

CITY OF AMADOR CITY

AGENDA OF THE REGULAR MEETING OF THE CITY COUNCIL

TUESDAY October 19, 2021, 7:00 p.m.

This will be a hybrid meeting – in person at the Community Center in the City Hall

SPECIAL NOTICE

Pursuant to Paragraph 11 of Executive Order N-25-20, executed by the Governor of California on March 12, 2020, as a response to mitigating the spread of coronavirus known as COVID-19, during the July 20, 2021, meeting of the City Council of Amador City, California members of the public will be allowed to join Zoom Meeting.

Zoom information – see next page.

As of August 2, 2021, the State of California requires masks for unvaccinated people and recommends masks for everyone in indoor settings, including local government offices. Therefore, we respectfully request that you wear a mask if you attend this meeting in person.

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call –**
- 4. Approval of Agenda, Minutes of September 21, 2021, meeting and Financial Statements**
- 5. Public Matters Not on the Agenda – Discussion items only, no action to be taken. Any person may address the council at this time on any subject matter within the jurisdiction of the Amador City Council. Any item that requires action will be deferred to a subsequent council meeting. Five-minute time limit**

Members of the public wanting to address the Council, either during public comment or for a specific agenda item, or both, are requested to send an email notification no later than 6:00 p.m. on the day of the meeting to city.clerk@amador-city.com . Public comment should identify the agenda item it seeks to address, and be limited to 300 words or less. Public comment will be read at the time such agenda item it references is called.

6. Public Comment

7. Public Hearing

- A. Discussion of Additional Dwelling Unit Ordinance (handbook sent out)**
- B. Resolution #589 –Consider establishing Application Fee for Sidewalk Permits – Application Form for Sidewalk Permit-Discussion and possible action**
- C. Resolution #590 – Remote Meetings – Implement AB 361 – Allowing remote meetings for Duration of Proclaimed State of Emergency under Modified Brown Act**
- D. Updates on sewer study, creek cleaning, speed signs, City Hall wall**
- E. Redistricting Letter – Discussion and possible action**
- F. Special Meetings – Discussion**
- G. Short Term Rental Ordinance #175 -Discussion re: amending ordinance to limit total number of short-term rentals.**
- H. Highway and street striping – Discussion and possible action**
- I. Amador City signs at north and south city limits - ACBCA**

- J. Committees: ARSA, Air, ACRA, Culbert Park, Design Review, ACTC/RTMF, LAFCO, Homeless, BnB/VRBO, Museum, Cemetery, Maintenance, Powder House, Fire**

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, then please contact Joyce Davidson at (209)890-6284 or e-mail city.clerk@amador-city.com. Requests must be made as early as possible, and at least two full business days before the start of the meeting.

Subject: regular zoom link

From: Anne Kel-Artinian <kelartinian.anne@gmail.com>

Date: 8/12/2021, 12:11 PM

To: City Clerk <city.clerk@amador-city.com>

Amador City Office of the Mayor is inviting you to a scheduled Zoom meeting.

Topic: Amador City Regular City Council Meeting - Zoom link

Time: This is a recurring meeting Meet anytime

Join Zoom Meeting

<https://us02web.zoom.us/j/88534027186?pwd=cUhaSm8xRUNTOTgxb1QwSFFzb1VqUT09>

Meeting ID: 885 3402 7186

Passcode: 193935

One tap mobile

+16699006833,,88534027186#,,,,*193935# US (San Jose)

Dial by your location

+1 669 900 6833 US (San Jose)

Meeting ID: 885 3402 7186

Passcode: 193935

Find your local number: <https://us02web.zoom.us/j/kczh1A5R1>

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Anne Kel-Artinian

Mayor, Amador City

kelartinian.anne@gmail.com

408-829-9815



"Amador City: The Smallest Incorporated City in California"

CITY OF AMADOR CITY

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL

TUESDAY September 21, 2021 – 7:00 p.m.

This will be a hybrid meeting – in person at the Community Center in the City Hall

SPECIAL NOTICE

Pursuant to Paragraph 11 of Executive Order N-25-20, executed by the Governor of California on March 12, 2020, as a response to mitigating the spread of coronavirus known as COVID-19, during the July 20, 2021, meeting of the City Council of Amador City, California members of the public will be allowed to join Zoom Meeting.

Zoom information – see next page.

As of August 2, 2021, the State of California requires masks for unvaccinated people and recommends masks for everyone in indoor settings, including local government offices. Therefore, we respectfully request that you wear a mask if you attend this meeting in person.

