

ORDINANCE NO. 2020-37

AN ORDINANCE MODIFYING DEFINITIONS FOR HOTEL, MOTEL, MOTOR HOTEL; GOVERNMENT FACILITIES - GENERAL; AND CONGREGATE LIVING FACILITY; AND ADDING A PENALTY CLAUSE, THEREBY AMENDING CHAPTERS 19 AND 21 OF THE CITY CODE

The City Council of the City of Bloomington, Minnesota ordains:

Section 1. That Chapters 19 and 21 of the City Code are hereby amended by deleting those words that are contained in brackets and ~~[stricken through]~~ and adding those words that are underlined, to read as follows:

CHAPTER 19: ZONING

ARTICLE I: GENERAL PROVISIONS

DIVISION B: DEFINITIONS

§ 19.03 DEFINITIONS

The following words and terms when used in Chapters 19 and 21 shall have the following meanings unless the context clearly indicates otherwise.

CONGREGATE LIVING FACILITY. A type of housing in which occupants share a common dining room, recreational room, food service or other facilities, including but not limited to boarding houses, lodging houses, assisted living facilities, shelters, and convents. A Congregate Living Facility does not include bed and breakfasts, resorts, vacation homes, crash pads, hostels, multiple-family dwellings, temporary pandemic response housing or other uses separately defined.

~~[**FULL-SERVICE HOTEL.** A facility for public accommodation which provides guest rooms, restaurants, meeting rooms, and other facilities for the use and enjoyment of customers.]~~

GOVERNMENT FACILITIES, GENERAL. A building or site occupied by a public agency or agencies that provides non-residential services to the general public, with the exception of limited government facilities that are defined separately in the code.

HOTEL[;] OR MOTEL[;] ~~MOTOR HOTEL~~. Any building or combination of buildings containing six or more rooms used for sleeping purposes by guests ~~[on a transient basis]~~ in which a person or persons pay for occupancy, possession or tenancy of the property and where the actual term of occupancy, possession or tenancy of the property pursuant to that lease, license or other

agreement is less than 30 consecutive calendar days. A hotel or motel does not include bed and breakfasts, resorts, vacation homes, crash pads, hostels, congregate living facilities, multiple-family dwellings, shelters, temporary pandemic response housing or other uses separately defined.

ARTICLE II: ADMINISTRATION AND PROCEDURE

§ 19.22 [RESERVED] PENALTY.

Violation of any provision of this chapter shall be a misdemeanor. Civil penalties may also be issued pursuant to § 12.15 of the city charter and § 1.19 of this city code. However, nothing in this chapter shall be construed to limit the city's other available legal remedies for any violation of the law, including without limitation, criminal, civil and injunctive actions.

CHAPTER 21: ZONING AND LAND DEVELOPMENT

ARTICLE I: INTRODUCTION AND ESTABLISHMENT

§ 21.109 PENALTY.

Violation of any provision of this chapter shall be a misdemeanor. Civil penalties may also be issued pursuant to § 12.15 of the city charter and § 1.19 of this city code. However, nothing in this chapter shall be construed to limit the city's other available legal remedies for any violation of the law, including without limitation, criminal, civil and injunctive actions.

Passed and adopted this 23rd day of November, 2020.

/s/ Tim Busse

Mayor

ATTEST:

/s/ Denise M. Christenson
Secretary to the Council

APPROVED:

/s/ Melissa J. Manderschied
City Attorney