

**AN ORDINANCE TO AMEND CHAPTER 18, FINANCE AND TAXATION,
ARTICLE VII TRANSIENT LODGING OF THE CHRISTIANSBURG TOWN CODE
TO AMEND DEFINITION OF HOTEL AND ADD PROVISIONS FOR HOMESTAY
USES**

WHEREAS, notice of a public hearing before the Christiansburg Town Council concerning this ordinance was published two consecutive weeks (January 30, 2019 and February 6, 2019) in The News Messenger, a newspaper published in and having general circulation in the Town of Christiansburg; and,

WHEREAS, a public hearing before the Town Council was held on February 12, 2019; and

WHEREAS, the Town of Christiansburg recognizes the necessity to permit and regulate short term residential rentals within the Town to insure the public health, safety, and welfare by making certain changes to this Chapter 18, Finance and Taxation; and

WHEREAS, Virginia State Code Section 15.2-983 permits any locality to, by ordinance, establish a short-term rental registry and require operators within the locality to register annually.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Christiansburg, Virginia, that Chapter 18, Finance and Taxation of the Christiansburg Town Code be amended by amending Article VII, Transient Lodging of the *Christiansburg Town Code* as follows:

ARTICLE VII. – TRANSIENT LODGING

Sec. 18-199. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

~~*Hotel*~~ *Transient Lodging Facility* means any public or private hotel, ~~inn, hostelry,~~ ~~tourist home or house, or~~ motel, ~~roominghouse~~ or other lodging place within the town offering lodging, as defined in this section, for compensation to any transient, as defined in this section.

Lodging means room or space furnished ~~by~~ **to** any transient.

Transient means any person who, for a period of not more than 30 consecutive days, either at his own expense or at the expense of another, obtains lodging or the use of any space at any ~~hotel~~ transient lodging facility for which lodging or use of space a charge is made.

Treasurer means the treasurer of the town and any of his duly authorized agents.

Sec. 18-200. - Tax imposed; amount.

There is hereby levied and imposed, in addition to all other taxes and fees of every kind imposed by law, on each transient obtaining lodging or the use of space at any ~~hotel~~ transient lodging facility, a tax equal to nine percent of the total amount paid for such lodging or the use of space by, or for, any such transient to any ~~hotel~~ transient lodging facility. Such tax shall be collected from such transient at the time and in the manner provided by other provision in said section.

Sec. 18-203. - Discount.

For the purpose of compensating the owner of any ~~hotel~~ transient lodging facility collecting the tax imposed by this article, such owner shall be allowed three percent of the amount of the tax due and accounted for in the form of a deduction on his monthly return, provided the amount due is not delinquent at the time of payment.

Sec. 18-210 Registration for Homestay Use Required

Each operator of the Homestay use as defined in Chapter 42--Zoning of the Town Code [Sec. 42-1] shall be required to register with the Treasurer and shall be subject to all applicable standards of Virginia State Code Section 15.2-983 and Sec. 18-351 of the Christiansburg Town Code. Failure to properly register in accordance with this section shall result in a \$500 penalty.

This ordinance shall become effective July 1, 2019. If any part of this ordinance is deemed unlawful by a court of competent jurisdiction all remaining parts shall be deemed valid. Ordinances or parts of any ordinances of the Town whose provisions are in conflict herewith are hereby repealed.

Upon a call for an aye and nay vote on the foregoing ordinance at a regular meeting of the Council of the Town of Christiansburg, Virginia held _____, 2019, the members of the Council of the Town of Christiansburg, Virginia present throughout all deliberations on the foregoing and voting or abstaining, stood as indicated opposite their names as follows:

<u>MEMBER</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
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Samuel M. Bishop				
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Harry Collins				
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Steve Huppert				
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Merissa Sachs				
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Henry Showalter				
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Bradford J. Stipes				
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Mayor D. Michael Barber*				
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*Votes only in the event of a tie.

D. Michael Barber, Mayor

Michele M. Stipes, Town Clerk