

RESOLUTION NO. 21-17

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, OPPOSING FLORIDA SENATE BILL 522 AND HOUSE BILL 219, WHICH WOULD PREEMPT REGULATION OF SHORT-TERM RENTALS TO THE STATE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Senator Manny Diaz, Jr., and Representatives Jason Fischer and Anthony Sabatini are leading the effort to preempt regulation of short-term rentals to the state; and

WHEREAS, Senator Diaz's Senate Bill 522 and Representatives Fischer and Sabatini's House Bill 219 would, except for ordinances adopted prior to June 1, 2011, preempt all local government regulation of short-term rentals to the State of Florida; and

WHEREAS, a "one size fits all" approach by state regulation of short-term rentals in Florida ignores the fact that communities throughout our state are unique and have different needs with regard to this issue; and

WHEREAS, the Town of Fort Myers Beach ("Town") is composed of year-round residents and seasonal visitors who live, work, raise families, patronize local businesses, and engage in recreation in our Town; and

WHEREAS, laws preempting the City's control over preserving the quality of life for those residents by regulating short-term rentals would dramatically impair many of the characteristics that make the Town a great place to live, visit, work, raise families, do business, and engage in recreation; and

WHEREAS, decisions regarding matters directly impacting the quality of life of Florida's localities should be left to Florida's local governments; and

WHEREAS, the Town seeks to preserve and protect home rule authority for Fort Myers Beach and local governments; and

WHEREAS, the Town joins many local governments across the State in this effort.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA THAT:

Section 1. The above recitals are true and correct, and incorporated herein by this reference and are hereby adopted as the legislative and administrative findings of the Town Council.

Section 2. Florida cities value the property rights of all citizens, but Senate Bill 522 and House Bill 219 would prevent cities from balancing the property rights of all. Therefore, the

Town Council of the town of Fort Myers Beach opposes Senate Bill 522 and House Bill 219, preempting local regulation of short-term rentals.

Section 3. The Town Council directs the Town Clerk to transmit a copy of this Resolution to the Florida Governor, the Lee County Florida Legislative delegation, and the Florida League of Cities for distribution.

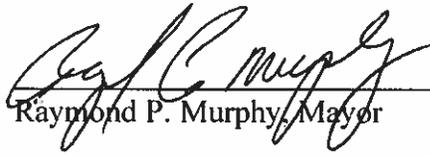
Section 4. This Resolution shall become effective immediately upon adoption.

The forgoing Resolution was adopted by the Town Council upon a motion by Vice Mayor Hosafros and seconded by Mayor Murphy, and upon being put on a vote, the results was as follows:

Raymond P. Murphy, Mayor	aye
Rexann Hosafros, Vice Mayor	aye
Dan Allers, Council Member	aye
Jim Atterholt, Council Member	aye
Bill Veach, Council Member	aye

ADOPTED this 5th day of April, 2021 by the Town Council of the Town of Fort Myers Beach, Florida

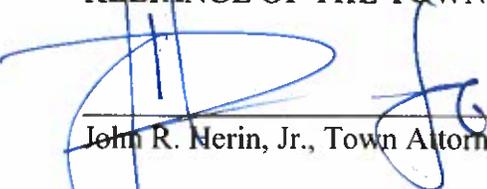
TOWN OF FORT MYERS BEACH


Raymond P. Murphy, Mayor

ATTEST:


Amy Baker, Town Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:


John R. Nerin, Jr., Town Attorney

This Resolution was filed in the Office of the Town Clerk on this 7 day of April, 2021