- 1. Call to Order – Meeting called to order at 7:08 p.m.**
- 2. Pledge of Allegiance**
- 3. Roll Call – Kel-Artinian, Bragstad, Robinson, Marks, Smith present**
- 4. Approval of Agenda, Minutes of August 17th and 24th meeting- Bragstad moved, 2nd by Robinson to approve Agenda and Minutes, approved unanimously; and Financial Statements – Bragstad Moved, 2nd by Robinson to approve, approved unanimously**
- 5. Public Matters Not on the Agenda – Discussion items only, no action to be taken. Any person may address the council at this time on any subject matter within the jurisdiction of the Amador City Council. Any item that requires action will be deferred to a subsequent council meeting. Five-minute time limit – Bruce Smith reported more information on Powder House to come this week.**

Members of the public wanting to address the Council, either during public comment or for a specific agenda item, or both, are requested to send an email notification no later than 6:00 p.m. on the day of the meeting to city.clerk@amador-city.com . Public comment should identify the agenda item it seeks to address, and be limited to 300 words or less. Public comment will be read at the time such agenda item it references is called.

6. Public Comment

7. Public Hearing

- A. Ordinance #181 – Sidewalk/Patio Dining Permits – Second Hearing – Attorney Wayland made changes discussed at first hearing, Robinson moved, 2nd by Bragstad to approve, Bragstad asked if we will be charging fees, Smith stated that would be included in application process, subdivision of ordinance to have application “0” fee, approved unanimously**
- B. Retaining Wall – Update -All demolition completed. Forms for concrete will be completed, pouring will start Wednesday and end Saturday. Possibly finished by next meeting. Fill dirt behind concrete block portion of wall not to code. Estimate cost to correct is not to exceed, \$9,000.00 for code fill. There will be a Special Meeting**

October 7, to discuss and approve change order to back fill with code fill. More info to come from contractor, Jeff Campbell.

- C. Park and Playground improvements – Discussion – Existing concrete curbing to be removed. Possible grant money from ACRA or other sources. Robinson to talk to parents in town for help in erecting playground equipment.
- D. Speed Signs Update – Robinson to find installer for signs and determine best location.
- E. Sewer Rate Study Update – Waiting for update on possible organization to perform study
- F. Redistricting Discussion – We are presently in District 2. Bragstad would like to see Amador City included in District 4 which includes Sutter Creek. Kel-Artinian and Bragstad will write letter to Re-Districting Committee requesting to be in Dist. 4.
- G. Creek Cleaning Update – To begin Thursday at 9:00 a.m.
- H. Tree Removal by PG&E at corner of Cross Street and West School Street – Information only
- I. Request for donation of chrysanthemums and wire fencing for cemetery
- J. American Rescue Plan Funds Discussion – We have \$22,000 to allocate by 2024 and spend by 2026. Possible projects broadband, sewer, water.
- K. ADU – Additional Dwelling Unit – Ordinance discussion – Probably schedule a meeting to address ADU.

Committees: ARSA-nothing, Air-nothing, ACRA-nothing, Culbert Park-nothing, Design Review-nothing, ACTC/RTMF-nothing, LAFCO-looking for new executive director, Homeless-nothing, BnB/VRBO-nothing, Museum-nothing, Cemetery-Smith to design and provide identification signs for plants, Maintenance-nothing, Powder House-more information soon, Fire-nothing

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, then please contact Joyce Davidson at (209)890-6284 or e-mail city.clerk@amador-city.com. Requests must be made as early as possible, and at least two full business days before the start of the meeting.

Resolution No.: 589

A RESOLUTION OF THE CITY COUNCIL OF AMADOR CITY ESTABLISHING AN APPLICATION FEE FOR SIDEWALK PERMITS UNDER CITY CODE §12.08.030

Whereas, on September 21, 2021, the City Council approved an ordinance amendment that established a sidewalk permitting process in City Code section 12.08.030;

Whereas, the City Council, pursuant to Section 12.08.030(O), the Council may establish an application fee for processing sidewalk revocable permits.

Whereas, pursuant to Government Code section 66014, the City Council desires to approve a fee that is a reasonable estimate of the cost to implement the sidewalk use permit process pursuant to section 12.08.030;

Whereas, based on the facts and materials before the City Council, an application fee of \$300 is a reasonable estimate of the cost to process a sidewalk permit under Section 12.08.030 based on the expense of city staff including the City Engineer and City Attorney;

NOW THEREFORE, BE IT RESOLVED:

The City Council of Amador City hereby establishes a fee of \$300 per application as a reasonable estimate of the cost to process a sidewalk permit under City Code section 12.08.030.

