### **MAYOR**

**Brian West** 

### **CITY COUNCIL**

Monty Parks Mayor pro tem Bill Garbett Spec Hosti Tony Ploughe Nick Sears Kathryn Williams



### **INTERIM CITY MANAGER**

Michelle Owens

**CLERK OF COUNCIL** 

Jan LeViner

**CITY ATTORNEY** 

Edward M. Hughes Tracy O'Connell

# CITY COUNCIL WORKSHOP AGENDA July 03, 2024 at 3:00 PM THE GUARD HOUSE

### **Call to Order**

### **Items for Consideration**

- 1. Alan Robertson: Parametric Insurance Proposal with AON:
  - Katie Sabo: Senior Managing Director, Government
  - Colin Harper: Managing Director, Alternative Risk Transfer
- 2. Non-profit Presentation
  - American Legion
  - Historical Society
  - Irish Heritage Celebration Committee
- 3. Nick Sears: Enforcement of Ordinance 2022-4 now 2023-11, Invalid and abandoned STR Permits

## **Adjournment**

Individuals with disabilities who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the facilities are required to contact Jan LeViner at 912.472.5080 promptly to allow the City to make reasonable accommodations for those persons.

## **File Attachments for Item:**

1. Alan Robertson: Parametric Insurance Proposal with AON:

Katie Sabo: Senior Managing Director, Government

Colin Harper: Managing Director, Alternative Risk Transfer



# Parametric Named Windstorm Solution for Tybee Island, GA

Natural Disaster Insurance for Public Entities



July 3, 2024

# Item #1.

# Setting The Stage

# What we're seeing

- Increase in frequency and severity of Nat Cat events: tail risk happens
- Poor traditional property market underwriting results: restrictions in capacity, tightening of terms and conditions, and increases in pricing
- Decreasing relevancy of traditional market: clients are retaining risk they'd previously transferred
- Traditional inherent product limitations: contingent, correlated, or non-damage impacts
- Claims: Uncertain value prop of traditional solutions in a crisis

# How does Parametric Insurance respond and why is this valuable?

- Insurance capacity triggered by the occurrence of a pre-agreed upon weather/Nat Cat event; not reliant on physical damage
- Does not limit risk transfer to traditional definition of insurable interest
- Transparency in claims settlement and expected recovery allows an organization to recover more quickly and thoroughly
- FAST: Event occurrence is binary and claims process is not reliant on traditional property claims mechanisms
- BROAD: Any economic expense associated with the triggering event is indemnifiable under the terms of the policy



# Parametric Solutions: Core Mechanics Three Key Attributes Combine to Create a Compelling Solution

**Starting Point:** 



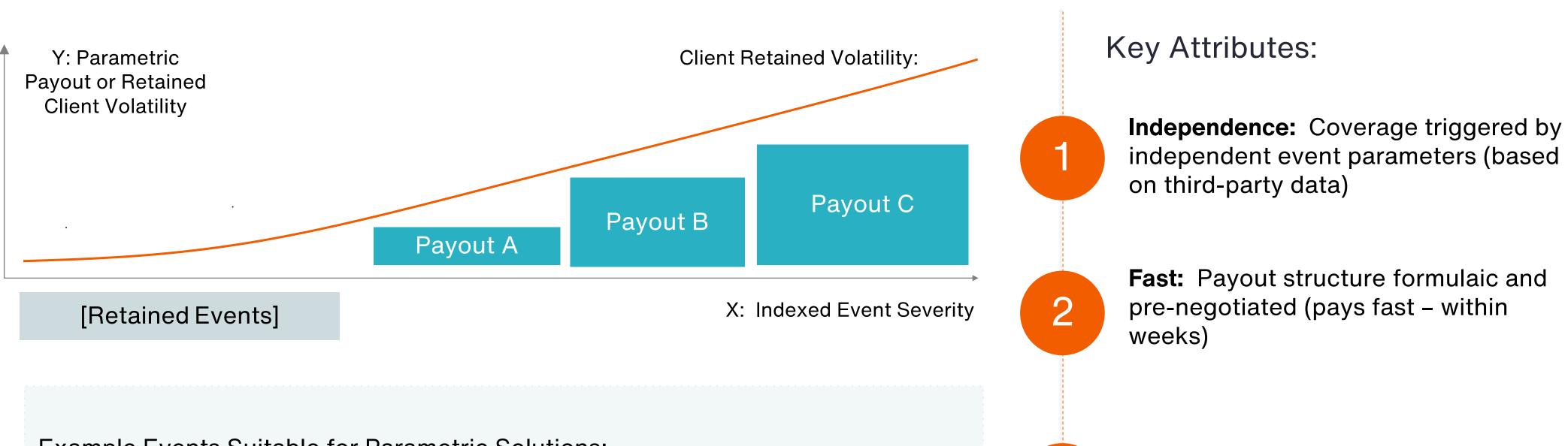
Risk issue: Client retains volatility due to an "event" (i.e. natural catastrophe, weather, other)



Quantification: The underlying cause of the volatility (the event) is analyzable and indexable

