



# CITY COUNCIL AGENDA STATEMENT



July 14, 2020

File ID: 20-0206

## **TITLE**

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE CHAPTER 5.39, HOTELS/MOTELS, REGARDING GUEST ROOM INSPECTIONS FOR EQUIPMENT AND AMENITY MINIMUM REQUIREMENTS FOR HOTEL/MOTEL OPERATING PERMITS

## **RECOMMENDED ACTION**

Council place the ordinance on first reading.

## **SUMMARY**

Chapter 5.39 of the Municipal Code requires that hotel/motel establishments comply with biennial health inspections conducted by state certified environmental health specialists. Chapter 15.20.080 of the Municipal Code requires that hotel/motel establishments meet guest room minimum health requirements. Both Chapters address concerns of acceptable habitability standards amongst other requirements. The Department is looking to eliminate the duplicative health inspections and certify the hotel/motel establishments through the inspections defined in Chapter 15.20.080.

## **ENVIRONMENTAL REVIEW**

The Director of Development Services has reviewed the proposed project for compliance with the California Environmental Quality Act (CEQA) and has determined that the project qualifies for a Categorical Exemption pursuant to State CEQA Guidelines Section 15309 Class 9 (Inspections) and Section 15061(b)(3); because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. Thus, no further environmental review is required.

## **BOARD/COMMISSION/COMMITTEE RECOMMENDATION**

Not applicable.

## **DISCUSSION**

Chapter 5.39 of the Municipal Code was established in 2006 to enhance the health, public safety and welfare of residents and visitors to the City. Among other requirements, hotel/motel establishments are required to meet biennial inspections performed by an environmental health specialist registered with the California Department of Health Services. The regional availability for environmental health specialists is limited and difficult to solicit, making the requirement overly onerous to the hotel/motel industry. The City of Chula Vista's Code Enforcement Division performs annual public health inspections that comply with Chapter 5.39 of the Municipal Code health requirements which are stated in 15.20.080 of the Municipal Code health

requirements. Minimum requirements in 15.20.080 are comparable to the items inspected by an environmental health specialist.

#### **DECISION-MAKER CONFLICT**

Staff has reviewed the decision contemplated by this action and has determined that it is not site-specific and consequently, the real property holdings of the City Council members do not create a disqualifying real property-related financial conflict of interest under the Political Reform Act (Cal. Gov't Code § 87100, et seq.).

Staff is not independently aware, and has not been informed by any City Council member, of any other fact that may constitute a basis for a decision-maker conflict of interest in this matter.

#### **CURRENT-YEAR FISCAL IMPACT**

The requirement for a biennial inspection as stated in Chapter 5.39.050 and the guest room minimum requirements as stated in Chapter 15.20.080 do not have any fiscal impact.

#### **ONGOING FISCAL IMPACT**

Amendments to Chapter 5.39.050 have no foreseeable fiscal impact to the City.

#### **ATTACHMENTS**

Attachment 1: Ordinance amending Chula Vista Municipal Code Chapter 5.39 Hotels/Motels

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