum number of occupants allowed during the daytime in or at a vacation rental unit may take place at a vacation rental property, either the owner or the owner's authorized agent or representative must apply, on behalf of the responsible person and/or occupants, for a special event license pursuant to the provisions set forth in Chapter 5.12 of the Rancho Mirage Municipal Code; and

**WHEREAS**, a special use license application for a vacation rental event or gathering must be accompanied by an application fee established by resolution of the City Council; and

**WHEREAS**, the City Council desires to establish the fee amounts for a vacation rental certificate application and a vacation rental special event license application that do not exceed the reasonable cost of processing said applications; and

**WHEREAS**, staff has represented that a fee not exceeding \$30.00 for processing a vacation rental certificate and a fee not exceeding \$50.00 for processing a vacation rental special event license for gatherings or events involving excess occupants only represent the reasonable costs incurred to process said applications.

NOW, THEREFORE, be it resolved by the City Council of the City of Rancho Mirage as follows:

**SECTION 1.** The foregoing Recitals are true and correct and are incorporated herein by this reference.

**SECTION 2.** The City Council finds and concludes that:

(a) The subject application fees are not regulatory fees or service fees governed by the Mitigation Fee Act as described in California Government Code sections 66000 et seq.; and

(b) The amount of the application fees do not exceed the reasonable cost of providing the subject service associated with processing each of the subject applications; and

(c) The subject application fees will not be levied for general purposes or for any purpose unrelated to offsetting the City's costs of processing the subject applications.

**Section 3.** In light of the foregoing, the City Council hereby establishes the following application fees and directs staff to amend all applicable City fee schedules to reflect the following:

Type of Application	Fee Amount
Vacation Rental Certificate (Chapter 3.25)	\$30.00
Vacation Rental Special Event License for Excess Occupants Only*(Chapter 3.25)	\$50.00

\*For special events that require valet parking, private security, police protection, fire protection, food concessions, temporary sanitation facilities, etc., regardless of the number of occupants, the City may require the payment of the normal special events license application fees charged pursuant to Chapter 5.12 of the Municipal Code.

**Section 4.** The City Clerk shall certify to the passage of this resolution and enter it into the book of original resolutions.

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PASSED, APPROVED AND ADOPTED this 21st day of July, 2011.

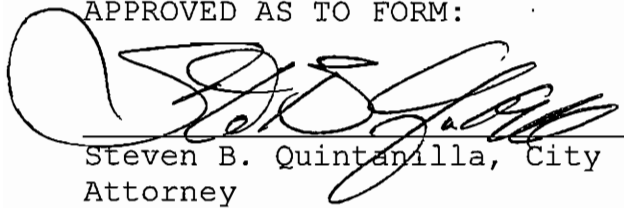
CITY OF RANCHO MIRAGE  
CITY COUNCIL

  
G. Dana Hobart, Mayor

ATTEST:

  
Cynthia Scott, City Clerk

APPROVED AS TO FORM:

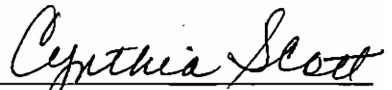
  
Steven B. Quintanilla, City  
Attorney

CERTIFICATION

STATE OF CALIFORNIA        )  
COUNTY OF RIVERSIDE        )  
CITY OF RANCHO MIRAGE        )

I, Cynthia Scott, City Clerk of the City of Rancho Mirage, California, do hereby certify that Resolution No. 2011-32 was duly adopted by the City Council of the City of Rancho Mirage, California, at a regular meeting thereof held on the 21st day of July, 2011 by the following vote:

AYES:     Kite, Moller, Smotrich, Hobart  
NOES:     None  
ABSENT:   None  
ABSTAIN:  Hines

  
\_\_\_\_\_  
Cynthia Scott, CMC  
City Clerk