Duly passed this ____ day of October, 2021, at a regular meeting of the City Council of Amador City by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

Hon. Mayor Anne Kel-Artenian
Amador City, California

Attested: _____
Joyce Davidson
City Clerk
Amador City, California



CITY OF AMADOR CITY
INCORPORATED JUNE 2, 1915
California

Sidewalk Dining/Serving Permit

Applicant Name: _____ **Address:** _____

Business Name: _____

Welcome to the City of Amador City! To expedite the processing of your application, use this form to verify compliance with City of Amador City requirements for sidewalk dining/service.

APPLICATION REQUIREMENTS

Please submit the following attachments with the application and the \$300 application fee:

- Attachment A: Dimensioned site plan showing location of tables and chairs (portable heaters if applicable) on the sidewalk or city property;
- Attachment B: Photographs of the proposed area for sidewalk dining/service;
- Attachment C: Catalogue/brochure sheets of furniture, portable heaters, and barrier materials (if applicable);
- Attachment D: Copy of insurance certification (a minimum coverage of \$1,000,000.00 listing the City of Amador City as an additional insured. A 30-day cancellation notification shall be included).

Please verify the project would comply with the following conditions of approval:

Yes

☐	The proposed sidewalk dining/serving area will leave a minimum of three feet of unobstructed sidewalk and will not prevent access to buildings, parked cars, or bus stop areas.
☐	All proposed umbrellas, heaters, or similar accessories shall be rated for outdoor use, safely secured, and removable.
☐	The sidewalk dining area (including adjacent street, curbs, gutters, and sidewalk) shall be kept clean and orderly and the outdoor furniture must be maintained.
☐	Proposed outdoor dining/serving hours of operation shall fall between 7:00 a.m. and 10:00 p.m.
☐	Free-standing canopy shade structures and signage in connection with the business's sidewalk dining must be approved.
☐	Alcoholic beverage services within the business's sidewalk dining area is in compliance with ABC licensing regulations (Shaded conditions below only apply if an ABC license is acquired.)
☐	A barrier between 2 to 3 feet tall consisting of planters, removable bollards, or similar features that will not alter or damage the sidewalk shall be maintained to differentiate the serving area.
☐	Alcoholic beverages shall be served in non-disposable containers, and signs must be posted at the access points notifying patrons that no outside alcoholic beverages are allowed and that any alcoholic beverages served in the designated area may not be removed from the area.

REVOCATION

The sidewalk dining permit may be amended to include special conditions, and may be suspended or revoked for any reason. If there is non-compliance with any conditions of the permit or standard requirements for sidewalk dining the permit will be revoked. Any amendments, suspension or revocation of the permit is at the sole discretion of the Building Inspector and/or City Council. Please refer to Amador City Municipal Code Section 12.08.030, *et seq.* for more detail on the terms and conditions of the sidewalk permit.

AFFIDAVIT (To be completed by both property owner and applicant)

I have received, read, accept and understand the conditions listed on page one of this application.

Property Owner Name (Print)_____

Property Owner Signature_____

Date_____Phone_____E-MAIL ADDRESS_____

NOTICE, THE FOLLOWING IMPACTS YOUR RIGHTS AND OBLIGATIONS: The applicant and its principals, agents, employees, licensees, and patrons, hereby agree there shall be no liability on the City or upon any of its officers, agents, or employees for any claim, demand, or liability arising out of the permittees use of the permit applied for in this application, including for property damage or injury to the permittee, or its agents, employees, licensees, and patrons from any cause arising out of the permittee's use of the permit applied for by this application and under City Code 12.08.030, *et seq.* Furthermore, the permittee agrees to indemnify, defend, and hold harmless the City of Amador City and its officers, agents, and employees from any liability arising out of permitted activities. Should a claim arise out of the permittee's use of the permitted area, the City may plead this agreement as a complete defense to any such claim. Knowledge and consent to this provision shall be conclusively established by executing below, and by use of the permitted area for purposes expressed in Chapter 12.08.030, *et seq.*

Applicant Name (Print)_____

Applicant Signature_____

Date_____Phone_____E-MAIL ADDRESS_____

For Official Use Only

☐ Approved

☐ Approved w/Conditions

☐ Denied

Approved by

Date

PERMIT NO. _____

Project Specific Conditions of Approval:

Resolution No.: 590

A RESOLUTION OF THE CITY COUNCIL OF AMADOR CITY TO IMPLEMENT ASSEMBLY BILL 361, WHICH ALLOWS CITIES TO CONTINUE TO MEET REMOTELY FOR THE DURATION OF THE PROCLAIMED STATE OF EMERGENCY UNDER MODIFIED BROWN ACT REQUIREMENTS

Whereas, on June 11, 2021, the Governor signed Executive Order N-08-21, which among other things rescinded his prior Executive Order N-29-20, effective October 1, 2021, which order suspended certain restrictions of the Brown Act concerning teleconferencing;

Whereas, on September 16, 2021, the state legislature passed Assembly Bill 361 which amended the Brown Act with respect to holding remote public meetings via teleconference which amendments are now codified in the Brown Act.

