

Introduced by: Council Member Cory Nichols  
Adopted: March 1, 2021

**RESOLUTION NO. 2074-2021**

**A RESOLUTION OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, OPPOSING FLORIDA SENATE BILL 522 AND HOUSE BILL 219, WHICH WOULD PREEMPT REGULATION OF SHORT-TERM RENTALS TO THE STATE; PROVIDING FOR ADOPTION OF RECITALS, REPEAL OF PRIOR INCONSISTENT RESOLUTIONS AND COUNCIL DECISIONS, SEVERABILITY, AND 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 City of Jacksonville Beach ("City") is composed mostly of year-round residents who live, work, raise families, patronize local businesses, and engage in recreation in our City; 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 Jacksonville Beach a great place to live, 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 localities; and

**WHEREAS**, the City seeks to preserve and protect home rule authority for Jacksonville Beach and local governments; and

**WHEREAS**, the City joins our neighbors the City of Atlantic Beach and the City of Neptune Beach in this effort.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, FLORIDA THAT:**

**SECTION 1. Adoption of Recitals.** The foregoing recitals are deemed true and material parts of this Resolution and are fully incorporated herein by reference.

**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 City Council of the City of Jacksonville Beach opposes Senate Bill 522 and House Bill 219, preempting local regulation of short-term rentals.

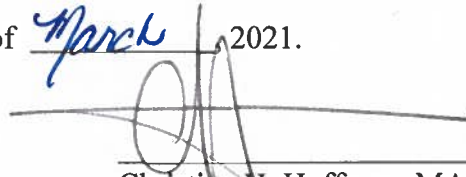
**SECTION 3.** The City Council directs the City Clerk to transmit a copy of this Resolution to the Florida Governor, the City of Jacksonville, the Florida League of Cities, and the Duval County delegation of the Florida Legislature for distribution.

**SECTION 4. Repeal of Prior Inconsistent Resolutions and Council Decisions.** All prior resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of the conflict.

**SECTION 5. Severability.** If any section, sentence, clause, or phrase of this Resolution should be held invalid, unlawful, or unconstitutional, said determination shall not be held to invalidate or impair the validity, force, or effect of any other section, sentence, phrase, or portion of this Resolution not otherwise determined to be invalid, unlawful, or unconstitutional.

**SECTION 6. Effective Date.** This Resolution shall become effective immediately upon passage and adoption by City Council.

AUTHENTICATED this 15<sup>th</sup> day of March 2021.

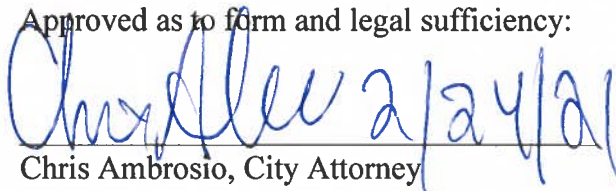


Christine N. Hoffman, MAYOR



Laurie Scott, CITY CLERK

Approved as to form and legal sufficiency:



Chris Ambrosio, City Attorney