**Intro 06.10.2021**

**THE FOLLOWING ORDINANCE WAS MOVED FOR INTRODUCTION BY COUNCIL MEMBER MCGUIRE; SECONDED FOR INTRODUCTION BY COUNCIL MEMBER BUSH**

**ORDINANCE NO. 21-16**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE APPROVING A CONDITIONAL USE PERMIT FOR THE USE DESIGNATED UNDER CLURO SECTION 6.4.42.3 LODGING (TRANSIENT) SHORT-TERM RENTAL: WHOLE HOUSE RENTAL, LOCATED ON 2032 JEFFERSON ST. SQ. 10, LOT 12; ZONED B-3 OLD MANDEVILLE BUSINESS DISTRICT; APPROVING SITE PLAN, FLOOR PLAN, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH**

**WHEREAS,** Ord. 19-34, adopted by the City Council on February 13, 2021, set forth the provisions for the use of Short-Term Rentals, including Short Term Rental: Whole House Rental; and

**WHEREAS,** CLURO Section 6.4.42.3 defines Lodging (Transient) Short-Term Rental: Whole House Rental as: “*a dwelling where short-term lodging is provided to one party of guesta for compensation by the owner of the residence where the owner’s presence on the premises is not required;”* and

**WHEREAS, Boyd Properties, LLC, represented by Robert and Kelly Boyd, is** the presentowner of 2032 Jefferson St.; Sq. 10, Lot 12, and is requesting approval of a Conditional Use Permit for the use designated under CLURO Section 6.4.42.3 Lodging (Transient) Short-Term Rental: Whole House Rental located on 2032 Jefferson St. Sq. 10, Lot 12 and

**WHEREAS,** the property located at 2032 Jefferson St. is zoned B-3 Old Mandeville Business District in accordance with CLURO Section 7.7, Table of Permitted Uses by Zoning District a Conditional Use Permit approval pursuant to Article 4 is required to allow the use designated under CLURO Section 6.4.42.3 Lodging (Transient) Short-Term Rental: Whole House; and

**WHEREAS,** in accordance with CLURO Section 8.2.3.5 (E) Citywide Cap for Whole House Rentals (1), the total number of short-term rental permits for Whole House Rentals shall not exceed ten (10) at any time. At this time, eight (8) Conditional Use applications have been approved by Ordinance.

**WHEREAS,** a Floor Plan and Site Plan have been prepared by the applicant dated April 24, 2021 and a revised parking plan submitted May 24, 2021; and

**WHEREAS,** the City Council has received the favorable recommendation of the Planning and Zoning Commission of the City of Mandeville on this request; and

**WHEREAS**, the City Council’s approval is contingent upon the capacity of the property is limited to six (6) people; and

**WHEREAS,** in accordance with CLURO Section 4.3.3 Procedures for Conditional Use Permits, the City Council finds that the proposed use and site plan will serve the best interests of the City of Mandeville by providing a greater variety of lodging opportunities for visitors to the City while still maintaining the character and culture of the neighborhood, the public health, safety, and welfare of the surrounding community.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Mandeville that the City Council does hereby approve the Conditional Use Permit in accordance with CLURO Section 4.3.3 for the use defined under CLURO Section 6.4.42.3 Lodging (Transient) Short-Term Rental: Whole House located on 2032 Jefferson St. Sq. 10, Lot 12 .

**BE IT FURTHER ORDAINED,** by the City Council of the City of Mandeville that this ordinance shall become effective immediately upon signature of the Mayor.

**BE IT FURTHER ORDAINED** that the Clerk of this Council be, and she is hereby authorized and empowered to take any and all actions which she, in the exercise of her discretion, deems necessary to promulgate the provisions of this ordinance.

The ordinance being submitted to a vote, the vote thereon was as follows:

AYES: 3 ( Zuckerman, Bush, Danielson)

NAY: 2 (McGuire, Kreller)

ABSTENTIONS: 0

ABSENT: 0

and the ordinance was declared adopted this 24th day of June, 2021.

/s/ /s/

Kristine Scherer Rick Danielson

Clerk of Council Council Chairman

/s/ Clay Madden, Mayor