

Reason for SUP ordinance changes

By state law, an SUP follows the property unless a local government has enacted an ordinance to follow a person. We felt it was important to enact this change for the following reasons:

- 1) With the amount of Short Term Rentals (AirBnB & VRBO) we want to ensure that a specific use permit is tied specifically to the owner. By making the SUP tied to an owner, when a property is sold, it will make the new owner come before P&Z & City Council to ensure that we have record of the new owner for occupancy tax purposes and also to ensure that conditions are placed on the SUP to ensure if problems occur, we can either remove the SUP or we at the very least know who to contact.
- 2) For business SUP, we don't want to impede a business owner from selling a business that is going to operate "AS-IS". This means if a parking variance, setbacks or any other reason for an SUP had been granted to a business owner and the business is going to sell to a new owner to do the exact same thing, the new owner will need the same SUP. We have requested an Ownership Change form be completed, but the process of obtaining a new SUP would hinder the business.
- 3) However if a business is selling their property for a new use, the original SUP that was granted for a different business use is no longer valid and the SUP would be terminated. If the new business use needs an SUP - they will need to apply.

The remainder of the ordinance is providing actual processes and guidelines and has been reviewed with no recommendations of change by the City Attorney.

A handwritten signature in black ink, appearing to read "Paul Stur". The signature is fluid and cursive, with a long horizontal stroke at the end.