

**RESOLUTION 2021-05**

**A RESOLUTION APPROVING A CONDITIONAL USE PERMIT TO OPERATE A VACATION RENTAL BY OWNER (BED & BREAKFAST) IN A COMMUNITY RESIDENTIAL ZONE LOCATED AT 618 EAST ASPEN AVENUE.**

**WHEREAS**, the property owner at 618 East Aspen Avenue has submitted an application for a Conditional Use Permit to operate a Vacation Rental by Owner (Bed & Breakfast) in a Community Residential zone, and

**WHEREAS**, the City of Fruita requires a Conditional Use Permit to operate a vacation rental by owner (Bed & Breakfast) in a Community Residential zone, and

**WHEREAS**, the Fruita Planning Commission held a public hearing on February 9, 2021 and recommended approval to the Fruita City Council of the Conditional Use Permit with conditions.

**NOW, THEREFORE, BE IT RESOLVED BY THE FRUITA CITY COUNCIL:**

- A. The Conditional Use Permit to operate a Vacation Rental by Owner at 618 East Aspen Avenue is hereby approved subject to the following conditions:
1. Lodger's tax be paid to the City of Fruita pursuant to Chapter 3.18 of the Fruita Municipal Code.
  2. Maintain a current City of Fruita business license.
  3. Limited to 2 bedrooms.
  4. All bedrooms shall contain fire and carbon monoxide alarms.
  5. Annual review of the Conditional Use Permit by the Fruita Code Compliance Officer.
  6. Compliance with all laws and regulations as applicable.
- B. The City Clerk shall record this Resolution with the Mesa County Clerk & Recorder's Office.
- C. If the Conditional Use is inactive for a period of 1 year or more the permit will be automatically revoked.

**PASSED AND ADOPTED BY THE FRUITA CITY COUNCIL**

**THIS 2<sup>ND</sup> DAY OF MARCH 2021.**

ATTEST:

City of Fruita

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Margaret Sell, City Clerk

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Joel Kincaid, Mayor