

ORDINANCE NO. 1156 – 01/19

AMENDING SECTION 26-334, 336 AND 7 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO LICENSING TO OFFER A RESIDENTIAL DWELLING AS A SHORT TERM RENTAL – TIME PERIOD REQUIREMENTS

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

1 **PART I: That Section 26-334 of the Walworth County Code of Ordinances is hereby**
2 **amended to read as follows (additions shown by underline; deletions shown by strike-**
3 **through):**

4
5 **“ARTICLE VII. OFFERING A RESIDENTIAL DWELLING AS A SHORT TERM**
6 **RENTAL**

7
8 **Sec. 26-334. Short Term Rental License Required.**

- 9
10 a. Except as provided in (b), no person shall offer a residential dwelling for rent for a fee or
11 similar consideration for less than 29 consecutive days ~~operate a Short Term Rental, as~~
12 ~~defined in Chapter 74 of the Walworth County Code of Ordinances,~~ without first
13 obtaining a license under this Section. Proof of the License and Property Rules shall be
14 posted in a conspicuous location at all times while the property is rented and made
15 available upon request for inspection. Offering a residential dwelling for rent for a fee or
16 similar consideration for periods of less than seven days is prohibited except as allowed
17 in the B-5 zone district.
- 18
19 b. No license shall be required for a single rental of not greater than ten days which occurs
20 in a calendar year.

21 ...
22
23 **PART II: That Section 26-336 of the Walworth County Code of Ordinances is hereby**
24 **amended to read as follows (additions shown by underline; deletions shown by strike-**
25 **through):**

26
27 **Sec. 26-336. Applicability.**

28
29 This article shall apply to all rentals of a residential dwelling ~~as a short term rental as~~
30 ~~defined in chapter 74 of the Walworth County Code of Ordinances~~ for periods less than 29
31 consecutive days, but shall not apply to a full month rental in the month of February, within
32 unincorporated Walworth County. This article shall not apply to facilities approved as a hotel,
33 motel, tourist court, rooming house, lodge, lodging house, or bed and breakfast as defined in
34 sections 74-131 and 74-262 of the Walworth County Code of Ordinances.

35
36 ...

1 **PART III: That Section 26-7 of the Walworth County Code of Ordinances is hereby**
2 **amended to read as follows (additions shown by underline; deletions shown by strike-**
3 **through):**

4
5 **Sec. 26-7. Definitions and phrases:**

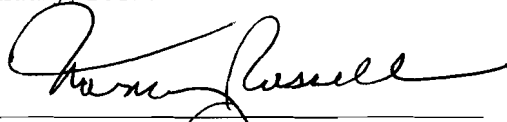
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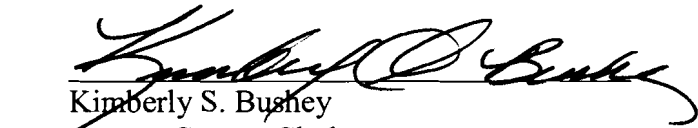
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9 Residential Dwelling: any building, structure, or part of the building or structure, that is used or
10 intended to be used as a home, residence, or sleeping place by one person or by 2 or more
11 persons maintaining a common household, to the exclusion of all others.

12 ...

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15 **PART IV: That this ordinance shall become effective upon passage and publication.**

16
17 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 8th day of
18 January, 2019.

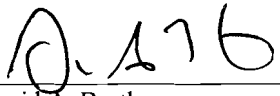
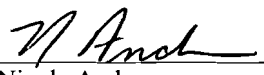
19
20 
21 _____
22 Nancy Russell
23 County Board Chair

24 
25 _____
26 Kimberly S. Bushey
27 Attest: County Clerk

28 County Board Meeting Date: January 8, 2019

29 Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached ordinance

	12/21/18		12/27/18
David A. Bretl	Date	Nicole Andersen	Date
County Administrator/Corporation Counsel		Deputy County Administrator-Finance	

This Resolution/Ordinance was:
Adopted; Roll Call/U.C./Voice
Rejected/Referred/Laid Over
Ayes: Noes: Absent:
Date January 8, 2019

Policy and Fiscal Note
Ordinance No. 1156 – 01/19

- I. Title:** Amending Section 26-342 of the Walworth County Code of Ordinances Relating To Licensing To Offer A Residential Dwelling As A Short Term Rental – Time Period Requirements
- II. Purpose and Policy Impact Statement:** The purpose of this amendment is to better define terminology for when a license for a short term rental is required.
- III. Is this a budgeted item and what is its fiscal impact:** Passage of this Ordinance will have no fiscal impact on the County Budget.
- IV. Referred to the following standing committees for consideration and date of referral:**

Committee: County Zoning Agency

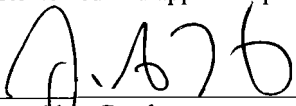
Date: December 20, 2018

Vote: 7 - 0

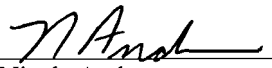
County Board Meeting Date: January 8, 2019

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 12/21/18

Date
David A. Bretl
County Administrator/Corporation Counsel

 12/27/18

Date
Nicole Andersen
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.