Whereas, the Brown Act, Government Code section 54953(e), now makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions;

Whereas, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

Whereas, on March 4, 2020, the Governor proclaimed pursuant to his authority under the California Government Code section 8625, that a state of emergency exists with regard to a novel coronavirus (a disease now known as COVID-19);

Whereas, as of the date of this Resolution, neither the Governor nor the Legislature have exercised their respective powers pursuant to California Government Code section 8629 to lift the state of emergency either by proclamation or by concurrent resolution in the state Legislature;

Whereas, the continued local rates of transmission of the virus and variants causing COVID-19 are such that meeting in person could present imminent risks to the health or safety of attendees of the meetings of the City Council of Amador City, which providing an option for or holding meetings remotely may mitigate;

Whereas, Public participation at City Council Meetings is improved by providing a remote option for attendance, particularly where attendees are able to participate in a format in which they are safest.

NOW THEREFORE, BE IT RESOLVED:

(1) A proclaimed state of emergency exists due to COVID-19 and as a result of the emergency, meeting in person could present imminent risks to the health or safety of attendees.

(2) Both Regular and Special City Council meetings will continue to offer both in-person and remote options (a.k.a. hybrid) for Council Members and members of the Public in compliance with AB 361 for the duration of the proclaimed state of emergency;

(3) Should the pandemic or other state of emergency worsen to the point where in-person meetings are no longer safe, as described by the Amador County Department of Public Health, California Department of Public Health, and/or the Centers for Disease Control, both Regular and Special City Council Meetings will be held with the remote-only option;

(4) The City Clerk is hereby instructed to provide either notice of the hybrid meeting or remote-only meeting, including Zoom (or other) links, published with each meeting's agenda.

(5) This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of thirty (30) days from adoption of the Resolution or such time as the City Council adopts a subsequent Resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the City Council may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

Duly passed this ____ day of October, 2021, at a regular meeting of the City Council of Amador City by the following vote:

