

ORDINANCE NO. 26-XXXX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING CERTAIN PROVISIONS TO CHAPTER 3.32 (TRANSIENT OCCUPANCY TAX) OF THE HERMOSA BEACH MUNICIPAL CODE

WHEREAS, the City of Hermosa Beach ("City") has the power to tax pursuant to California Government Code section 37100.5; and

WHEREAS, the City is authorized to impose a transient occupancy tax ("TOT") and adopt administrative collection procedures to tax a person staying thirty (30) days or less in hotels, motels, and similar lodgings pursuant to California Revenue and Taxation Code section 7280 *et seq.*; and

WHEREAS, the City imposes TOTs pursuant to Chapter 3.32 of the Municipal Code ("Code"), and short-term rentals are subject to TOTs pursuant to Sections 3.32.020 and 3.32.030 of the Code; and

WHEREAS, the City Council ("Council") desires to amend certain provisions of the Code related to short-term rentals for clarification purposes ensuring the TOT is administered according to the provisions approved by the voters.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH DOES HEREBY RESOLVE AND FIND AS FOLLOWS:

SECTION 1. Incorporation of Recitals. The above recitals are true and correct, and are incorporated herein by this reference.

SECTION 2. Findings. The Council hereby finds that the proposed amendments do not increase or otherwise expand the scope of the TOT beyond that approved by the voters.

SECTION 3. Amendment. The Council hereby amends Chapter 3.32 (TOT) of the Code as follows:

a. Section 3.32.020 (Definitions). The definition of Operator is amended by deleting the words "any other permitted" before the words "short term rental".

b. Section 3.32.030 (Tax Imposed). Section 3.32.030 is hereby amended by deleting the words "permitted" and "other permitted" before the words "short-term rental".

c. Section 3.32.100 (Appeal). Section 3.32.100 is hereby amended by replacing the word “council” with the words “city manager or their designee”, and the words “city manager” with the words “city manager or their designee”.

SECTION 4. California Environmental Quality Act (“CEQA”). The City Council finds that this Ordinance is not subject to CEQA pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines (Chapter 3 to Title 14 of the California Code of Regulations) because it has no potential for resulting in physical change to the environment, directly or indirectly.

SECTION 5. Severability. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications; and, to this end, the provisions of this Ordinance are severable.

SECTION 6. Certification. The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City’s book of original ordinances; make a note of the passage and adoption in the records of this meeting; and, within fifteen (15) days after the Ordinance’s passage and adoption, cause it to be published or posted in accordance with California law.

SECTION 7. Effective Date. This Ordinance shall become effective and be in full force and effect from and after thirty (30) days of its final passage and adoption.

PASSED, APPROVED, and ADOPTED on this 10th day of March 2026.

Mayor Mike Detoy

PRESIDENT of the City Council and **MAYOR** of the City of Hermosa Beach, CA

ATTEST:

APPROVED AS TO FORM:

[_____] Interim City Clerk

Jason Baltimore Interim City Attorney