

#201  
10/11/2021

(R-2022-109)

RESOLUTION NUMBER R- 313742

DATE OF FINAL PASSAGE OCT 25 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING FEES FOR SHORT TERM RESIDENTIAL OCCUPANCY APPLICATIONS AND LICENSES, WAIVING COUNCIL POLICY 100-05, AND AMENDING THE RATEBOOK OF CITY FEES AND CHARGES MAINTAINED IN THE OFFICE OF THE CITY CLERK.

WHEREAS, City Council Ordinance No. O-21305 (April 14, 2021) amended the San Diego Municipal Code (Municipal Code) to, among other things, add Chapter 5, Article 10 establishing a license process and enforcement program for short term residential occupancy (STRO); and

WHEREAS, Municipal Code Chapter 5, Article 10 creates four tiers of licenses: Tier 1 for part-time STRO; Tier 2 for home share STRO; Tier 3 for whole home STRO outside of the Mission Beach Precise Planning Area; and Tier 4 for whole home STRO within the Mission Beach Precise Planning Area; and

WHEREAS, City staff anticipates the majority of their time will be spent on administration and enforcement of Tier 3 STRO Licenses and Tier 4 STRO Licenses, including the possible administration of a lottery to issue these Licenses; and

WHEREAS, it is the policy of the City to establish fees to recover the costs of providing services in accordance with San Diego Administrative Regulation 95.25 and Council Policy 100-05 "User Fee Policy"; and

WHEREAS, the Development Services Department, Office of the City Treasurer, Performance and Analytics Department, and the City Attorney's Office evaluated the costs associated with providing the services for which fees are charged; and

WHEREAS, the proposed fees reflect the estimated reasonable cost of providing the service for which the fees are charged as set forth in the staff report accompanying this Resolution; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that upon the effective date of Ordinance No. O-21305:

(1) A \$25 application fee to be paid with the submission of an application for a Tier 1 STRO license to the City and a \$100 Tier 1 STRO license fee to be paid with the submission of an application for a Tier 1 STRO License, is approved for the purpose of recovering costs incurred by the City in issuing each Tier 1 STRO License and the anticipated enforcement costs.

(2) A \$25 application fee to be paid with the submission of an application for a Tier 2 STRO License to the City and a \$225 Tier 2 STRO License fee to be paid with the submission of an application for a Tier 2 STRO License, is approved for the purpose of recovering costs incurred by the City in issuing each Tier 2 STRO License and the anticipated enforcement costs.

(3) A \$70 application fee to be paid with the submission of an application for a Tier 3 or Tier 4 STRO License to the City and a \$1,000 Tier 3 or Tier 4 STRO License fee to be paid with the submission of an application for a Tier 3 or Tier 4 STRO License, is approved for the purpose of recovering costs incurred by the City in issuing each Tier 3 and Tier 4 STRO License and the anticipated enforcement costs.

BE IT FURTHER RESOLVED, that the City Clerk is directed to amend the Ratebook of City Fees and Charges maintained in the Office of the City Clerk to include the fees described above.

BE IT FURTHER RESOLVED, that the requirement for proposed fees to be reviewed by the Budget and Finance Committee (now the Budget and Government Efficiency Committee) as set forth in Council Policy 100-05, User Fee Policy, is waived.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Heather M. Ferbert  
Heather M. Ferbert  
Chief Deputy City Attorney

HMF:sc  
09/30/2021  
Or.Dept: Treasurer  
CC No. : N/A  
Doc. No.: 2770524

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 11 2021.

ELIZABETH S. MALAND  
City Clerk

By *Cecilia Patterson*  
Deputy City Clerk

Approved: 10/25/21  
(date)

*Todd Gloria*  
TODD GLORIA, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on OCT 11 2021, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 25 2021.

**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

AUTHENTICATED BY:

TODD GLORIA  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By Connie Patterson Deputy

Office of the City Clerk, San Diego, California

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