AYES: _____

NOES: _____

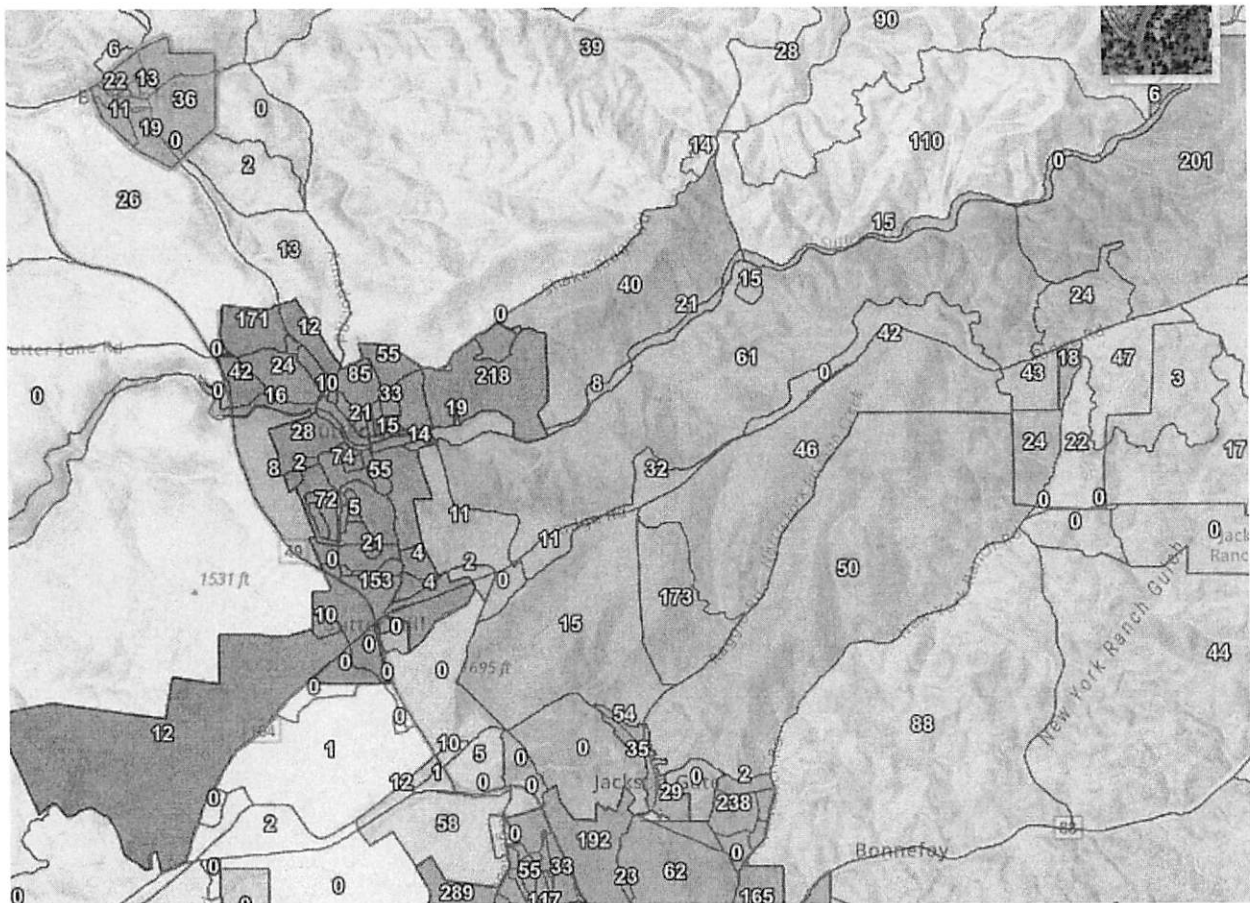
ABSENT: _____

ABSTAIN: _____

Hon. Mayor Anne Kel-Artenian
Amador City, California

Attested: _____
Joyce Davidson
City Clerk
Amador City, California

Blocks 2030 and 2046, now part of District 5, are between Amador City and Sutter Creek, directly to the east of Old Highway 49. For continuity, these blocks, along with Amador City should also be included in District 2. The same could be said of Block 1032, now part of District 2, which are directly to the west of Old Highway 49.



Sincerely,

Anne Kel-Artinian

Mayor, Amador City

Susan Bragstad

Vice Mayor, Amador City

ORDINANCE NO. 175

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF AMADOR CITY REGARDING THE PERMITTING OF SHORT-TERM
RENTALS WITHIN CITY LIMITS**

The City Council of the City of Amador City, California does ordain as follows:

Section 1.

CHAPTER 5.16 SHORT-TERM RENTALS

5.16.010 Title of Ordinance

This Chapter shall be referred to as the "Short-term Rental Ordinance."

5.16.015 Purpose

- A. The purpose of this Chapter is to establish regulations for the use of privately owned residential dwellings as short-term rentals that minimize the negative secondary effects of such use on their surroundings.
- B. This Chapter is not intended to provide any owner of residential property with the right or privilege to violate any private conditions, covenants, and restrictions applicable to the owner's property that may prohibit the use of such owner's residential property for short-term rental purposes.
- C. Nothing in this Chapter is intended to convey a permanent entitlement, nor shall it convey a right which runs with the land. The use of any residential dwelling within R1, R2, or R3 as a short-term rental unit, except in strict compliance with this Chapter, is a violation of Title 17 of the Amador City Code of Ordinances and shall be deemed a per se nuisance subject to the enforcement provisions of Chapters 17.84 and 1.12 of the Municipal Code.
- D. Nothing in this chapter is intended, nor shall it be construed, to preclude a landlord or property owner from limiting or prohibiting the use of his property as a short-term rental unit.

5.16.020 Definitions

- A. For purposes of this Chapter, the following words and phrases shall have the following meanings:
 - 1. "Applicable laws, rules and regulations" means any laws, rules, regulations and codes (whether local, state or federal) pertaining to the use and occupancy of a privately owned dwelling unit as a short-term rental.
 - 2. "Applicant" means the owner of the short-term rental unit or the owner's authorized agent or representative, referred to within as an "operator."