**Ending Point:** 

If/Then Coverage: Event occurs → index responds/meets trigger → payment issued



Example Events Suitable for Parametric Solutions:

Hurricane

Wildfire

Flood

Earthquake

- Hail & Tornado
- Temperature & Precip
- Coverage is broad: Designed around examte expectation of economic exposures arising out of the event



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# Parametric Solutions: Interplay With Traditional Insurance Focus as a Supplement Rather Than a Replacement

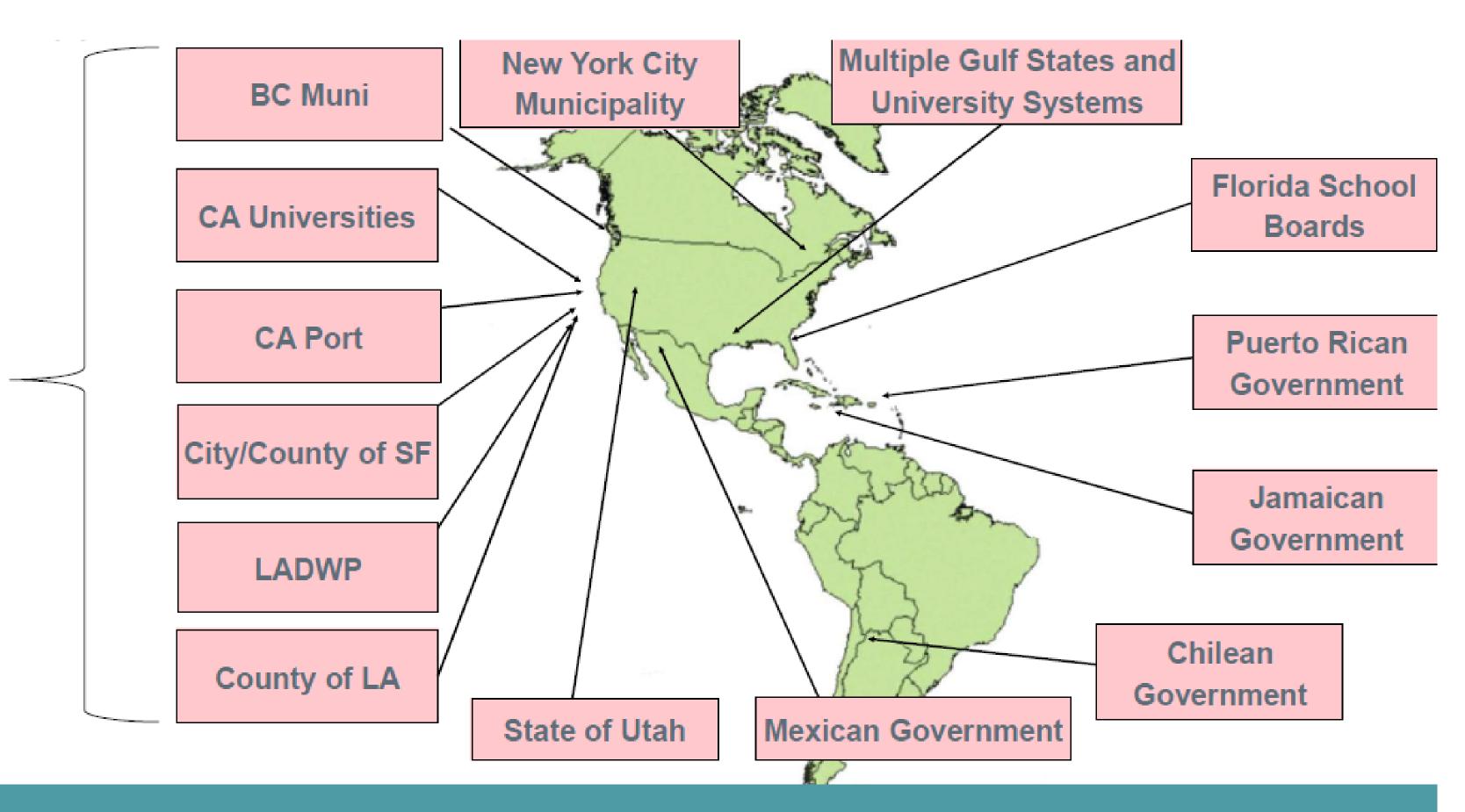
\*Parametric Solutions Parametric Insurance as a Traditional Insurance Complement: Provide Value in 3 Ways: Program Complemented by **Traditional** Parametric Insurance\* Program Tail risk deductible in-fill Retained Additional excess (but a Parametric 2 Risk Risk different trigger) Retained Insurance Transfer Transfer Solution Retained Coverage for 3 nontraditional exposures tied to the event Traditional **Traditional** Nontraditional Nontraditional **Event Risks Event Risks Event Risks Event Risks** (PD/BI) (PD/BI)



# How Do Public Entities Currently Use Parametric Insurance?

# California/PNW Earthquake Examples

- BC Muni: Utilize parametric earthquake for capacity for otherwise uninsured underground utility assets
- CA Universities: Utilize parametric earthquake for their campuses to provide quick liquidity for immediate expenses arising from the event that aren't traditionally covered.
- CA Port: Parametric purchased in conjunction with traditional to cover gaps and non-damage disruption.
- City/County of SF: Purchases a parametric to fund for non-traditional expenses following a large event.
- LADWP: Cat bond to cover wildfire risk
- County of LA: Purchases a parametric in conjunction with traditional to deal with wide area damage (and associated county expenses/loss) across the county.



