

ORDINANCE NO. 19-7(1)

AN ORDINANCE TO AMEND CHAPTER 7, HEALTH AND SAFETY, OF THE CODE OF THE COUNTY OF ALBEMARLE, VIRGINIA

BE IT ORDAINED by the Board of Supervisors of the County of Albemarle, Virginia, that Chapter 7, Health and Safety, is hereby amended and reordained as follows:

By Adding:

- 7-601 Definitions.
- 7-602 Registration.
- 7-603 Penalties.
- 7-604 Administration.

Chapter 7. Health and Safety

Article VI. Short-term Rental Registry

Sec. 7-601 Definitions.

For purposes of this Article:

Operator. “Operator” means the proprietor of any dwelling, lodging, or sleeping accommodations offered as a short-term rental, whether in the capacity of owner, lessee, sublessee, mortgagee in possession, license, or any other possessory capacity.

Short-term rental. “Short-term rental” means the provision of a room or space that is suitable or intended for occupancy for dwelling, sleeping, or lodging purposes, for a period of fewer than 30 consecutive days, in exchange for a charge for the occupancy. A “homestay,” as defined and regulated in County Code Chapter 18, is a short-term rental.

Sec. 7-602 Registration.

- A. Annual registration. Each operator must register annually with the County’s Department of Community Development, and provide at least the operator’s complete name and the address of each property in the County offered for short-term rental by the operator.
- B. Annual fee. A fee of \$27.00 shall be charged for each registration to cover the actual costs of establishing and maintaining the registry.
- C. Exemptions from registration. Registration is not required if the operator is exempted from registration under Virginia Code § 15.2-983(B)(2).

Sec. 7-603 Penalties.

- A. Nonregistration penalty. Any operator required to register who offers for short-term rental a property that is not registered with the County is subject to a penalty of \$500.00 per violation. Each day that an unregistered property is offered for short-term rental constitutes a separate violation. Unless and until an operator pays the penalty and registers the property, the operator may not continue to offer the property for short-term rental. Upon repeated violations of this Article pertaining to the same property the operator shall be prohibited from registering and offering that property for short-term rental.
- B. Multiple violations. An operator required to register shall be prohibited from offering a specific property for short-term rental upon more than three violations of applicable State laws or any County ordinances or regulations, as they relate to the short-term rental.

Sec. 7-604 Administration.

The Department of Community Development shall administer and enforce the short-term rental registry program, and its responsibilities include, but are not limited to, receiving registrations, maintaining a registry, collecting fees, creating forms, and imposing penalties.

I, Claudette K. Borgersen, do hereby certify that the foregoing writing is a true, correct copy of an Ordinance duly adopted by the Board of Supervisors of Albemarle County, Virginia, by a vote of _____ to _____, as recorded below, at a regular meeting held on _____.

Clerk, Board of County Supervisors

	Aye	Nay
Mr. Dill	_____	_____
Mr. Gallaway	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Palmer	_____	_____
Mr. Randolph	_____	_____