

**ORDINANCE AMENDING AND REENACTING SECTION
SECTION 10-3-13 AND 10-3-204 - RELATED TO SHORT TERM RENTAL
OF THE CODE OF ORDINANCES
CITY OF HARRISONBURG, VIRGINIA**

Be it ordained by the Council of the City of Harrisonburg, Virginia:

Section 10-3-13. – Penalties.

- (1) Any person, firm, or corporation found in violation of any provision of this chapter, upon conviction shall be guilty of a class 1 misdemeanor, unless designated as a civil penalty under subsection (2).
- (2) Civil penalties.
 - a. A violation of the following provisions of the Zoning Ordinance shall be punishable by a civil penalty of \$100.00 for a first offense, \$200.00 for a second offense, and \$500.00 for each subsequent offense arising from the same set of operative facts:
 - i. Operating a short-term rental in violation of ~~Section 10-3-205~~ the Zoning Ordinance.
 - b. Each day during which any violation punishable by a civil penalty is found to have existed shall constitute a separate offense; however, in no event shall any such violation arising from the same set of operative facts be charged more frequently than once in any ten-day period, nor shall a series of violations arising from the same set of operative facts result in civil penalties exceeding a total of \$5,000.00.
 - c. The designation of a particular violation of this chapter as subject to civil penalties shall be in lieu of criminal sanctions under subsection (1), provided, however, that when such civil penalties total \$5,000.00, the violation may be prosecuted as a criminal misdemeanor.

Section 10-3-204. – Registration.

Section 10-3-204. – ~~Registration~~Reserved.

~~(1) Prior to operation, the operator of any short-term rental shall register the property with the Zoning Administrator, unless exempt from registration pursuant to Section 15.2-983(B)(2) of the Code of Virginia, as amended. Registration shall be valid January 1st (or~~

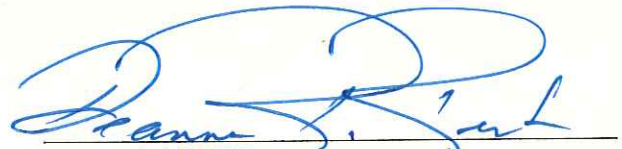
from the date the registration first occurs) through December 31st of the calendar year, and shall be renewed annually.

(2) Each registration shall be specific to the operator and property and is nontransferable.

(3) Registration shall be subject to evidence of compliance with the requirements of this Chapter and payment of a \$50.00 fee to cover the costs of establishing and maintaining the registry.

Penalties. Any person, firm or corporation that operates a short term rental without first registering shall be subject to a civil penalty of \$100.00 for the first offense and \$500.00 for each subsequent offense. Each contract for guest lodging created without first registering shall constitute a separate offense. Unless and until an operator pays the penalty and registers such property, the operator may not continue to offer such property for rental

This ordinance shall be effective from the 23rd day of July, 2019. Adopted and approved this 23rd day of July, 2019.



MAYOR

ATTESTE:



CITY CLERK