"Among the appealing parametric benefits were the promise of prompt payments based upon the location and severity of an earthquake and the opportunity to use those payments for any purpose..." Brian Nelson, Director, State of Utah Division of Risk Management



# How Does it Work?

Non-Binding Indication - Tybee Island, GA: Key Terms

# Tybee Island would purchase an insurance policy on a parametric basis for hurricanes aka Named Windstorm

Insured	Municipality of Tybee Island, GA
Insured Location	25 and 50 mile radius circles centered on Tybee Island, 32.00039, -89.8457
Peril Insured	Named Windstorm
Period of Insurance	12 months from 7.15.2024
Maximum Limit(s) (100%)	\$5,000,000 subject to Payout Table as detailed on following slide. Limits to apply in the aggregate for the period of insurance.
Premium (100%, ex. Taxes & brokerage)	Rate on line as detailed on subsequent slide
Policy Form	FastCAT Coverage Form (Named Windstorm)
Type of Coverage	Parametric based on Qualifying Event within the Event Zone subject to Payout Table and Proof of Loss Declaration confirming losses greater than or equal to 20% of the payout.
BHSI Paper	National Fire & Marine (non-admitted)
Validity	Through June 20, 2024



# Options: Pricing and Limits

# **Option 1**

- **Limit**: \$5,000,000 per occurrence and in the aggregate for the policy term
- **Term**: 12 months from 7.15.2024
- Annual RoL: 5.3% (includes 15% brokerage, excludes tax)
- Annual Premium: \$264,706 (includes 15% brokerage, excludes tax)

# **Option 2**

- **Limit**: \$5,000,000 per occurrence and in the aggregate for the policy term
- **Term**: 12 months from 7.15.2024
- Annual RoL: 4.1% (includes 15% brokerage, excludes tax)
- Annual Premium: \$205,882 (includes 15% brokerage, excludes tax)

# **Event Key:**

Category	Vmax	Vmax	Cp (min)	Cp (max)
	(min) mph	(max) mph	mb	mb
1	>=74	<96	>980	<=990
2	>=96	<111	>965	<=980
3	>=111	<130	>945	<=965
4	>=130	<157	>920	<=945
5	>=157	<250	>800	<=920