3. "City Clerk" means that person acting in the capacity of the City Clerk or Deputy City Clerk of the City of Amador City or his or her designee.
4. "Good neighbor brochure" means a document prepared by the City that summarizes the general rules of conduct, consideration, and respect, including without limitation provisions of the Amador City Municipal Code and other applicable laws, rules, or regulations, pertaining to the use and occupancy of short-term rental units.
5. "Local contact person" means the person designated by the owner or the operator who shall be available 24 hours per day, seven days per week for the purpose of: (1) responding within 60 minutes to complaints regarding the condition, operation, or conduct of occupants of the short-term rental unit; and (2) taking remedial action to resolve any such complaints. The local contact person may be the owner or operator.
6. "Owner" means the person(s) or entity(ies) that hold(s) legal and/or equitable title to a short-term rental unit. The term "o
7. "Owner," as used in this chapter, may also be construed to include an individual with lawful possession of the property, such as a tenant, who is sub-leasing the unit as a short-term rental.
8. "Operator" means the owner or the designated agent or representative of the owner who is responsible for compliance with this Chapter.
9. "Property" means a residential legal lot on which a short-term rental unit is located.
10. "Responsible person" means an occupant of a short-term rental unit who is at least 21 years of age and who is legally responsible for ensuring that all occupants of the short-term rental unit and their guests comply with all applicable laws, rules, and regulations pertaining to the use and occupancy of a short term rental unit.
11. "Short-term rental unit" means a privately owned residential dwelling, including, but not limited to, a single-family detached or multiple-family attached unit, apartment house, condominium, cooperative apartment, duplex, or any portion of such dwellings, rented for occupancy for dwelling, lodging, or sleeping purposes for any period of fewer than thirty (30) consecutive days. A short-term rental unit does not include a hotel, motel, bed and breakfast, or other business in which rooms are rented as the principal use of a building devoted to lodging.
12. "Short-term rental permit" means a permit that allows the use of a privately owned residential dwelling as a short-term rental unit pursuant to the provisions of this Chapter.
13. "Transient" for purposes of this Chapter means any person who seeks to rent or who does rent a short-term rental unit for a period less than thirty (30) consecutive days.

5.16.030 Authorized agent or representative

- A. Unless an owner intends to directly provide for the short-term occupancy of a short-term rental unit, the owner shall designate an operator who shall ensure compliance with the requirements of this Chapter on behalf of the owner.
- B. Notwithstanding subsection (A), the owner shall not be relieved from any personal responsibility for compliance with the requirements of this Chapter and shall be subject to any applicable remedies for noncompliance, regardless of whether such noncompliance was committed by the operator or the occupants of the short-term rental unit or their guests.

5.16.040 Short-term Rental Permit Required

- A. The owner or operator is required to obtain a short-term rental permit from the City, pursuant to the provisions of this Chapter, before renting any short-term rental unit to any transient.
- B. A short-term rental permit shall be required to be renewed on an annual basis based on the anniversary of the original permit issuance in order to remain valid.
- C. A short-term rental permit shall not be assignable and shall automatically terminate if the subject dwelling or accessory building is sold or transferred.

5.16.050 Application

- A. The owner or operator must submit the following information on a short-term rental permit application form provided by the City:
 - 1. The name, address, and telephone number of the owner of the short-term rental unit;
 - 2. The name, address, and telephone number of the operator, if the owner will not directly provide for the short-term rental;
 - 3. The name, address, and twenty-four hour telephone number of the local contact person;
 - 4. The address of the proposed short-term rental unit;
 - 5. The number of bedrooms and the applicable overnight and daytime occupancy limit of the proposed short-term rental unit;
 - 6. Acknowledgement that the operator has received and reviewed the good neighbor brochure and will provide the brochure to all transients;
 - 7. A copy of a transient occupancy registration permit issued under Section 3.16.060 of this Code;
 - 8. Such other information as the City Clerk deems reasonably necessary to

administer this Chapter; and

9. Payment of the application fee established separately by resolution of the City Council.
- B. A short-term rental permit application may be denied if the applicant has had a prior short-term rental permit for the same unit revoked within the 12 calendar months that preceded the effective date of the application.
- C. An owner or operator must notify the City Clerk within seven (7) days of a change in any material facts pertaining to the information contained in the short-term rental application. Such notice shall occur in accordance with instructions given on the application form.

