

**TOWN COUNCIL
SPECIAL CALL MEETING
Municipal Center Council Chambers
September 6, 2022; 12:30 pm**

Minutes

I. Call to Order: Mayor Labriola called the meeting to order at 12:30 p.m.

Present at Meeting: John D. Labriola, Mayor
Dan Prickett, Mayor Pro Tem
Maryanne Connelly, Councilmember
John Moffitt, Councilmember

Also Present: Stephanie Tillerson, Town Administrator
Joe Wilson, Town Attorney
Michael Sosnowski, Short-Term Rental Code Enforcement
Pieter DeVries, ESPM Vacation Rentals
Crystal Googe, ESPM Vacation Rentals

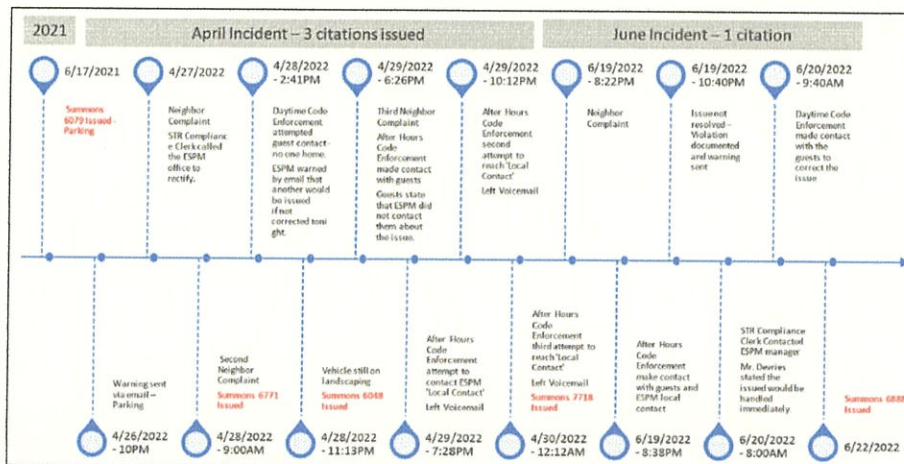
II. New Business:

A. Business License Revocation Hearing for 107 Goldeneye Drive

Mr. Sosnowski presented as evidence, photographs, and timelines detailing incident reports, email exchanges, and citations issued for violations of the Town’s Short-Term Rental (STR) Ordinance in the July 2022 to July 2023 rolling 12 months.

Mr. Sosnowski stated the citations issued at 107 Goldeneye Drive were for violations of Section 14-505(d)(1) states that *Vehicles may only be parked on permanent paved or gravel parking surfaces, as approved by the Town or other entity having jurisdiction. Parking on grass or landscaped areas is prohibited at all times.* The property was allowed five (5) vehicles to be parked in the driveway.

Mr. Sosnowski reviewed, in detail, a timeline of the April and June 2022 incidents:



Mr. Sosnowski noted that for the April incident, two citations were written for *parking and driveway* violations. After unsuccessful attempts to reach the local contact, one citation was written for *local contact* violation. One citation was written for *parking and driveway* violations in the June incidents.

Mr. Sosnowski stated that three of the four citation bonds were paid before the court date, and the last citation was tried in absentia, with the judge issuing a guilty verdict. The revocation letter was written following the

Mr. DeVries and Ms. Googe spoke on behalf of ESPM Vacation Rentals and Mr. & Mrs. Clark, the property owners. Ms. Googe read a statement from Ms. Clark, in which Ms. Clark outlined improvement plans along with ESPM's closer management and communication to each guest that would alleviate the issues experienced earlier in the year. Mr. DeVries reviewed the appeal the Clarks submitted, outlining the processes that would be implemented and the challenges encountered with the property driveway and renter compliance.

Councilmembers engaged in an in-depth discussion of suggested penalties which included limiting the number of vehicles allowed to three for some period of time and with the numerous chances given that the license should be revoked.

Councilmember Moffitt made a motion to revoke the business license for a one-year period per the Town's ordinance. Councilmember Connelly seconded the motion.

Following further discussion, the motion failed with a split vote, with Councilmembers Connelly voting "yes" and Mayor Labriola and Mayor Pro Tem Prickett voting "no."

Mayor Pro Tem Prickett made a motion to limit the number of overnight vehicles allowed to park at the property from a period of one year to three. Mayor Labriola seconded the motion.

Following further discussion, Mayor Pro Tem Prickett amended his motion to include that the business license would be revoked if another violation occurred within 90 days.

At the request of Councilmember Moffitt, Mayor Pro Tem Prickett withdrew his motion.


Councilmember Moffitt made a motion not to revoke the business license for a period of six months. Council Member Connelly seconded the motion, and it was unanimously passed.

Following further discussion, Council agreed to have the revocation take effect on October 1, 2022.

III. Adjournment:

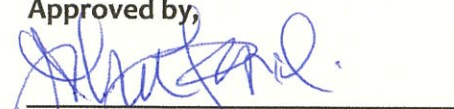
Councilmember Connelly made a motion to adjourn the meeting at 1:07 pm. Councilmember Moffitt seconded the motion, and it was unanimously passed.

Submitted by,



Petra S. Reynolds, Town Clerk

Approved by,



John D. Labriola, Mayor

10-14-2022

Date