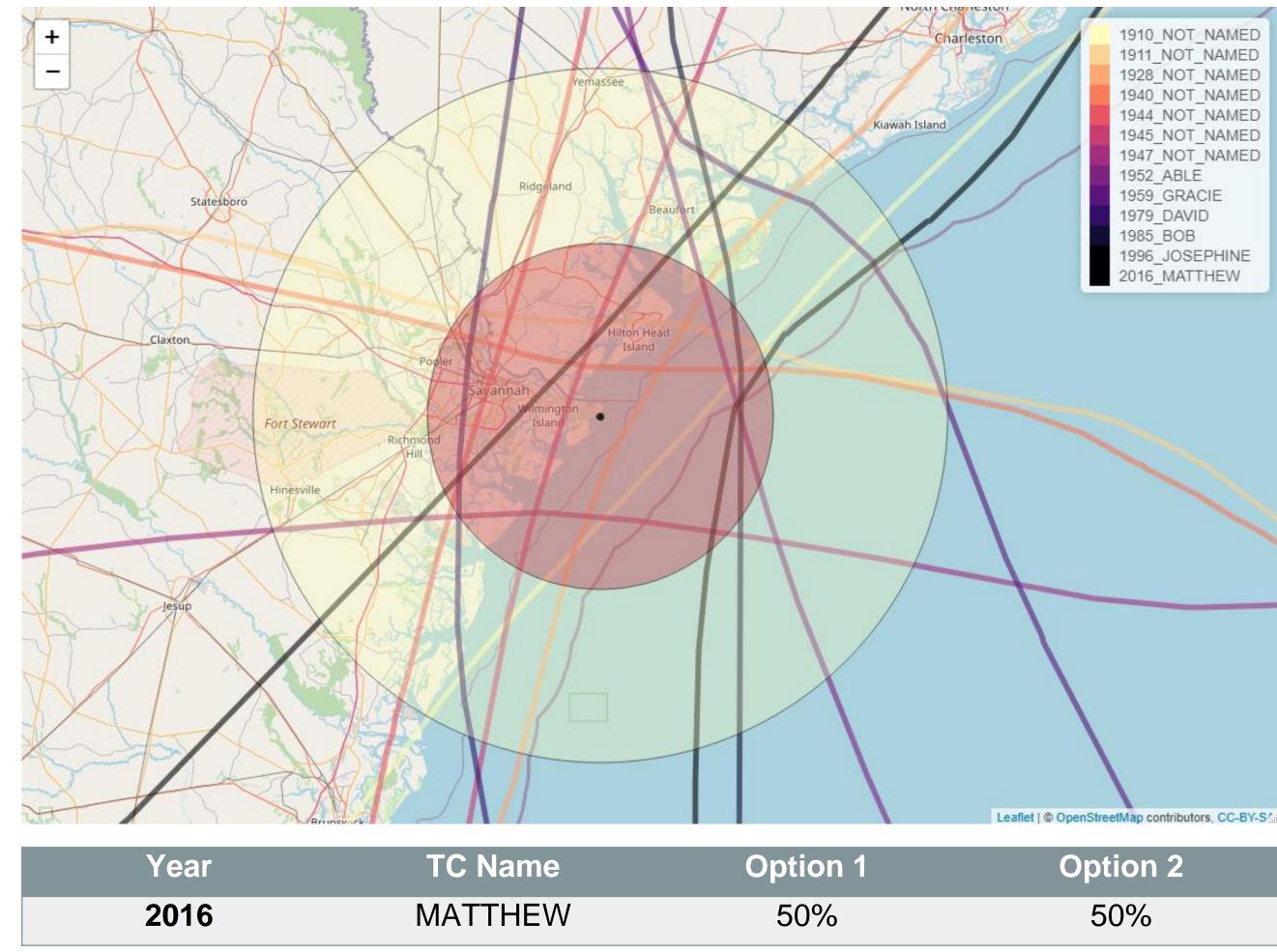
# **Payout Table:**

	Opti	on 1	Opti	on 2
	Inner	Outer	Inner	Outer
Category	Circle	Circle	Circle	Circle
1	5%	0%	0%	0%
2	20%	5%	0%	0%
3	50%	25%	50%	25%
4	70%	35%	70%	35%
5	100%	50%	100%	50%



# "Cat in a Circle" Solution Historic Payouts

Map to above shows circles and historical events that trigger for Option 1.







Item #1.

# Recommendation

- We see this solution from BHSI as a highly viable way to address economic risk ensuing from a named windstorm event impacting the island and/or surrounding area.
- Fast-paying nature of the coverage maximizes Tybee Island's ability to get services back online following the event, providing a buffer from needing to tap other capital sources.
- This proposal represents a non-binding indication; available to bind subject to additional feedback, etc.

# **Conditions**

- This indication cannot be bound if there is any disturbance or Named Windstorm in the Atlantic Basin (including the Gulf of Mexico) at the time of binding, unless otherwise agreed to by the Company. See Appendix A
  - Tropical Disturbance 1, and any derivative storms are excluded from coverage
  - o Tropical Disturbance 2, and any derivative storms are excluded from coverage
  - Tropical Depression Alberto, and any derivative storms are excluded from coverage
- Premium Payment Terms 30 days
- War Risk and Terrorist Exclusion
- This proposal is being provided by a non-admitted carrier. Premiums do not include applicable surplus lines taxes or fees. Compliance with all surplus lines placement requirements, including stamping the policy and collection and payment of premium of surplus lines taxes, is the responsibility of the broker.
- Fully earned minimum premium



# Contact

# **Colin Harper**

Managing Director, Alternative Risk Transfer & Innovation Strategic Solutions and Innovation Practice 713.413.7841
<a href="mailto:Colin.harper@aon.com">Colin.harper@aon.com</a>

# **Katie Sabo**

Senior Managing Director – Government Aon Reinsurance 773.896.6816 <a href="mailto:katie.sabo@aon.com">katie.sabo@aon.com</a>

# **About Aon**

Aon plc (NYSE:AON) exists to shape decisions for the better — to protect and enrich the lives of people around the world. Our colleagues provide our clients in over 120 countries with advice and solutions that give them the clarity and confidence to make better decisions to protect and grow their business.