5.16.060 Criteria for Approval and Renewal of a Short-term Rental Permit

- A. The applicant has the burden of proof to demonstrate compliance with each applicable criterion for approval or renewal of the permit.
- B. To receive permit approval, an applicant must demonstrate the following:
 1. The owner or operator shall demonstrate that it will comply with all the obligations and requirements of this chapter.
 2. A completed checklist for fire safety (fire extinguishers, smoke alarms, carbon monoxide detectors, etc.) shall be required with each annual permit application and renewal. It is the owner's responsibility to ensure that the short term rental is and remains in substantial compliance with all applicable codes regarding fire, building and safety, health and safety, and other relevant laws.
 3. At the time of application, the owner or operator of a short-term rental shall not have received a civil citation regarding compliance of the subject short-term rental property with any provision of this Code. A voluntary assurance of compliance or negotiated compliance agreement will satisfy the requirement that there be no pending actions or violations.
 4. The owner or operator shall have a current business license in accordance with the Chapter 5.04 of this Code.
 5. The owner or operator shall have obtained a transient occupancy registration certificate for purpose of its obligation to pay transient occupancy taxes under Chapter 3.16 of this Code.
 6. The owner or operator shall provide notice to all residents within 300 feet of the short term rental unit with notice that the property will be used as a short-term rental.

5.16.070 Operational Requirements and Standard Conditions

- A. The owner or operator shall use reasonably prudent business practices to ensure that the

short-term rental unit is used in a manner that complies with all applicable laws, rules, and regulations pertaining to the use and occupancy of the subject short-term rental unit, including this Chapter.

- B. The maximum number of overnight guests for a short-term rental unit shall not exceed two persons per bedroom, except that children under the age of 4 shall not be counted for purposes of calculating this limitation so long as the children sleep in the same bedroom as at least one of their parents or legal guardians. Additional daytime guests are allowed between the hours of 7:00 a.m. and 10:00 p.m., with the maximum daytime guests not to exceed two persons per bedroom with a maximum of 20 guests allowed for five bedrooms or more. The following table illustrates the maximum number of occupants:

Number of Bedrooms	Total of Overnight Occupants	Total Daytime Occupants (Including Number of Overnight Occupants)
0-Studio	2	4
1	2	4
2	4	8
3	6	12
4	8	16
5	10	20
6	12	20
7	14	20

- C. A short-term rental unit shall not change the residential character of the outside appearance of the residence, either by the use of colors, materials, lighting, or any advertising mechanism.
- D. All parking associated with a short-term rental unit shall be entirely on-site, in the garage, carport, and driveway or otherwise off of the public street.
- E. Occupants of the short-term rental unit shall comply with all standards and regulations stated in Chapter 8.08 of this Code concerning noise.
- F. The owner or operator shall provide each occupant of the short-term rental unit with the following information prior to occupancy of the unit and shall post such information in a prominent location within the unit:
1. The contract information for the operator, with 24-hour availability;
 2. The maximum number of overnight occupants and the maximum number of daytime occupants as permitted under this Chapter;
 3. Trash pick-up day and applicable rules and regulations pertaining to leaving or storing trash on the exterior of the property;
 4. A copy of the Chapter 10.50 of this Code concerning noise; and

5. Notification that the occupant or owner may be cited or fined by the City in accordance with this Code.
- G. The owner or operator shall provide to all residents within 300 feet of the short-term rental unit the contact information of the owner, the operator and local contact person, if different. Such contact information shall include the telephone number and email address of the owner or operator.

5.16.080 Operations

- A. While a short-term rental unit is rented, the owner, operator, or local contact person shall be available 24 hours per day, seven days per week for the purpose of responding within 60 minutes to complaints regarding the condition, operation, or conduct of occupants of the short-term rental unit or their guests.
- B. The owner, operator, or local contact person shall use reasonably prudent business practices to ensure that the occupants and/or guests of the short-term rental unit do not create unreasonable noise or disturbances, engage in disorderly conduct, or violate any applicable law, rule or regulation pertaining to the use and occupancy of the short-term rental unit.
- C. Prior to occupancy of a short-term rental unit, the owner or operator shall obtain the name, address, and a copy of a valid government identification of the responsible person and require such responsible person to execute a formal acknowledgement that he or she is legally responsible for compliance by all occupants of the short-term rental unit and their guests with all applicable laws, rules, and regulations pertaining to the use and occupancy of the short-term rental unit.
- D. The owner, operator, or local contact person shall upon notification that the responsible person and/or any occupant and/or guest of the short-term rental unit has created unreasonable noise or disturbances, engaged in disorderly conduct, or committed violations of any applicable law, rule or regulation pertaining to the use and occupancy of the subject short-term unit, promptly respond within 60 minutes and appropriate manner to immediately halt or prevent a recurrence of such conduct by the responsible person and/or any occupants and/or guests. Failure of the owner, and/or operator to respond to calls or complaints regarding the condition, operation, or conduct of occupants and/or guests of the short-term rental unit within 60 minutes and appropriate manner shall be subject to all administrative, legal, and equitable remedies available to the City, including revocation of Short-Term Rental Permit.
- E. Trash and refuse shall not be left stored within public view, except in proper containers for the purpose of collection by waste haulers on scheduled trash collection days. The owner or operator shall use reasonably prudent business practices to ensure compliance with all the provisions of Amador City's Municipal Code.
- F. The owner or operator shall post the current short-term rental permit number on or in any advertisement appearing in any newspaper, magazine, brochure, trade paper, website, etc., that promotes the availability or existence of a short-term rental unit.

