

Safety Committee Minutes October 28, 2024

PRESENT: Committee Chairwoman Lisa Maruschak, Vice-Chair Stephanie Palmisano and member Lesley DeSouza, Clerk of Council Allen, Law Director Schneider, Service Director Sepik, Safety Director Scharschmidt and in the audience Council President Rounds.

The meeting was called to order on Monday, October 28, 2024 by Chairwoman Maruschak at 5:45 p.m.

Clerk Allen called the Roll call: **Maruschak, Palmisano, DeSouza**

Chairwoman Maruschak asked for a motion to approve the minutes from October 15, 2024; Moved by DeSouza; Seconded by Palmisano

Clerk Allen, Roll Call: **Aye: Palmisano, DeSouza, Maruschak**

Minutes approved

Chairwoman Maruschak: Opened the discussion with item 3 of Old Business regarding Airbnb “short-term rentals” I would like to again thank the directors for their time and energy getting these drafts together for us. Beginning with section 01 (h) it talks about a short-term rental is less than 30 consecutive days but when we go to section 10 (c) it reads “31 or more consecutive days”.

Councilwoman DeSouza added that she thinks we should have them all read “30 days” across the board.

Chairwoman Maruschak responded I agree with that. It also talks about consecutive nights in section 06, “not more than 30 consecutive nights”. I would like to also make it all the same regarding the wording days and nights too.

Director Schnieder said he would look deeper in the this and report back to the committee.

Chairwoman Maruschak added that we should have it read at the 31st day of the rental would be long-term rental. Continuing through the legislation, no changes in section 01 through section 04.

Councilwoman Palmisano mentioned in section 04 (6), the listed item be split into two separate lines. I don’t see the changes I requested in section 05 (a) remove the wording “and/or the permanent occupant”. We could remove the entire section 05 (a2). Section 05 (5) doesn’t seem to mesh with section 06 (4).

Director Schneider asked if everyone is ok to insert the best practice for the carbon monoxide detection devises, once we’ve confirmed with the Safety and Fire Departments? Everyone was in agreement.

Chairwoman Maruschak suggested sending section 05 (10) over to Finance to clarify the taxes set forth in Chapter 191.

Director Schneider asked if the change to Section 05 (11a) is acceptable with the insurance coverage being not less than \$300,000? Just something to consider is that this is a business not just for a homeowner.

Chairwoman Maruschak responded that for a homeowner to have \$300,000 seems reasonable.

Councilwoman Palmisano added that she would like some time to consider that item and she will let us know her thoughts at a later time.

Chairwoman Maruschak continued to section 05 (b2) it states that “A short-term rental host that provides units for short-term rental use shall retain records for a period of at least four years” and in section 06 (g) it says “three years”.

Councilwoman DeSouza suggested four years.

Councilwoman Palmisano asked to consider streamlining this to two years. Can I look into what everyone else is doing and bring the discussion back before I offer an opinion?

Chairwoman Maruschak moved onto section 06 (j). Some discussion was had regarding the off-street parking and providing permission. The consensus is to strike the overnight parking permit that was added previously.

Director Schneider opened the discussion about hotels using their rooms as Airbnb's.

Chairwoman Maruschak asked if we can include that as a line item in this legislation prohibiting that? Committee members all agreed.

Director Schneider said he would look into that.

Chairwoman Maruschak thanked the director and appreciated his input. Continuing on to Chapter 743, Ice Cream Vendors. We have a new draft in front of us. Some discussion was had about the amount of liability insurance that everyone is comfortable with.

Director Schneider added that Food Trucks have to have a \$1,000,000 policy and if you are comfortable with \$300,000 that's fine. Please be aware that food trucks need to be insured for 1 million. We are talking about businesses vs. residential property owners. I would assume that businesses are more familiar with the costs associated with doing business.

Councilwoman DeSouza stated that food trucks make more money than ice cream vendors. I don't know if that would put everybody out of business, but it sounds good.

Councilwoman Maruschak agreed with the one million, if we do this for food trucks and these people are driving on the streets with children. Food trucks are parked in a location. If this is the only thing that we need to give more thought to, we could always make a quick change on the floor to get this moving forward.

Councilwoman Palmisano asked to do some research before giving her opinion. In section 743.99 Penalty it was requested to have second and third penalties inserted into this section.

Director Schneider added that a misdemeanor of the third degree is punishable by up to 90 days in jail, probation, and up to \$500 fine. Misdemeanor of the second degree is punishable by up to 120 days in jail, probation and up to a \$750 fine and a misdemeanor of the first degree is punishable up to 6 months in jail, probation and up to a \$1,000 fine. Any violation of this chapter is deemed a misdemeanor.

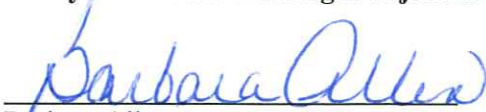
Chairwoman Maruschak thought it should go to third degree, second degree plus revoke. What section would that be inserted into?

Director Schneider suggested putting this in the licensure section.

Chairwoman Maruschak asked if anyone has any comments or questions? Seeing none. I'll look for a motion to adjourn by Councilwoman DeSouza; Seconded by Councilwoman Palmisano

Council Clerk: Roll Call: **Aye: DeSouza, Maruschak, Palmisano**

Safety Committee meeting is adjourned at 6:38 p.m.


Barbara Allen
Clerk of Council


Lisa Maruschak
Chair, Safety Committee