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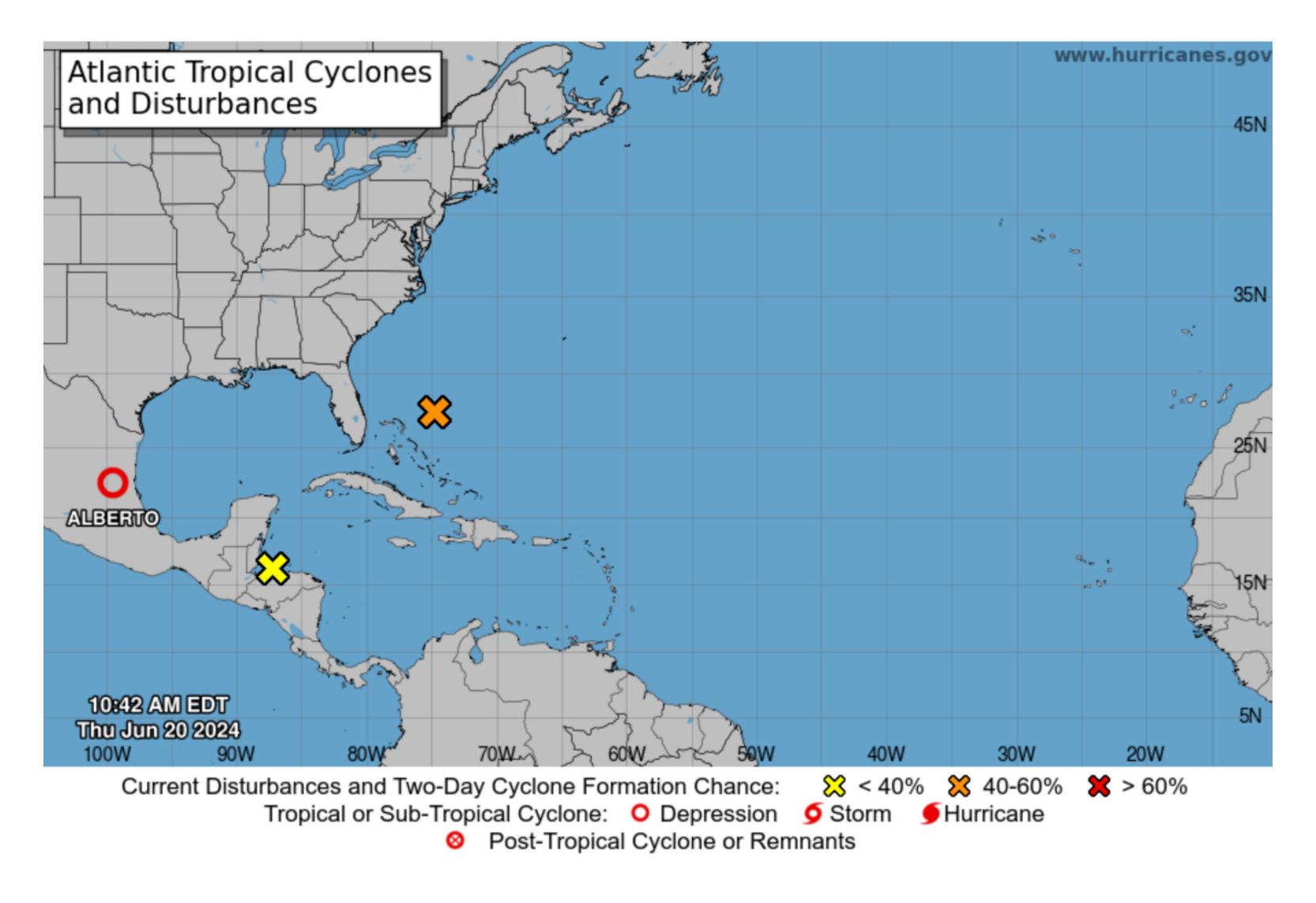
The information contained herein and the statements expressed are of a general nature and are not intended to address the circumstances of any particular individual or entity. Although we endeavor to provide accurate and timely information and use sources we consider reliable, there can be no guarantee that such information is accurate as of the date it is received or that it will continue to be accurate in the future. No one should act on such information without appropriate professional advice after a thorough examination of the particular situation.

www.aon.com



# Appendix A

Active storms as of NBI issuance date 6.20.2024





11

## File Attachments for Item:

2. Non-profit Presentation

American Legion

Historical Society

Irish Heritage Celebration Committee



# **NONPROFIT GRANT PROGRAM**

# Application

Please complete the requested information outlined below and attach supplemental documents.

Applying Organization Name: Type Island Historical Society
Applicant Name (First & Last): Sarah Jones
Email Address: Sarah@tybeelighthouse.org
Organization Website: typec lighthouse org
Organization Address: 30 Meddin Dr. Tyber Island, GA 31328
Organization Address:
Mailing Address (If Different): P.O. Box 364 Tyber Island, GA 31328
Describe Your Organization: The Mission of the Tyber Island Historical Society
is to preserve, develop, and promote the historic resources and
legacy of Typese Island to the benefit of our community,
Future generations and nation as a whole by: Restoring,
interpreting, preserving, maintaining and effectively
operating the Type Island Light Station + Museum and
all ancillary sites + exhibits
Proposed Project For Which Funds Will Be Used:
Restoration of the Types lighthouse - as of 6/1/24 balance
owed for restoration is 493,385.00
Grant Funding Amount Requested: 10,000 -00
Office of the state of the stat

\$

6-17-24

cassidi Kenobrick 6/17/24

APPLICANT SIGNATURE, DATE

CITY OF TYBEE SIGNATURE, DATE



# **NONPROFIT GRANT PROGRAM**

# Application

Please complete the requested information outlined below and attach supplemental documents.