- G. The City Clerk shall have the authority to impose additional conditions on the use of any short-term rental unit to ensure that any potential secondary effects unique to the subject short-term rental unit are avoided or adequately mitigated.

5.16.090 Violations

- A. A violation of any provision of this Chapter by any occupant, owner, or operator shall constitute grounds for modification, suspension, or revocation of the short-term rental permit. In addition, the failure of the owner or operator to satisfy any of its obligations and requirements of Chapter 3.16 concerning transient occupancy taxes shall be an independent basis for modification, suspension, or revocation of any permit issued under this Chapter.
- B. Whenever any owner or operator fails to comply with any provision of this Chapter, the City, after giving the operator or owner ten days written notice specifying the time and place of a hearing before the City Council, and requiring him to show cause why the short term rental permit should not be modified, suspended, or revoked, may modify, suspend, or revoke the permit held by the operator or owner.
- C. The City may enforce this Chapter, including the terms and conditions of any permit granted under this Chapter, by any means provided for in Chapters 1.12, 8.12, or 17.84 of this Code or by any other means authorized by law.

Section 2

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

Section 3

The City Council determines that the provisions of this Ordinance are exempt from the California Environmental Quality Act because the instant ordinance involves continuing administrative activities and thus is not a project, as the Act defines, pursuant to Section 15378(b)(2) of the California Environmental Quality Act Guidelines. To the extent the adoption of this Ordinance constitutes a project, the City Council finds pursuant to CEQA Guideline Section 15061(b)(3) that the project is exempt from environmental review because it can be seen with certainty that the adoption of the ordinance would not have any significant impact on the environment.

This ordinance shall be published and posted in the manner required by law by the City Clerk.

Introduced at a meeting of the City Council of Amador City on December 15, 2016 and Enacted by the City Council of the City of Amador City at a regular meeting held on *MARCH* 16, 2017.

AYES: *BROWN, BRAGSTAD, GROTH*

NOES: *2*

ABSTAIN: *2*

ABSENT: *VASQUEZ, KUOX*

Susan Bragstad

Susan Bragstad, Mayor

ATTEST:

Joyce Davidson
Joyce Davidson, City Clerk

Ogata

OCT - 7 2021

Subject: Striping and parking

From: "bruce.smith@amador-city.com" <bruce.smith@amador-city.com>

Date: 10/4/2021, 12:29 PM

To: "city.clerk@amador-city.com" <city.clerk@amador-city.com>, Anne H Kel-Artinian <kelartinian.anne@gmail.com>

Hi Joyce,

As per our conversation, I would like to add city paint striping to the next agenda. Not the special meeting on Thursday but the regular standing meeting.

Diane Matich had approached me about the striping being pretty faded in town and also sent me her nephew or one of her relatives contact information so he could provide us a quote. I am attaching that as well. Just wanted to get this on the agenda and thought that we might also be able to include the angled parking spots in front of the Brewery if and when we did decide to stripe. I believe you said there might be some funds in on the accounts that might cover this. Thanks.

Diane's contact for striping:

Jason Smith - President

Nor Cal Asphalt Paving and Maintenance

Phone: 916-871-5345

Cell: 916.773.7051

email: jason@norcalasphalt.com

Cheers,

Bruce Smith

Council Member

City of Amador City



CITY OF AMADOR CITY
INCORPORATED JUNE 2, 1915
California

Subject: Fwd: City Council Agenda Item
From: Amy Clingan <amy@madeinamador.com>
Date: 10/9/2021, 8:07 AM
To: city.clerk@amador-city.com

----- Forwarded message -----

From: Amy Clingan <amy@madeinamador.com>
Date: Sat, Oct 9, 2021 at 8:02 AM
Subject: City Council Agenda Item
To: Sales 001 <AmadorJoyceD@hotmail.com>, Bruce Smith <bruce@lifesmark.com>

Hello Joyce,

ACBCA would like to present an item to the City Council at the next meeting, regarding the Amador City Signs on old Route 49. Would you please add that to the agenda?

Thanks,

Amy

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Amy Clingan

Made In Amador

Mobile: 949.293.8600

Email: amy@madeinamador.com

www.madeinamador.com

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