Applying Organization Name: American Legion Post 154
Applicant Name (First & Last):
Email Address: 154@ TYBEE I SLAND AMERICAN LEGION. ORG
Organization Website:
Organization Address: 10 VETERANS DRIVE
Mailing Address (If Different): PO BIX 1225, TYBEE
Describe Your Organization: Non- PROFIT VETERANS ORGANIZATION
Proposed Project For Which Funds Will Be Used:
Partial payment of gravel for parking lot waiting on  2 more estimates but viringly doubt it will be  less than \$6,770%.
2 more extensites but research doubt it will be
lean than \$6: 770 %.
MUST KHOWIC "
Grant Funding Amount Requested: #6,770, %
Grant Funding Amount Requested:

Jessis a. Bryant 05/30/24
APPLICANT SIGNATURE, DATE

Cassidi kendhak 5/30/24

CITY OF TYBEE SIGNATURE, DATE



# **NONPROFIT GRANT PROGRAM**

# Application

Please complete the requested information outlined below and attach supplemental documents.

rieuse complete die requested information commed below and actaon suppliemental documents.
Applying Organization Name: American Legion Post 154
Applicant Name (First & Last): JERRIS BRYANT
Email Address: 154@ TYBEE ISLAND AMERICAN LEGION. ORG
Organization Website:
Organization Address: 10 VETERANS DRIVE
Organization Address:
Mailing Address (If Different): PO BIX 1225, TYBEE
Describe Your Organization: Non- PROFIT VETERANS ORGANIZATION
G The state of the
Proposed Project For Which Funds Will Be Used: ANNUM LIQUOR LICENSE
Proposed Project For Which Funds Will Be Used: PINNUME LIGHT CICENSE
4 2
Grant Funding Amount Requested: 43,230. Cha
Jersis a. Bryant 05/34/24
APPLICANT SIGNATURE, DATE  CITY OF TYBEE SIGNATURE, DATE

CITY OF TYBEE SIGNATURE, DATE

Item #2.



# NONPROFIT GRANT PROGRAM Application

Please complete the requested information outlined below and attach supplemental documents.  Applying Organization Name: $\frac{1}{1668} \frac{1}{1668} \frac{1}{1668$
Applicant Name (First & Last): JAN 45 (JAY) BURKEL
Email Address: JAZ & KELLY TOURS. CIM
Organization Website: W/A
Organization Address: 10 N Campbell Ave P.D. Sox 2314
Tybee Islan, 64. 31328
Mailing Address (If Different):
Describe Your Organization: Formit over 24 YEARS Ago 40 CESTAGE TUSE Tolas Franks French from the property over the Business SEASON.
Tyse Tolas Faish Har, toje And To Establish A FAMILY FAICHTY
EVENT TO HELP JUMP START OUR BUSINESS SEASON.
MORE OF A LOCAL FAMILY, NON PROFIT,
MORE OF A LOURL FAMILY, NOW PROFIT, COMMUNICIAL EVENT FOR ALL OF TYBEE ISLA.)
AND THE MANY VISITORS THAT ATTEND.
Proposed Project For Which Funds Will Be Used: To Help Promoter ove
2AH ANNUAL TIBEE IS/PON TRISH HET, for & PARO)E
ANNUAL TIBEE FS/AN TRISH HEN. FOR PAROSE A/WAYS HEB THE SATURDAY BEFORE MARCHITH.
Grant Funding Amount Requested:
1 and to also the state of
J- Sal 4/15/2024 CARENDLY 1CK 6/18/2

APPLICANT SIGNATURE, DATE

CITY OF TYBEE SIGNATURE, DA

## File Attachments for Item:

3. Nick Sears: Enforcement of Ordinance 2022-4 now 2023-11, Invalid and abandoned STR Permits

### ORDINANCE NO. 2022-04 ENTITLED: Now 2023-11

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF TYBEE ISLAND GEORGIA, SO AS TO REVISE PERMISSIBLE USES IN RESIDENTIAL ZONING DISTRICTS SPECIFICALLY R-1, R-1-B AND R-2 SO AS TO CLARIFY THE SAME AND TO RECOGNIZE EXISTING AND ONGOING PROPERLY PERMITTED SHORT-TERM RENTALS OF PROPERTIES IN SUCH ZONES BUT TO RECOGNIZE OR ADDRESS ANY PROPERTY CURRENTLY OPERATED AS A SHORT-TERM RENTAL PROPERTY IN SUCH ZONES, AND CONSIDER WHETHER SUCH USES SHALL BE AUTHORIZED TO CONTINUE SUBJECT TO THE TERMS CONTAINED HEREIN AND TO FURTHER AMEND THE CODE SO AS TO CLARIFY THE TERMS THEREOF BY WAY OF APPROPRIATE DEFINITIONS, TO PROVIDE FOR STANDARDS BY WIDCH PREVIOUSLY OPERATED LOCATIONS AND NOW TO BE POTENTIALLY NON-CONFORMING USES THAT MAY BE DISCONTINUED, ABANDONED AND NO LONGER BECOME SHORT-TERM RENTAL PROPERTIES, AS DEFINED HEREIN AND TO CREATE REVIEW PROCEDURES RELATED TO ANY DISPUTES AS TO THE DISCONTINUANCE OF SUCH USES AND TO REPEAL CONFLICTING PROVISIONS, TO ESTABLISH AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is authorized under Article 9, Section 2, Paragraph 3 of the Constitution of the State of Georgia to adopt reasonable ordinances to protect and improve the public health, safety, and welfare of the citizens of Tybee Island, Georgia, and

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is the Mayor and Council thereof; and

WHEREAS, the governing authority desires to revise zoning definitions and adopt ordinances under its police and home rule powers; and

WHEREAS, the City of Tybee Island has conducted numerous public hearings, surveys, focus group sessions, stakeholder conference calls and other means of gauging public opinion over a period of years, all on the subject of rentals for under 30 days. While these activities have been held covering all zoning areas on Tybee, this ordinance addresses rental activity within the R-1, R-1-B and R-2 areas only; and

WHEREAS, the community has a limited number of housing units contained within these three residential zones and is seeking to protect and maintain the quantity and diversity of housing options for the general public in accordance with the Tybee Island master plan. The character of the island's residential community is an important feature for residents and for any visitor on the island. The existing tourist trade is very dependent upon this diversity and on the unique character currently found in these zones; and

WHEREAS, the City of Tybee Island has demonstrated that the usage of this limited residential housing stock has become increasingly dominated by rentals for less than thirty days, and in many cases, high turnover rentals with stays of less than five days. These units are also increasingly operated by absent owners, agents, investment firms and other real estate operations with no connection to the Tybee Island community, as demonstrated during the many sessions for public input. This increase has been verified by third party software purchased by the City with the intent to identify and monitor these Short-Term Rentals. The methods and results of this software have been made extensively public and have been thoroughly examined; and

WHEREAS, additionally, while anecdotal evidence demonstrates that behavior by this transient, rental population has improved significantly over the last few years, this has not been achieved without significant dedication of resources by the City of Tybee Island well as significant cooperation from local owner/operators, including, but not limited to, the creation of strict residential noise ordinances, sign ordinances, a dedicated complaint hotline, occupancy restrictions, and an entire dedicated enforcement department enforcing ordinances through citations. These efforts demonstrate the need for continued regulation of this expanding short term rental industry within the residential zones; and

WHEREAS, cities must from time to time update existing zoning definitions to keep pace with changes in technology, population trends and land usages. The City of Tybee Island has determined that the increase in online reservation systems and other peer to peer technology breakthroughs has substantially altered the face of the tourism industry and this plays a significant role in changing the character of neighborhoods within these residential zones; and

WHEREAS, the City has conducted a carrying capacity study that addresses the impact of density and consequences upon the City's infrastructure and which calls for restrictions beyond those previously imposed upon certain uses, including Short-Term Rentals; and

NOW THEREFORE, it is hereby ordained by the governing authority of the City of Tybee Island that the Code of Ordinances will be amended so as to provide as follows:

### **SECTION 1 - PURPOSE AND INTENT**

The purpose of this ordinance is to clarify the definitions and uses for certain residential zoning districts. Section 4-050(A)(B) and (C) of Article 4 of the Land Development Code shall be amended so as to include the following sections for all buildings and structures located within zoning districts R-1, R-1-B and R-2. Except as set forth herein, no residence, structure or building within zones R-1, R-1-B and R-2, shall be operated as a Short-Term Rental or leased or rented or held available for rental for less than thirty days. Existing and ongoing properly permitted Short-Tenn Rentals which have been operated within the City in zones R-1, R-1-B and R-2 prior to the effective date hereof shall not be a use as of right, but rather, such use will be a nonconforming use hereafter, except for owner occupied locations as authorized below or in other sections of the Code of Ordinances.

### **SECTION 2 - DEFINITIONS**

The following words and phrases, as used in this article, shall have the following meanings:

Authorized agent means the owner's agent or the owner's designee who is normally available and authorized to respond to any issues arising from a short-term rental unit within two hours and who is authorized to receive written notice on behalf of the owner.

Cap means the maximum number of properties that may be licensed for Short-Term rental use in a given zoning district which may be later defined or established with a restricted zoning designation. The cap may be calculated as a percentage of the total number of developed dwelling units and developable lots within a zoning district or, alternately, as a flat number, not a percentage. Once a zoning district has met its cap, a waiting list or other means of determining eligibility for a permit may be established for properties which seek to obtain a short-term vacation rental permit.

Nonconforming use means the use of any land, building, or structure which does not conform with currently applicable use regulations, but which complied with use regulations in effect at the time the use was established.

Short-term rental (STR) property means an accommodation for guests where, in exchange for compensation, a residential dwelling unit is provided for lodging for a period of time less than 30 consecutive days. Such use may or may not include an on-site manager. For the purposes of this definition, a residential dwelling shall include all housing types. This is also identified as "STR". This shall exclude bed and breakfast accommodations as they are currently defined by the City of Tybee's land development code. However, bed and breakfast establishments are required to have occupational tax certificates, and to pay taxes and fees as required by law or ordinance.

Sublet rentals is a property which is leased from its owner on a long-term basis (30 days or longer) but then made available by the lessee for short term rental or occupancy to a different party and shall be considered a short-term rental and both lessor and lessee are subject to ordinances regulating short term rentals.

### SECTION 3 - NOTICE OF AND ABANDONMENT OF NONCONFORMING USE

If a property holding a Short-Term Rental permit in zoning districts R-1, R-1-B and R-2 fails to conduct short term rentals (rentals of less than 30 days each), at least 60 days of rental at full market value within the preceding 12-month period, it shall be presumed that such short-term rental use has been abandoned and therefore such use shall be unauthorized. It is the owner or rental operator's burden to establish the rentals. The existence of rentals shall be proven by the applicable tax returns filed by the owner for that location. In the event tax returns or other verifiable tax documentation are not available due to the rental occurring, or allegedly occurring, through a marketplace innkeeper or an online booking service, (such as Airbnb or similar providers), the owner may establish rentals through other documentation including rental records to the City's satisfaction. No new permit or renewal of a permit shall be granted if an owner or rental operator fails to make this showing of rentals. Any new owner seeking a permit is responsible to demonstrate the prior property owner's rental history.

Any previously operated Short-Term Rental within the R-1, R-1-B and R-2 zoning districts which is determined abandoned will no longer be allowed to operate as a Short-Term Rental.

Any property holding an STR permit is exempt from the above requirement to establish the short-term rental history for any period where the property is subject to a written lease for a long-term rental. "Long term rental" as used herein means a bona fide written lease agreement for a period of 30 days or more.

Further, and notwithstanding the provisions above, property owners, managers or agents thereof may petition the Mayor and Council for relief from the 60-day requirement by demonstrating that due to damage to the property from fire, hurricane or other storm, and/or due to the unexpected spread of disease, such as the recent pandemic, the property was not available or appropriate for rent or there was no ability to rent during a period making compliance unachievable as a practical matter, relief may be granted if the Mayor and Council determines that the circumstances shown to exist were of such an extent, duration and/or nature that rentals would be substantially impaired for a period of time not less than 45 days.

In addition to the circumstances identified in the above paragraph, a property owner or representative of a property owner may apply for an exception to the 60-day rental requirement when circumstances exist which are peculiar to the particular property and which involve circumstances that the owner or representative contend(s) to be justification for allowing relief or an exemption to the 60-day requirement. The owner or representative must petition for relief with identifying circumstances contended by the owner or representative believed to justify an exception to the requirement. Such circumstances must relate to the property and involve conditions that, although are not identified in the calamities described above, would create an undue hardship or other exceptional circumstances that would warrant relief. The circumstances must be such as to significantly impact the availability or marketability of the property in question and must be directly related to the property itself, as opposed to any unique circumstances of the owner or representative of the owner.

Applications for relief from the requirements of this ordinance shall be made by petition on such forms as the City may designate and will identify the calamity or circumstances the owner or representative contend support entitlement to an exemption to the time rental requirements under the ordinance. The matter will be reviewed by the Planning Commission and a public hearing will be held by the Mayor and Council pursuant to applications and ordinary procedures for a variance such as those provided in Section 5-090. The Mayor and Council will determine, following a public hearing, whether the calamity or circumstances justify the exemption or relief and such conditions or terms as would be applicable to the relief.

### **SECTION 4-ALLOWANCES**

In locations other than properties zoned R-1, R-1B or R-2, notwithstanding any other provisions in the Code of Ordinances, a Short-Term Rental use is allowable in any zoning districts as long as the Short-Term Rental location and the owners, agents or representatives for such location are in full compliance with all provisions of the City's then current Short-Term Rental Ordinance currently codified at 34-260, et seq. including but not limited to all requirements regarding the payment of taxes, compliance with the Good Neighbor Policy, enforcement of the occupancy limits, compliance with noise and other regulations and such property has avoided citations for violating the Disorderly House Ordinance.

Any structure on a property that contains multiple STR units must have a permit for each separate unit. In zones R-1, R-1B and R-2, if a property identified by a single parcel identification number per official tax records, has more than one structure on it that contains an STR unit, only one structure is eligible to apply for a permit.

### SECTION 5 - CAPS IN CERTAIN ZONING DISTRICTS

For purposes of this section, a restricted zoning designation category or cap shall be any zoning district in which an ordinance exists limiting the number of authorized Short-Term Rental units in that particular district. In the event a cap on Short-Term Rental units exists for a certain zoning district and a permitted unit in that district is thereafter disqualified for a rental permit, that unit's permit shall be void. No new location or unit will be issued a Short-Term Rental permit to operate as an STR in any restricted zoning designation district which has already issued permits equaling the cap. Exceptions to this prohibition of issuing new permits over any cap may be allowed as set forth by ordinance. The City may establish a waiting list or other means of determining eligibility for a permit for locations in a restricted zoning designation district as necessary.

# SECTION 6 - NEW PERMITS PROHIBITED

No new permits are allowable in R-1, R-1-B, and R-2 zones except as otherwise provided herein.

### SECTION 7

All ordinances and parts of ordinances in conflict herewith are expressly repealed.

This ordinance shall be effective upon its adoption by the Mayor and Council pursuant to the code of the City of Tybee Island, Georgia.

The provisions of this ordinance were previously adopted by Council following public hearings and all sections became effective 10-13-22 except Sections 3 and 4 which were to be effective May 1, 2023 as pursuant to a motion made at the meeting. This current ordinance readopts all sections of the ordinance confirming the provisions; the terms of Sections 3 and 4 are to be effective on May 1, 2023.

ADOPTED THIS \_77 DAY OF \_Quell, 2023.

ATTEST:

FIRST READING: april 13, 2023

SECOND READING: <u>April</u> 27, 2023 ENACTED: <u>May 1, 2023</u>